

State of South Carolina
County of Beaufort

Alfonzo J. Howard, #333399
Applicant,

v.

State of South Carolina,
Respondent,

The Court of Common
Pleas
Fourteenth Judicial Circuit
Case No. 2025-CP-07-01357
Rule 59(e) motion to
Alter or Amend Judgment
And Alternative Rule 60(b)
motion

RECEIVED

JUN 16 2026

SS Court of Appeals

JERRI ANN ROSENEAU
BEAUFORT COUNTY, S.C.
CLERK OF COURT

2026 JUN - 1 PM 1:54

Comes now the Applicant, Alfonso J. Howard, pro se,
and moves the court pursuant to Rule 59(e) and alternatively
Rule 60(b), S.C.R.P., to alter or amend the final order of Dismissal
entered May 17, 2026.

Grounds,

1) The Court signed the order on May 1, 2026.

- 2) Applicant filed a timely response on May 6, 2026 as proven by the attached score debit form showing he purchased legal mailing materials on that date as well as mailed out material.
- 3) The final order was entered before the court considered applicant's response (May 6th 2026), despite the conditional order explicitly granted 30 days to reply.
- 4) This premature ruling deprived Applicant of due process and a meaningful opportunity to be heard.
- 5) The procedural error of law and manifest injustice.

Prayer for Relief,

Applicant requests that the court:

- 1) Grant this motion and vacate the final order of Dismissal.

- 2) Consider Applicant's May 6, 2026 Response on the merits.
- 3) Grant an evidentiary hearing, appoint counsel, and order re-analysis of the SAK.
- 4) Grant any other relief the court deems just and proper.

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 26 DAY OF May.

20 26. Virginia Robinson

NOTARY PUBLIC
STATE OF SOUTH CAROLINA

MY COMMISSION EXPIRES April 21, 2031

Respectfully submitted,

Alfonzo J. Howard #333399
Alfonzo J. Howard

PO Box 2039

Ridgeland, SC 29936

May 20, 2026

CKH



ALAN WILSON
ATTORNEY GENERAL

April 28, 2026

The Honorable Marvin H. Dukes, III
14th Circuit Chief Administrative Judge
Post Office Drawer 1128
Beaufort, South Carolina 29901

Re: Alfonzo J. Howard, #333399 v. State of South Carolina
Case No. 2025-CP-07-01357

Dear Judge Dukes:

Enclosed please find the proposed Final Order of Dismissal in the above-captioned case. For your convenience, I am enclosing a copy of the signed and served Conditional Order of Dismissal for your review.

If this Order meets your approval, please sign and return to me in the enclosed envelope, and I will forward to the Beaufort County Clerk of Court to be filed and served.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Kylee Kanealey
Assistant Attorney General

KK/vh
Enclosure(s)

cc: Alfonzo J. Howard, #333399

ck Pit

STATE OF SOUTH CAROLINA
COUNTY OF BEAUFORT

Alfonzo J. Howard, #333399,

Applicant,

v.

State of South Carolina,

Respondent.

) IN THE COURT OF COMMON PLEAS
) IN THE FOURTEENTH JUDICIAL CIRCUIT
)

) CASE NO. 2025-CP-07-01357
)

FINAL ORDER OF DISMISSAL RECEIVED

JUN 16 2026

SC Court of Appeals

This matter is before the Court by way of an application for post-conviction relief (PCR) filed by Alfonzo J. Howard (Applicant) on May 30, 2025. Respondent filed a return and motion to dismiss the application as successive and untimely. After reviewing the records and pleadings, this Court agreed this application should be summarily dismissed and provisionally dismissed the action by way of an Amended Conditional Order of Dismissal filed March 5, 2026, giving Applicant twenty days from the date of service of said Order to show why the dismissal should not become final. Attached to this Final Order and incorporated herein by reference is a Certificate of Service indicating Applicant was served the Conditional Order of Dismissal on March 24, 2026.

On October 21, 2025, March 16, 2026, and April 6, 2026, Applicant filed responses to the conditional order of dismissal. In his responses, Applicant re-raises the argument from his application that the 2006 SLED form attached to his application is newly-discovered evidence. This form does not meet the threshold for newly-discovered evidence. Applicant has not set forth a valid basis to set aside the statute of limitations, nor has he set forth any cognizable claim that could not have been raised in his prior PCR applications. Viewed in the light most favorable to Applicant, Applicant has not set forth a sufficient reason why the statute of limitations or prohibition against successive applications should not apply. Thus, there is no basis for an evidentiary hearing.

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JUN 16 2026

SC Court of Appeals

CKH

IT IS THEREFORE ORDERED that for the reasons set forth in the Court's Conditional Order of Dismissal and in this Final Order of Dismissal, this PCR application is hereby **DENIED AND DISMISSED WITH PREJUDICE**. Should Applicant wish to procure appellate review, he must file and serve a notice of appeal within thirty days of this Order. See Rule 203, SCACR. Applicant's attention is directed to Rule 243, SCACR, for the procedures following the filing and service of the notice of appeal.

AND IT IS SO ORDERED this _____ day of _____, 2026.

MARVIN H. DUKES, III
Chief Administrative Judge – Common Pleas
Fourteenth Judicial Circuit

_____, South Carolina

C/C filed



ALAN WILSON
ATTORNEY GENERAL

May 8, 2026

The Honorable Jerri Ann Roseneau
Beaufort County Clerk of Court
Post Office Box 1128
Beaufort, South Carolina 29901-1128

Re: Alfonzo Howard, #333399 v. State of South Carolina
Case No. 2025-CP-07-01357

Dear Ms. Roseneau:

Enclosed please find the original Final Order of Dismissal signed by the Honorable Marvin H. Dukes, III, in the above-captioned case, for filing in your office. In addition, please send a time-stamped copy back to our office for our file.

Sincerely,

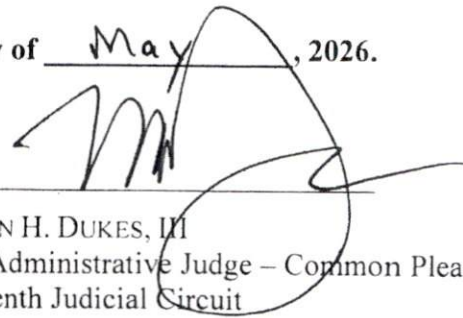
Kylee Kanealey
Assistant Attorney General

KK/vh

cc: Alfonzo Howard, #333399

IT IS THEREFORE ORDERED that for the reasons set forth in the Court's Conditional Order of Dismissal and in this Final Order of Dismissal, this PCR application is hereby **DENIED AND DISMISSED WITH PREJUDICE**. Should Applicant wish to procure appellate review, he must file and serve a notice of appeal within thirty days of this Order. See Rule 203, SCACR. Applicant's attention is directed to Rule 243, SCACR, for the procedures following the filing and service of the notice of appeal.

AND IT IS SO ORDERED this 1 day of May, 2026.



MARVIN H. DUKES, III
Chief Administrative Judge – Common Pleas
Fourteenth Judicial Circuit

B&F, South Carolina

