



LAW OFFICE OF TRICIA A. BLANCHETTE

February 25, 2014

The Honorable Daniel E. Shearouse
Clerk, Supreme Court of South Carolina
Post Office Box 11330
Columbia, South Carolina 29211

RECEIVED

FEB 25 2014

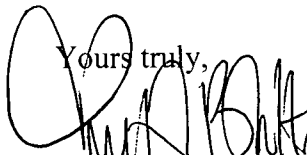
RE: Timothy J. Wilson v. State; App. Case No.: 2013-002473

Dear Sir:

S.C. Supreme Court

For filing, attached please find an original and six copies of a Petition for Appeal Bond and Certificate of Service in the above referenced case.

Thank you for your assistance with this matter. Please contact my office with any questions.

Yours truly,

Tricia A. Blanchette
Attorney at Law

cc: J. Benjamin Aplin, Assistant Attorney General
Timothy J. Wilson

THE STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM LEXINGTON COUNTY
Court of Common Pleas
Post Conviction Relief

Honorable R. Lawton McIntosh, Circuit Court Judge

Case No.: 2011-CP-32-0402
Appellate Case No.: 2013-002473

RECEIVED

FEB 25 2014

S.C. Supreme Court

Timothy J. Wilson,.....Respondent-Petitioner,

vs.

State of South Carolina,.....Petitioner-Respondent.

PETITION FOR APPEAL BOND

Respondent-Petitioner, through his undersigned counsel, respectfully petitions this Court for an appellate bond pursuant to Rule 240, SCACR, and Rule 243(k), SCACR. The Respondent-Petitioner is requesting an appellate bond during the pendency of the cross-appeal of the Order Granting Application for Post Conviction Relief, which was signed by the Honorable R. Lawton McIntosh on September 24, 2013 and on file with this Court.

POST CONVICTION RELIEF PROCEDURAL HISTORY

This matter came before the lower court by way of an Application for Post Conviction Relief (PCR) filed in Lexington County on February 1, 2011. On September 7, 2011, Petitioner-Respondent (P-R) submitted a Return. On March 23, 2012, Tricia A. Blanchette, Esquire, was substituted as counsel for Respondent-Petitioner (R-P). On

October 10, 2012, a Motion for Discovery was filed, and the P-R submitted a Return on October 19, 2012.

On November 13, 2012, a motion hearing was held at the Lexington County Courthouse in front of the Honorable Edgar W. Dickson. R-P was present and represented by Tricia A. Blanchette, Esquire. P-R was represented by Salley W. Elliott, Senior Assistant Deputy Attorney General. On December 7, 2012, an Order Authorizing Discovery was issued and subsequently filed on December 14, 2012.

On December 21, 2012, R-P, through counsel, submitted an Amendment to Application for Post Conviction Relief, which added the following specific allegations to his original allegations of ineffective assistance of trial and appellate counsel:

1. Ineffective assistance of trial counsel for failure to properly prepare and investigate prior to trial. Specifically, but not limited to, failure to review the discovery with Applicant, failure to prepare defense witnesses for trial, failure to investigate the allegations and potential defenses.
2. Ineffective assistance of trial counsel regarding the failure to obtain and/or utilize expert witnesses and failure to make a timely request for a continuance to procure necessary experts.
3. Ineffective assistance of trial counsel for failure to raise an objection to the juror shortage. Transcript pp. 7, 50.
4. Ineffective assistance of trial counsel for agreeing to admit the video of the forensic interview of the victim.
5. Ineffective assistance of trial counsel for failure to protect Applicant's confrontation rights during the testimony of the victim.
6. Ineffective assistance of trial counsel for putting forth an unreasonable defense strategy.
7. Ineffective assistance of trial counsel for failing to fully cross-examine the State's witnesses, including but not limited to Dr. Robinson, Alicia Benedetto, Christalyn Thompson and Heather Smith.

8. Ineffective assistance of trial counsel for failure to object to hearsay and bolstering / vouching testimony of the State's experts. See Jolly v. State, 314 S.C. 17, 443 S.E.2d 566 (1994), State v. Dempsey, 340 S.C. 565, 532 S.E.2d 306 (Ct. App. 2000), State v. Dawkins, 346 S.C. 151, 551 S.E.2d 260 (2001), Smith v. State, 386 S.C. 562, 689 S.E.2d 629 (2010), State v. Jennings, 394 S.C. 473, 716 S.E.2d 91 (2011), State v. McKerley, 397 S.C. 461, 725 S.E.2d 139 (2012).
9. Ineffective assistance of trial counsel for failure to address possible bias expressed by the trial court stemming from a prior case. Transcript pp. 209-10.
10. Ineffective assistance of trial counsel for failure to make a directed verdict argument on all charges.
11. Ineffective assistance of trial counsel for failure to object to pitting of witnesses by the State, as pointed out by the trial court.
12. Ineffective assistance of trial counsel for opening the door to testimony during the cross-examination of Jessica Wilson and the State's reply witnesses regarding a completely unrelated allegation of sexual abuse involving Jessica Wilson's father.
13. Ineffective assistance of trial counsel for failure to advise Applicant regarding "Jessica's Law" and the changes to the jury charge and applicable sentencing range.
14. Ineffective assistance of appellate counsel for failure to raise the motion for continuance on appeal.

An evidentiary hearing into the matter was held before the Honorable R. Lawton McIntosh on January 29, 2013 at the Lexington County Courthouse. R-P was present at the hearing and was represented by Tricia A. Blanchette, Esquire. P-R was represented by J. Benjamin Aplin, Assistant Attorney General.

During the hearing, R-P testified on his own behalf. Counsel also called Gaye Allen-Cook, Donna Schwartz-Watts, Gregory Robinson and trial counsel, Casey

Cornwell, Esquire to the stand. Counsel introduced twenty exhibits. The lower court was also provided a copy of the Application, the Return, Respondent-Petitioner's Amendment, the records of the Lexington County Clerk of Court concerning the subject conviction, the trial transcript, and Respondent-Petitioner's records from the South Carolina Department of Corrections.

At the close of the hearing, the Honorable R. Lawton McIntosh took the matter under advisement. Thereafter, the Honorable R. Lawton McIntosh requested that Respondent-Petitioner's counsel submit a proposed Order. On September 24, 2013, the Honorable R. Lawton McIntosh issued an Order Granting Application for Post Conviction Relief, which was filed on October 9, 2013.

