

Anthony D. Taylor #197565 OBU  
Kershaw Correctional Institution  
4848 Goldmine Highway  
Kershaw, SC 29067-9069

The Supreme Court of South Carolina  
DANIEL E. SHEAROUSE / CLERK OF COURT  
Post Office Box 11330  
Columbia, South Carolina 29211

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THE SUPREME COURT OF SOUTH CAROLINA  
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COLUMBIA, SOUTH CAROLINA 29211

Appellate Case No: 2013-002329

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DEC 11 2013

S.C. SUPREME COURT

December 5, 2013

DEAR HONORABLE CLERK:

Please find enclosed an original copy of Appellate's letter of prayer requesting permission to file a motion for Reconsideration or acceptance of this letter of prayer as a reconsideration in the above listed action. Where a copy of same have been forwarded to the Assistant Attorney General Megan E. Harrigan at the listed address Office of Attorney General, Post Office Box 11549 Columbia, South Carolina 29211-1549, by way of mail <sup>room</sup> personal through Institutional mail service.

Sincerely,

Anthony R. Saylor # 197565084  
Kershaw Correctional Institution  
4848 Goldmond Highway  
Kershaw, SC 29067-8869

Kershaw, South Carolina

December 5, 2013

CE file

Megan E. Harrigan Esquire

The Supreme Court of South Carolina  
DANIEL E. SHEAROUSE, CLERK OF COURT  
POST OFFICE BOX 11330  
COLUMBIA, SOUTH CAROLINA 29211

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DEC 11 2013

S.C. SUPREME COURT  
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Appellate Case NO: 2013-00 2329

Dear Honorable CLERK

Immediately upon the receipt of your denial in the above listed action dated December 2, 2013.

With all do respect pro se Appellate would request another demand upon this Honorable Court the permission to file a motion of reconsideration and or accept this letter of prayer as an motion of reconsideration in this action

In this action there is an issue of a material fact that was presented but not being recognize or overlooked by this Honorable court that could have Appellate Sentence vacated as established under the discovery Rule of title 17, Subsection 17-27-45(6). Appellate contends strictly that his sentence is a flagrant sentencing error, by sentencing judge during the sentencing phase (not his 96, conviction), that excessive and greater than the maximum allowable by law. IF this court refuse or deny this prayer: a miscarriage of justice in law. Showly have occurred?

In this above listed action the records clearly reflects the sentencing, Judge's discretionary abuse is in violation of a statutory provisional violation of a penal statute, also a procedural sentencing guideline violation pursuant to section 44-53-370(6)(2) (3rd) third or subsequent offense violation. In this action Appellate has meet the (2) two requirements under law to prove a Judge's discretionary abuse violation for an evidentiary hearing on the merits, by showing the statutory, provisional violation of a penal statute and a procedural guideline violation of South Carolina Code of Law Section 44-53-370 (6)(2) 3rd or sub-off. Violation for possession with intent to distribute marijuana, and Distribution of marijuana 3rd or sub.off. This claim is strictly about the flagrant sentencing error of Appellant: 1996. Sentencing process (not the 96, conviction)

Under this penal statute South Carolina legislature has made their intention plain and clear, for any defendant found guilty under this penal statute must not receive more than twenty years imprisonment term. This 30 thirty years consecutive sentences is excessive and greater than the statutory maximum for punishment allowable under law and a incorrect sentence, if this flagrant error of sentencing is not recognize and overlooked by this Honorable Court showly a miscarriage of Justice would have been overlooked and occurred.

something is very wrong here where the record clearly reflects that a sentencing discretionary error of a incorrect sentences has taken place and this Honorable Court taking away as if the law of both S.C. and U.S. Const. tations do not matter when it comes to an incorrect sentences under the law.

Whereas, this Honorable Court has ruled in many other case laws, that an incorrect sentences must be reversed for resentencing. This action is a action against an incorrect or excessive sentences, so why? is this court not recognizing it and overlooking that material fact that could have this sentence vacated.

WHEREFORE, Appellate, prays that this Honorable Court would grant him permission or accept this letter as a motion for reconsideration or a motion for reconsideration to correct this miscarriage of Justice where his sentence of thirty-years imprisonment is clearly reflected by the record to be a discretionary abuse violation by sentencing judge lack of authority to issue a punishment greater than that maximum imprisonment term allowable under both S.C. and U.S. laws. Therefore basis upon reason stated Appellate's prays this Honorable Court will accept this letter or grant permission for a reconsideration to correct this miscarriage of Justice in this abuse action.

NOTES: There were no faults of Appellate prosey, that he filed five post conviction Relief applications, before he actually discovery of this flagrant sentencing error, where the records clearly reflects that he were misled and misrepresented by all of his Appellate Court appointed counsels at all levels of his Appellate proceeding by incompetent

assistance of counsel's failure to raise this claim of appellate's sentence being incorrect and a discretionary violation. Appellate shouldn't have to continue to suffer under this incorrect sentence that is in violation of both state and federal laws, nor should this court hold Appellate accountable for mistakes, lack of competency of court appointed counsel who created these procedural irregularity not to the highest standards of train professionals under this great art. In this action Appellate just actually discovery of this material fact in 2013 and filed his fifth application all in good faith because he felted some thing was not right in his case.

Respectfully Submitted

~~J. Anthony R. Taylor~~  
J. Anthony R. Taylor #191565 OBY  
ANTHONY R. TAYLOR #191565 OAK-B4  
Kershaw Correctional Institution  
4848 Goldmine Highway  
Kershaw, SC, 29067-8069

~~Kershaw, SC~~  
Kershaw, South Carolina  
December 5, 2013

Ce Fitz

Megan E. Harrigan Esquire