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The Supreme Court of South Carolina

SEP 02 2026

S.C. SUPREME COURT

Gabriel Rios
Plaintiff,

vs.

State of South Carolina
Defendants.

Appellate Case No. 2026-001110

Motion: Request Leave to Supplement
Issue Relating Back with
Pending Grounds

This matter is being respectfully requested that this Honorable S.C. Supreme Court grant Petitioner leave to supplement his appeal brief, as a important concern in aid of this court's decision making process,

Petitioner rightfully contends the Court of Appeals erred reversing the PCR Courts when such reversal was not based on the PCR Courts legal error, and was moreso based on "the weight or credibility of witness testifying".

The Court of Appeals dose not sit as fact-finder or to weigh the credibility of witnesses, The 911 tape was withheld where the victim (knowing the Petitioner all to well), did not identify petitioner as the suspect.

The first time this 911 tape was heard "was during the PCR hearing". After the corrupt cop coerced the victim that it was Petitioner, did she accuse him.

Therefore, the PCR Judge engage each and every prong in order to grant the application, Simply because Petitioner's newly discovered evidence identifies "how the misidentification occurred" (ie. through misguidance by a public official).

The time between Petitioner's wrongful conviction and the officer finally getting caught in the act, cannot discount the justice required to exonerate a innocent man.

Respectfully Submitted,

S/ 
Gabriel Rios (Petitioner)

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The Supreme Court of South Carolina
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