On November 15, 2013, P-R filed a Notice of Intent to Appeal, and R-P filed a Notice of Cross-Appeal on November 19, 2013. P-R is within his first thirty days for filing the Petition for Writ of Certiorari and Appendix.

GENERAL SESSIONS PROCEDURAL HISTORY

Respondent-Petitioner is presently confined in the South Department of Corrections pursuant to orders of commitment from the Lexington County Clerk of Court. During the March 2008 term of the Lexington County Grand Jury, R-P was indicted on four counts of Criminal Sexual Conduct with a Minor (CSC), 1st Degree (Indictment No.: 2008-GS-32-789 to 792). Subsequently, R-P was indicted for Lewd Act on a Minor (Lewd Act) (Indictment No.: 2008-GS-32-2293) during the July 2008 term of the Lexington County Grand Jury. On July 29, 2008, a jury trial was conducted at the Lexington County Courthouse in front of the Honorable William P. Keesley. R-P was represented by Casey Cornwell, Esquire, and Bennett Casto, Esquire, of the Lexington

County Public Defender's Office. The jury found R-P guilty as indicted. On August 1, 2008, the Honorable William P. Keesley sentenced R-P to confinement for concurrent terms of fifteen (15) years for Lewd Act (Indictment No.: 2008-GS-32-2293), thirty (30) years for CSC, 1st Degree (2008-GS-32-789), thirty (30) years for CSC, 1st Degree (2008-GS-32-791), fifteen (15) years for CSC, 1st Degree (Indictment No.: 2008-GS-32-792) and a consecutive term of fifteen (15) years for CSC, 1st Degree (Indictment No.: 2008-GS-32-790), for an aggregate sentence of forty-five (45) years.

A timely Notice of Appeal was filed and an appeal was perfected by Wanda H. Carter, South Carolina Office of Appellate Defense. The South Carolina Court of Appeals affirmed Respondent-Petitioner's convictions and sentences. State v. Wilson, Op. No. 2010-UP-472 (S.C. Ct. App. filed October 28, 2010). The Remittitur was issued on November 17, 2010.

GROUND IN SUPPORT OF REQUEST FOR BOND

By way of the Order Granting Application for Post Conviction Relief, the Honorable R. Lawton McIntosh granted the R-P relief on the issue of ineffective assistance of trial counsel for failure to object to bolstering / vouching testimony of the State's experts (Alicia Benedetto and Heather Smith). In finding counsel ineffective, the lower court relied upon the precedent set forth in Jolly v. State, 314 S.C. 17, 443 S.E.2d 566 (1994), State v. Dempsey, 340 S.C. 565, 532 S.E.2d 306 (Ct. App. 2000), State v. Dawkins, 346 S.C. 151, 551 S.E.2d 260 (2001), Smith v. State, 386 S.C. 562, 689 S.E.2d 629 (2010), State v. Hill, 394 S.C. 280, 715 S.E.2d 368 (Ct. App. 2011), State v. Jennings, 394 S.C. 473, 716 S.E.2d 91 (2011), State v. McKerley, 397 S.C. 461, 725

S.E.2d 139 (2012), and State v. Kromah, 401 S.C. 340, 737 S.E.2d 490 (2013). After a detailed analysis of the above cases, the lower court noted:

At the evidentiary hearing and at this Court's request following the hearing, Applicant, through counsel, provided a detailed list of citations from the trial testimony of Heather Smith and Alicia Benedetto that Applicant submitted were objectionable.¹ What this Court finds most troubling in the referenced trial testimony is the repeated use of the terms "compelling" and "consistent," along with the repeated explanation of the accuracy of the information obtained from the victim. Trial Transcript pp. 348, lns. 7-10, 352, lns. 6-25, 353, lns. 10-25, 354-6, 388, lns. 11-12, 389, lns. 6-25, 390-1, 392, lns. 24-25, 393, 394, lns. 5-11, 399, lns. 8-13, 466-8, 469, lns. 8-11, 471, 479, lns. 11-14.

Order p. 18. Thereafter, the lower court concluded: "This Court finds that the higher courts have made it abundantly clear that the testimony at issue is not only objectionable but inadmissible if offered for the improper purpose of vouching for a witness or bolstering credibility." Order p. 18.

As to prejudice, the lower court reasoned:

Furthermore, this Court is not convinced of the State's harmless error argument. As Applicant and counsel stated, it is clear from the transcript that the entire case hinged on the credibility of the victim.² In their opening arguments, both parties argued that the entire case boiled down to credibility. Trial Transcript pp. 231-2. Therefore, it is inconceivable that counsel's admitted error was harmless and did not affect the outcome of Applicant's trial when the testimony at issue clearly bolstered the credibility of the victim.

Order p. 21. R-P would urge this Court to find that there is a good probability that he will prevail on appellate review due to the highly detailed and well reasoned

¹ The list provided to the Court is as follows: Trial Transcript pp. 332, lns. 12-14, 346, lns. 1-11, 348, lns. 7-10, 349, lns. 4-16, 350, lns. 19-20, 352, lns. 6-25, 353, lns. 10-25, 354-56, 357, lns. 7-13, 379, lns. 6-22, 381, lns. 10-25, 387, lns. 16-25, 388, lns. 11-12, 389, lns. 6-25, 390-91, 392, lns. 24-25, 393, 394, lns. 5-11, 396, lns. 10-16, 399, lns. 21-22, 402, lns. 10-11, 455, lns. 24-25, 456, lns. 1-7, 461-62, 464, lns. 4-7, 466-68, 469, lns. 8-11, 471-2, 476, 479, lns. 11-14.

² When asked by the lower court at the evidentiary hearing, the State agreed that "this is a credibility case, that there is no abuse physical findings of abuse by a qualified medical doctor." PCR Transcript p. 242, lns. 7-15.

findings of the lower court as summarized above, which are based upon clear precedent set forth by this Court.

Furthermore, R-P has filed a cross-appeal and respectfully submits that there are a number of viable grounds on which he will seek reversal of lower court's findings and ask that relief be granted. R-P bases this assertion upon trial counsel numerous concessions at the evidentiary hearing of his failures and errors in representing R-P, which were ultimately excused by the lower court. Therefore, R-P submits that his cross appeal further supports his contention that there is a good probability that he will prevail on appeal.

While incarcerated, R-P has taken advantage of every opportunity afforded to him in the South Carolina Department of Corrections and has remained actively involved in the lives of his family and friends. As is evidenced by Respondent-Petitioner's attached letter, he has diligently worked to better himself and his family while incarcerated and would be truly humbled by the opportunity to receive an appellate bond. In support of this contention, attached please find a copy of the following: 1) A letter from Gary R. Minion, Respondent-Petitioner's mentor through Prison Ministry; 2) A letter from Reverend D. Nelson Taylor, volunteer Chaplain at Broad River Correctional Institution; 3) A letter from Jim Gordon, volunteer for J.U.M.P. S.T.A.R.T. Rehabilitation Program; 4) A copy of Respondent-Petitioner's online record supplied by the South Carolina Department of Corrections 5) Seven certificates of completion of Bible Study Courses through Gospel Evangelistic Team; 6) Letter of Completion for Broad River Kairos Retreat; 7) Certificate of Completion and Graduation for J.U.M.P. S.T.A.R.T. Rehabilitation Program; 8) Six Certificates of Achievement / Completion for Bible

studies offered through Broad River Correctional Institution Chapel; 9) Certificate of Completion for Men's Fraternity; 10) Eight Certificates of Completion from Emmaus Correspondence School; and 11) Five Certificates of Completion from Exodus Bible Correspondence School. R-P submits that his activities while incarcerated speak to the strength of character that he will continue to demonstrate if he is granted bond.

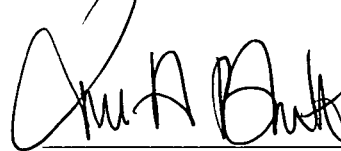
R-P acknowledges the seriousness of the crimes from which he was convicted, but he respectfully asks that this Court to weigh the seriousness against the lower court's findings that the convictions were a result of ineffective assistance and the immense support he has from his family, including his ex-wife, and community. R-P plans to reside in the home of Ron and Kathi Abrogast (step-father and mother), and a letter is attached detailing their support of R-P and the living situation that will be for him. Additionally, R-P submits that he will be welcomed with open arms not only by his family but also his immediate neighbors and church community. In support of this contention and for the Court's review, attached please find the following: 1) The signatures of his immediate neighbors; and 2) The signatures of his church community. Finally, R-P would ask this Court to consider that he was allowed to be stationed out of state for his military duty during his bond prior to trial and always complied with the requirements set forth by his bond. As a result, R-P submits that he will not present a flight risk and will comply with all conditions set by this Court.

To ensure that he will succeed in gaining employment, R-P has prepared the attached Resume and has consulted with several prior employers about a position. A letter from George Garrett, prior employer, is attached. As a result of his completion of

the J.U.M.P. S.T.A.R.T. Rehabilitation Program, R-P also has job opportunities available to him if needed.

Based upon the likelihood of success on appeal, the reasons set forth in his letter, his comprehensive plan, his record and activities while incarcerated, the outpouring of support and affirmation from his family and the community, and his compliance with his prior bond, R-P submits that his case presents an extraordinary circumstance that warrants the granting of this Petition. Therefore, R-P would respectfully request that this Court grant his Petition for an Appellate Bond Pursuant to Rule 240, SCACR, and Rule 243(k), SCACR.

Respectfully submitted,



Tricia A. Blanchette
PO Box 12725
Columbia, SC 29211
(803) 988-0008
Attorney for Respondent-Petitioner

February 26, 2014
Columbia, South Carolina

Dear Chief Justice Toal and Justices of the South Carolina Supreme Court:

I, Timothy J. Wilson, am respectfully requesting your consideration for an appellate bond. On October 18, 2013, I was granted PCR relief, and my case is currently pending in this Court due to the appeal filed by the South Carolina Attorney General's Office.

Prior to my trial in July of 2008, I received a bond in December of 2006. While out on bond, I was allowed to remain an active duty Marine stationed at MLCB in Albany, Georgia and Camp Pendleton in California. During my time on bond, I maintained weekly contact with A1 Bonding Company, and I was also able to financially support my family.

By asking for an appeal bond, I am seeking the opportunity to help my family financially, emotionally, physically, and spiritually. If released on bond, I will be glad to follow all rules and appointments given to must just as I did with my prior bond. While out on bond, I will be living at my mother's house here in Columbia. The address is: 2512 Cardington Drive, Columbia, South Carolina 29209. My stepfather, mother, and sisters have thoughtfully and lovingly prepared a room for me.


As for employment, I have prepared an updated resume, a copy of which is included, to use in my job search. I have contacted several prior employers in hopes that they are willing and in need of my employment. Transportation and clothing has already been taken care of so that I will be able to immediately begin the process of job hunting and/or working. Jump Start, which is a program that I have been a part of for three years at Broad River CI, is also willing to assist me in my job search and my transition back into civilian life. Regardless of the business that hires me, I know I will be kept very busy by my mother's chore list, which is already a mile long. This will be my opportunity to begin paying off the many debts that I owe to my family, friends and community for their continued support over the last five years.

Regarding my wife and children, I was divorced in September 2011, but we have remained in touch for the children's sake. Throughout this entire process, my ex-wife has always given the children a line of communication to me and allowed my son to have yearly visits. I will truly appreciate the opportunity to offer better support to my ex-wife in raising our children.

I have a wonderful support system made up of family, church and friends. I am very grateful to have these people in my life. Since coming to prison, I have learned more of God's love and his purpose for my life. I now have a better understanding of what my life should be and how to live for others as a Christian example. I have been able to participate in different programs that have equipped me to be a man of God and a successful part of my family and community. I want to share with others the lessons I have learned while here, and I look forward to being able to pay my blessings forward. I plan on being the man God created me to be since my children and entire family deserves that from me.

I am truly appreciative of your time and consideration. I hope this letter has helped you all understand my sincere request.

Sincerely,


Timothy J. Wilson

Gary R. Minion

1013 Orangeburg Drive, West Columbia, SC 29169

803 356-1383

Gmin1@aol.com

December 18, 2013

To Whom It May Concern:

By way of introduction, my name is Gary Minion, a graduate of Columbia International University, (Columbia SC), and retired from AT&T after 32 years. Since June 2013 I have been a mentor in a weekly Prison Ministry at BRCI to which I have been assigned a table of 10 inmates.

This letter is being written on behalf of BRCI prisoner, Timothy J. Wilson, a weekly Bible study participant in my charge. It is my understanding that his previous court trial has been thrown out and he may be eligible for a new bond hearing while another trial is determined.

Timothy is one of two cell leaders at our table and the other prisoners respect him. In the six months I have interacted with Timothy on a weekly basis he has demonstrated a heart to please God and shows respect and concern for those involved in our Bible Study. He is truly a source of encouragement to the others.

I have complete confidence that Timothy would respect whatever conditions a bond would impose and that he would be responsible to comply with any and all rules that apply.

Any consideration that can be afforded to Mr. Wilson concerning the opportunity for bonding out until a decision regarding a new trial is made would be appreciated.

Sincerely yours,



Gary R. Minion

Dec. 29,2013

To Whom it May Concern,

I am writing this letter in support of Timothy Wilson, SCDC # 329976, Broad River CI. He is seeking a renewed bond hearing and I am writing this letter to lend support to him.

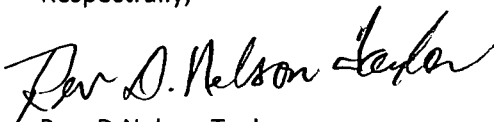
I am D.Nelson Taylor, a retired Christian minister, serving at Broad River as a volunteer Chaplain and also other ministries i.e., Kairos Christian Ministries and Jump Start Christian Ministries. I have known Timothy for 3 years. He was a participant in our first Jump Start class in 2011. Jump Start is a transitional ministry to prepare inmates who are parole eligible or maxing out within two years. We do allow some who have longer periods of time left in order to supply inmate leadership in the dorms and at meetings in the chapel. Timothy meets these requirements.

Tim is one of our leaders. He has demonstrated a strong positive, Christ like attitude to his dorm and participants in the program. I have observed Timothy in his growth as a young man dealing with his circumstances and incarceration and his character growth as he leads others. Timothy also has had opportunities to teach lessons for our curriculum and has led discussions around the table.

I highly recommend Timothy for your consideration. I also have no reservations that he will be compliant to any requirements of the bond and will continue to maintain a mature, hopeful attitude.

Even though Timothy may be granted a new bond hearing and possibly a new trial, I fully support him in any endeavor to restore him to society and his family.

Respectfully,

A handwritten signature in black ink that reads "Rev. D. Nelson Taylor". The signature is written in a cursive, flowing style.

Rev. D.Nelson Taylor

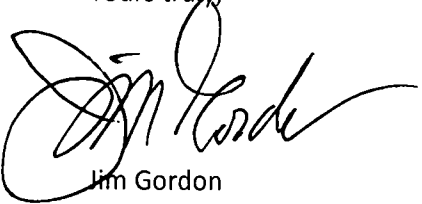
December 23, 2013

To: Whom It May Concern

Re: Timothy J. Wilson

During 2012 as a volunteer for the Jump Start program at the Broad River Correctional facility I was in close contact with Timothy Wilson for about a year. I found him to be a man of strong character with excellent leadership ability. He would quickly adjust to life in the working world and would make an excellent employee.

Yours truly,

A handwritten signature in black ink, appearing to read "Jim Gordon". The signature is stylized with a large, looping initial "J" and "G".

Jim Gordon

Chapin SC 29026 803 361 5458

Gospel Express Evangelistic Team Certificate

This is to certify that Timothy Wilson
has successfully completed PART ONE of the Bible Study Course Series,

"The Touch Of His Hand"

Granted this 15th day of July, 2012

Nelson E. Coblenz

Evangelist Nelson Coblenz

*"Thy word have I hid in my heart
that I might not sin against thee."*

Psalms 119:11

Nathan Kananen

Bible Study Course Grader

Gospel Express Evangelistic Team
CERTIFICATE

This is to certify that Timothy Wilson
has successfully completed the

Bondage to Freedom Seminar

Granted 02 / 19 / 09

*"Study to show thyself approved unto
God, a workman that needeth not to be
ashamed, rightly dividing the word of
truth." II Tim. 2:15*

Loyle H. Humphreys
Seminar Instructor

Gospel Express Evangelistic Team

Certificate

This is to certify that Timothy J. Wilson
has successfully completed "The Sentence Lifted" of the

Roman's Bible Study Course Series

Granted this 10 day of September, 20 09

*"Study to show thyself approved unto
God, a workman that needeth not to be
ashamed, rightly dividing the word of
truth." II Tim. 2:15*

Nelson E. Coblenz

Evangelist Nelson Coblenz

Mrs. Mau

Bible Study Course Grader

Gospel Express Evangelistic Team

Certificate

This is to certify that Timothy Wilson
has successfully completed the "The Self Offered" of the

Roman's Bible Study Course Series

Granted this 2nd day of August, 20 11

*"Study to show thyself approved
unto God, a workman that needeth
not to be ashamed, rightly dividing
the word of truth." II Tim. 2:15*

Nelson E. Coblenz

Evangelist Nelson Coblenz

Nacha Kanagy

Bible Study Course Grader

Gospel Express Evangelistic Team

Certificate

This is to certify that Timothy Wilson
has successfully completed "The Desertion Explained" of the

Roman's Bible Study Course Series

Granted this 2nd day of August, 20 11

*"Study to show thyself approved unto
God, a workman that needeth not to be
ashamed, rightly dividing the word of
truth." II Tim. 2:15*

Nelson E. Coblenz

Evangelist Nelson Coblenz

Neka Kanagy

Bible Study Course Grader

Gospel Express Evangelistic Team

Certificate

This is to certify that Timothy Wilson
has successfully completed "The Chain Broken" of the

Roman's Bible Study Course Series

Granted this 23rd day of August, 20 10

*"Study to show thyself approved unto
God, a workman that needeth not to be
ashamed, rightly dividing the word of
truth." II Tim. 2:15*

Nelson E. Coblenz

Evangelist Nelson Coblenz

Narda Kanagy

Bible Study Course Grader

Gospel Express Evangelistic Team

Certificate

This is to certify that Timothy Wilson
has successfully completed "The Gavel Falls" of the

Roman's Bible Study Course Series

Granted this 13 day of April, 20 09

*"Study to show thyself approved unto
God, a workman that needeth not to be
ashamed, rightly dividing the word of
truth." II Tim. 2:15*

Nelson E. Coblenz

Evangelist Nelson Coblenz

Mrs. Mary

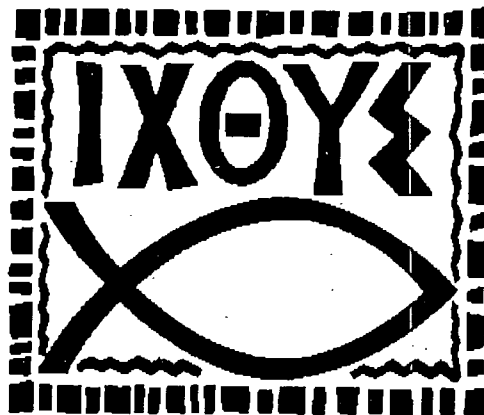
Bible Study Course Grader

Office of the Chaplain
Broad River Correctional Institution
4460 Broad River Road
Columbia, SC 29210
(803) 896-2133

October 19, 2009

Inmate: Timothy Wiken

Unit/Rm: C 149



Dear New KAIROS Member:

Congratulations on completing the Broad River Kairos Retreat #26 on October 15 - 18, 2009. We would like to welcome you to the BRCI Kairos family by extending our sincere and heartfelt support. We rejoice with you as you come to experience the immeasurable love, joy, and hope that is found in Jesus Christ.

As you begin a more committed walk with Christ, we would like to encourage you to become involved in the many religious activities that are conducted here on a regular basis. In order to mature spiritually, you will need to develop habits that will help you to become a stronger Christian. In addition to personal Bible study and prayer, it is our hope that you will choose to attend the various Bible studies that are held during the week. We certainly want you to join us for worship each Sunday morning.

Kairos reunions are held every third Saturday of each month in the chapel, from 10:00am until 2:00pm. Please be reminded that attendance is monitored and excessive absences (three or more) will result in removal from the outcount roster. Be reminded that there will be an Instructional Reunion for all participants of Kairos #26 on Saturday, October 24, from 12:00 - 4:00 p.m. An outcount will be placed in each unit so that you will have no trouble in attending.

We look forward to seeing you soon. God bless you!

Blessings,

A handwritten signature in cursive script that reads 'Glenn S. Sherman'.

Glenn S. Sherman
Senior Chaplain

Certificate of Completion

this is to certify that

Timothy Wilson

*has completed the JumpStart Program
in the category of Blue*

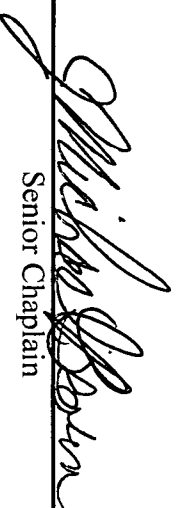
JUMPSTART[®]

Faith-Based Prison Rehabilitation

August 13, 2012



Tim Terry, Executive Director and Founder



Senior Chaplain

Jumpstart RE-ENTRY ASSESSMENTS

based upon Purpose Driven Life Health Assessment

Inmate's Name: **T J Wilson** SCDC# **329926**

Institution: **Broad River Rd. #2 2011-2012**

Mentor: **Jim Jordan**

Date: **8/6/2012**

Table Leader Upgrade Jumpstart #1

CONNECT: You were formed for God's Family

(5 highest)

Score 1-5

Member is developing authentic community within the Christian family (interpersonal relationships)

4

Member is more loving, grace giving and forgiving to others than when the class began

4

Member is intentionally cultivating their relationships with Christian friends and spiritual mentors

4

Member is sharing about their attempts to restore or enhance immediate family relationships

4

Member is resolving conflict in a Biblical manner and supporting the leadership of the church family

4

Membership Total

GROW: You were created to become like Christ

Member is sharing with their church family about their growing relationship with God through His Word and prayer

3

Member is responding to challenges with peace and faith rather than anxiety and fear

4

Member is avoiding using addictive behaviors (food, television, busyness, etc.) to meet their needs

5

Member has a relationship with someone that encourages spiritual health & and personal growth (spiritual partner)

5

Member is honoring God with whatever means they have

4

Maturity Total

SERVE: You were shaped for serving God

Member is expressing their unique God-given design as a way of life (dom, work assignment, institution)

5

Member is open and praying to be used by God and express their unique S.H.A.P.E. for ministry

4

Member is serving in a regular (once a month or better) ministry in the church or institution

5

Member is sharing group ownership by assuming a small responsibility or facilitating a discussion group

4

Member is discovering new ways to cultivate and develop their unique S.H.A.P.E. for ministry

4

Ministry Total

SHARE: You were made for a Mission

Member is actively praying for and cultivating relationships with un-churched friends and family

4

Member is inviting seekers (un-churched people) to Christian events or church and sharing their spiritual journey with them

4

Member is seeking to connect un-churched people into this group, its members or another suitable ministry (networking)

4

Member is praying and considering where God can use them cross-culturally in the future (overcoming age, race, and cultural barriers)

4

Member is regularly investing in the spiritual life of another person or group (spiritual reproduction)

4

Mission Total

WORSHIP: You were planned for God's pleasure

Member is faithfully attending church worship services for spiritual renewal and refreshment

5

Member has a personal plan and process to help them achieve their goals and dreams (health plan)

5

Member has a growing heart for worship to God through music and praise (personal, group, & church)

5

Member is honoring God with their physical and personal health (exercise and nutrition)

5

Member is pleasing God with every dimension of their life by balancing His purposes in their life

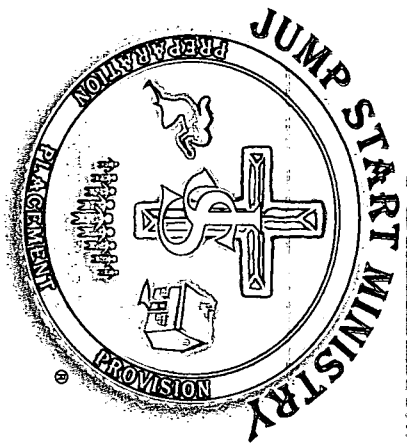
5

Magnification Total

Total Assessment Score

216

Well Developed (21-25)	(Blue)
Very Good (16-20)	(Green)
Getting Going (11-15)	(Yellow)
	(Red)
	(Red)



**J.U.M.P. S.T.A.R.T.
Re-entry
Program
Green Folder**

Signature/Director

Date

11/17/10

Signature/Chaplain

Date

11/16/2010

Certificate of Graduation

This certificate is awarded to

Timothy Wilson

For his *successful* completion of the
Jump Start Re-entry Program

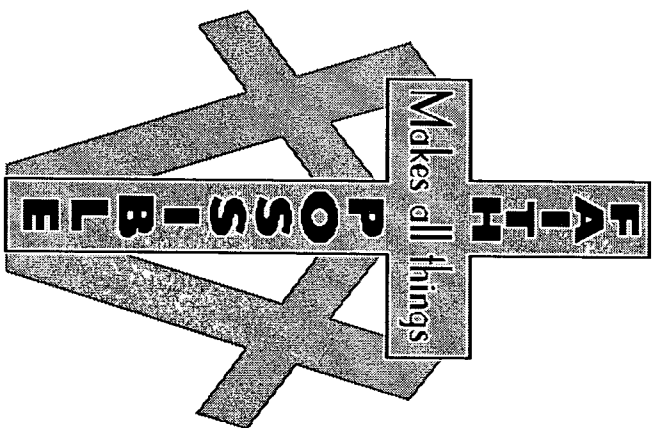
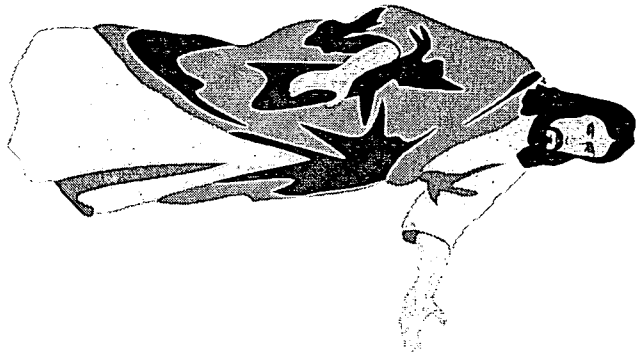
Certificate of Achievement

This award is presented to

Wilson, Timothy

SCUD # 329926

ROMANS' III



Given at Broad River Correctional Institution Chapel

this the 4th Day of December in the year 2013

A handwritten signature in black ink, appearing to read 'Michael Brown'.

J. Michael Brown, Senior Chaplain

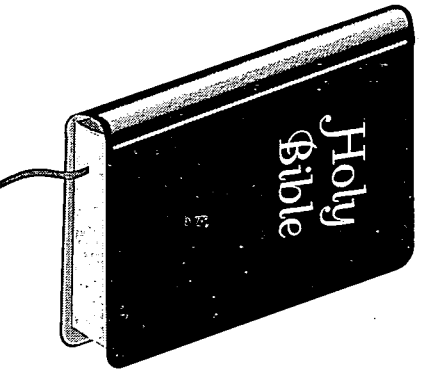
A handwritten signature in black ink, appearing to read 'Phil Stallings'.

Instructor: Phil Stallings

Broad River Chapel

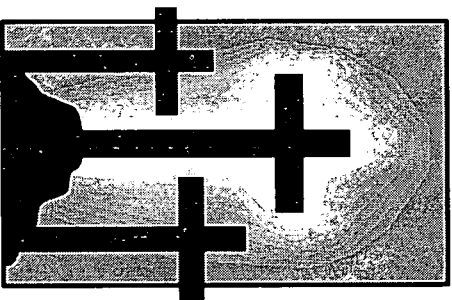
In Recognition of your Completion of the 12 Week Class

SPYRTUAL LIFE STUDIES



Timothy Wilson


#329926



is awarded this certificate on this first day of May 2012.



Jim Gordon, Instructor



Michael Brown, Senior Chaplain



CERTIFICATE OF COMPLETION

This Certifies That


Timothy Wilson

#329926

has successfully completed the study course

Book of Job

And is hereby awarded this certificate
on this day, September 10, 2012 by


Gordon May, Instructor


J. Michael Brown, Senior Chaplain

Certificate of Achievement

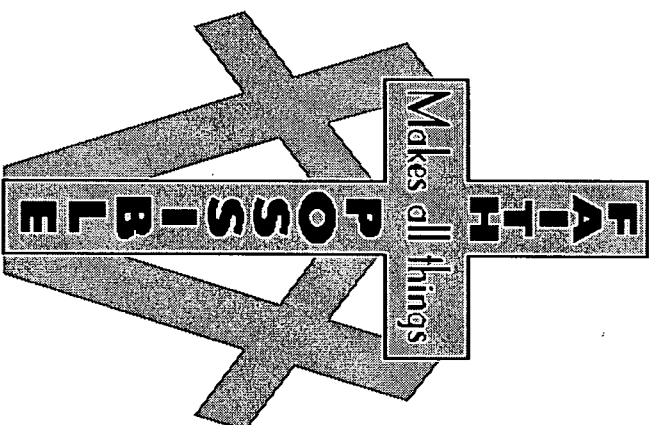


This award is presented to

Timothy Milson

SCID# 329926

ROMANS' II



Given at Broad River Correctional Institution Chapel

this the 2nd Day of October in the year 2013

J. Michael Brown

J. Michael Brown, Senior Chaplain

Phil Stallings

Instructor: Phil Stallings

Broad River Correctional Institution

Certificate of Completion

TIMOTHY WILSON

329926

has successfully completed the study course

ROMANS BIBLE STUDY II

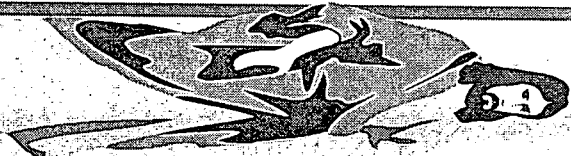
And is hereby awarded this certificate

on this day, February 6, 2013

G. Reginald Cruse, Chaplain II



Phil Stallings, Instructor



Broad River Correctional Institution

This certifies that

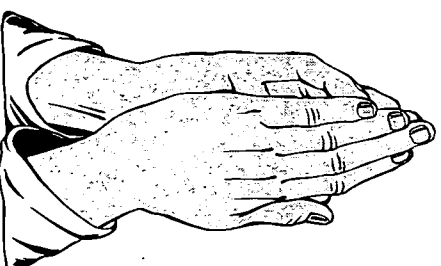
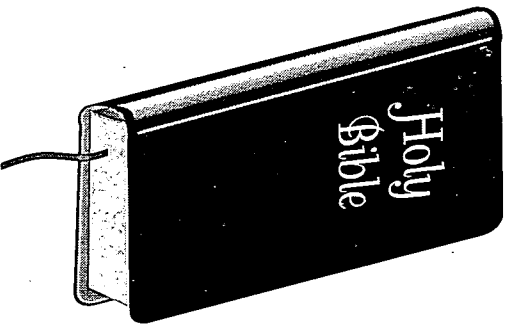
Timothy Wilson

329926

has on this the 1st day of November, 2012

successfully completed

3 Believe/Core Conviction



Phil Stallings

Phil Stallings, Instructor

Michael Brown

J. Michael Brown, Senior Chaplain

Broad River Correctional Chapel

In Recognition of your Completion of the 12 Week Class

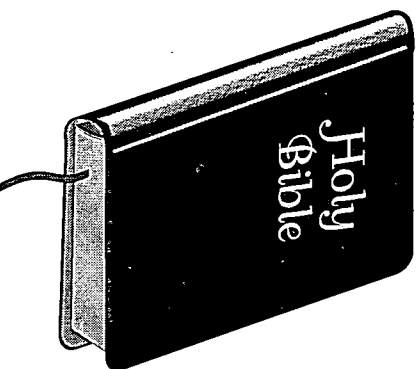
3 Believe/Core Convictions

Timothy Wilson

#329926

is awarded this certificate on this

20th day of June 2012.

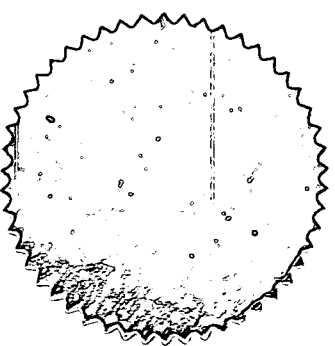


Phil Stallings

Phil Stallings, Instructor

J. Michael Brown

J. Michael Brown, Senior Chaplain



CERTIFICATE OF COMPLETION

presented to

TIMOTHY WILSON

for

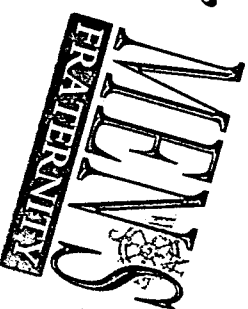
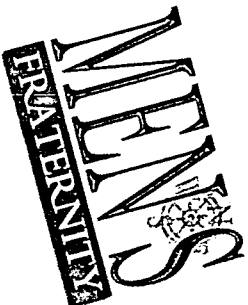
Men's Fraternity


"Quest for Authentic Manhood"

presented


April 7, 2009

by




Denny Gibbons
Men's Fraternity Facilitator


Lee Williams
Men's Fraternity Facilitator


Bobby Jackson
Director, Evangelism Group
SC Baptist Convention

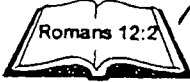
Exodus Bible Correspondence School
Certificate

Timothy J. Wilson
has successfully completed the course

"Winning your War Against Satan"

Signed this 6th day of July, 2012

Joyce Hargis
Director



PO Box 6363 • Lubbock, TX 79493

N Hardin
Instructor

Exodus Bible Correspondence School
Certificate

Timothy J. Wilson
has successfully completed the course

"Major Bible Doctrines"

Signed this 6th day of July, 2012

Joyce Hargis
Director



PO Box 6363 • Lubbock, TX 79493

N Hardin
Instructor

Emmaus Correspondence School

Prison Ministry of South Carolina

This certifies that

TIMOTHY J. WILSON

has successfully completed by correspondence

SERIES 1: Introduction to Christianity - Part 1

Earning 5.5 Units of Credit

(Total Units of Credit Earned to date: 5.5)

Issued at North Augusta, SC

Gerald W. Tice

10/4/2011

Gerald Tice, Correspondence School Director

EMMAUS CORRESPONDENCE SCHOOL



This certifies that
TIMOTHY J. WILSON
has successfully completed
WHAT THE BIBLE TEACHES
by correspondence

Grade: 98 Units: 1

Total
Credits Earned
5.5

Gerald Tice
Correspondence School Director

EMMAUS CORRESPONDENCE SCHOOL



This certifies that
TIMOTHY J. WILSON
has successfully completed
GOD IS THERE
by correspondence

Grade: 100 Units: 1

Total
Credits Earned
5.5

Gerald Tice
Correspondence School Director

EMMAUS CORRESPONDENCE SCHOOL



This certifies that
TIMOTHY J. WILSON
has successfully completed
BORN TO WIN
by correspondence

Grade: 100 Units: 1

Total
Credits Earned
3.5

Gerald Tice
Correspondence School Director

3/23/2011

EMMAUS CORRESPONDENCE SCHOOL



This certifies that
TIMOTHY J. WILSON
has successfully completed
YOU CAN LIVE FOREVER
by correspondence

Grade: 93 Units: .5

Total
Credits Earned
3.5

3/23/2011

Gerald Tice
Correspondence School Director

EMMAUS CORRESPONDENCE SCHOOL



This certifies that
TIMOTHY J. WILSON
has successfully completed
MEN WHO MET THE MASTER
by correspondence

Grade: 100 Units: .5

Total
Credits Earned
2

4/13/2009

Gerald Tice
Correspondence School Director

EMMAUS CORRESPONDENCE SCHOOL



This certifies that
TIMOTHY J. WILSON
has successfully completed
GREATEST MAN ALIVE
by correspondence

Grade: 100 Units: .5

Total
Credits Earned
2

4/13/2009

Gerald Tice
Correspondence School Director

EMMAUS CORRESPONDENCE SCHOOL



This certifies that
TIMOTHY WILSON
has successfully completed
ONE GOD ONE WAY
by correspondence

Grade: 97 Units: 1

2/18/2009

Total
Credits Earned
1

Gerald Tice
Correspondence School Director

Exodus Bible Correspondence School Certificate

Timothy J. Wilson
has successfully completed the course

A Life That's Real

Signed this 24th day of August, 20 11

Joyce Hargis
Director



PO Box 6363 • Lubbock, TX 79493

LTM
Instructor

Exodus Bible Correspondence School Certificate

Timothy J. Wilson
has successfully completed the course

How To Study Your Bible

Signed this 24th day of August, 20 11

Joyce Hargis
Director



PO Box 6363 • Lubbock, TX 79493

LTM
Instructor

Exodus Bible Correspondence School

Certificate

Zimmerthy J. Wilson

has successfully completed the course

"John: An Eyewitness Report"

Signed this 20th day of April 2012

Joyce Hargis
Director



PO Box 6363 • Lubbock, TX 79493

Seymour Hill
Instructor

Exodus Bible Correspondence School

Certificate

Zimmerthy J. Wilson

has successfully completed the course

"Christians on the Move"

Signed this 20th day of April 2012

Joyce Hargis
Director



PO Box 6363 • Lubbock, TX 79493

Seymour Hill
Instructor

Justices of the South Carolina Supreme Court,

We are the family of Timothy Jacob Wilson and are eagerly awaiting his release, as granted by the Courts.

There are five of us living at 2512 Cardington Drive at the present time. My husband, Ron, and I, along with our married daughter and her 8 month daughter live with us while her husband is in the Navy in Hawaii. TJ's other younger sisters, Veronica, 16, and Lynnsey, 11, share one of our four bedrooms. We have prepared a bedroom especially for TJ.

Our 2,000 sq. ft. home is in SE Columbia in a neighborhood between Leesburg Rd. and Garners Ferry. We have petitioned some of our neighbors concerning his living in our home and they have mentioned no reservations.

Before his sentencing, TJ was in the Marines (from which he was separated because of pending legal action), held a job, owned a home and provided for his then family of four (whom he has told us he would like to support financially, emotionally and spiritually. He lived close by (we were in Lexington at the time) and the day he was picked up by officers, he was helping us put a roof on our home. He should be productive here, as he was before and a help with projects around the house. We have a "to do" list awaiting him, which we expect he will freely perform as he did previously.

In the years he has been at Broad River Correctional, I have been very proud of him. When we could send him books, he asked for those that dealt with exercise and diet, which he shared with others, and those that would help him study his Bible. He has participated in programs to become the man that God has helped him to become, trying to mentor others and living to please God. He has been a comfort to us, not wanting us to worry about him and not pressuring us to visit, have money for him to call or put in his account, often going without and not complaining.

While at Broad River Correctional, TJ has been part of faith-based programs and had the privilege of being able to participate in a new music program for those who are without incident and in which he has excelled and wishes to continue pursuing as a musical hobby.

When TJ was bonded before his first court trial, he was in the Marines and out of state in California and did nothing to jeopardize his situation, coming back to SC to go to trial. All in all, Timothy Wilson has proven himself to be a trustworthy, industrious, responsible and productive citizen. Furthermore, he does not do this alone. As we have been supportive of him in all he's been through, we will continue to love him and make it our aim to do as the scriptures teach us, "reprove, rebuke and exhort with all longsuffering and doctrine." We are here for him but we also know that he will 'be here for us and his children', as well.

We appreciate the Court's consideration in this matter.

Respectfully,

Ron, Kathi, Veronica and Lynnsey Arbogast

Ron Arbogast Kathi Arbogast
Veronica Arbogast Lynnsey Arbogast

Kassandra and Kaylee Nipper

Kassandra + Kaylee Nipper

We, neighbors of the Ron and Kathi Arbogast family, where Timothy Wilson will be living when he receives his relief or appeal bond, would like to let the courts know that we are agreeable to his living arrangement at 2512 Cardington Drive.

Name Anthony Johnson
Address 2508 Cardington drive Cole, 29209
Date 12-15-13

Name Lorraine Johnson
Address 2508 Cardington Drive Cola SC 29209
Date 12-15-13

Name Ellen Tucker
Address 2513 Cardington Dr.
Date 12-15-13

We, believers at the Clement Road Church of God, are receptive to having Timothy Wilson attend fellowship with us and our families when he receives his relief or appeal bond and will do what we can to support and encourage him.

Signed:

Candice Dialford (Matthew Simms ^{16 yrs.})
_{child}
(Zyena Robinson) Bobby Ann Hillins
Yvonne White Monna E Hillins
Lidia McCarty
Tony & Sophia Vickers
(Margaret Fishburn) ^{signed twice}
Christine Outen
~~Mary Smith~~
Pamela M. Hillins
Jereel Carson
JOE WILSON
Myrtle Benoni
Rev. Jordan D. Smith
Lenzena Byrd
Sterling Davis

We, believers at the Clement Road Church of God, are receptive to having Timothy Wilson attend fellowship with us and our families when he receives his relief or appeal bond and will do what we can to support and encourage him.

Signed:

Bro. HAROLD N. PIPER 12/10/13
(MICAH JENKINS)^{child} 12/11/13

Sis Kate Simmons 12-11-13

Russell and Trent 12-11-13

F. SHAFFA SEWARD Dec 11, 2013

Joshua Brown 12-11-2013

Donna & Marc Jenkins 12-11-2013

Cecelia & Diamond Penn 12-11-2013

Minister Rosa Patterson

Bro Leroy & Sis Deborah Johnson

(Pastor Jordan D. Smith) SIGNED TWICE

Rev. Robert Simmons

Gene Blakey Parks December 15, 2013

Betty Taylor 12/15/13

Anne Pipe 12/15/13

Margaret Fishburn 12-15-13

Sis Christine Oiler 12-15-13

Sis Viola Richardson

Bro Vickie A. Bellinger 11-15-13

Timothy J. Wilson

2512 Cardington Drive
Columbia, SC 29209
803-529-4906

OBJECTIVE

To secure a responsible position utilizing my knowledge, skills and abilities to the benefit of me and my employer.

SKILLS

- Clerical – Inventory Control – Materials Management
- Forklift Operations – Shipping – Receiving – Recordkeeping
- CTV Cable Installations – Diagnostic – Repair – Customer Service
- Industrial Production Equipment Repair – Preventative Maintenance
- Organized – Dependable – Conscientious – Flexible
- Able to Work Independently or as a Team Member
- Capable of Following Detailed Oral and Written Instructions

WORK HISTORY

2008 – 2013

State of South Carolina – Department of Corrections, Columbia, SC
Facilities Maintenance – Clerk

- Receiving materials and parts into the facility.
- Maintaining inventory records, and dispensing the parts and materials to other workers.
- Transact materials into and out of the inventory control system when receiving parts into the company.
- Communicating with materials management and customer to ensure materials are in stock, on order and available.

2006 – 2008

United States Marine Corps, Albany, GA

Warehouseman

- Operate forklift and warehouse equipment.
- Unload products and supplies and check them against order forms.
- Place a variety of products in bins and on racks or proper floor locations.
- Keep and maintain a clean and safe work environment.

2005 – 2006

Time Warner Cable, Lexington, SC

Installer

- Installing, repairing cable lines, cable poles or amplifiers at the home or business of people who have subscribed to a company's cable service.
- Work on feeder lines that service multiple homes or drop lines.
- Scan customers' cable systems electronically to pinpoint potential problems.
- Assist customers with understanding services and issues.

2002 – 2004

Pioneer / Tyson Frozen Foods, Prosperity / Columbia, SC

Maintenance Technician

- Utilizing a variety of tools and diagnostic equipment, maintain all production equipment and perform preventative maintenance.

EDUCATION

1999

Zane College, Zanesville, OH – Business Management Courses

1998

Muskingum Area Technical College, Zanesville, OH – GED

12/15/13

To Whom It May Concern;

I am willing to hire Timothy Wilson when we have an opening when he is released from incarceration.

TJ (Tim) has worked for me before. I was very pleased with work & his work ethic.

I know he will be an asset to the company & society.

George L. Hunt

Brette Bured walls

cell 803 622-1918

THE STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM LEXINGTON COUNTY
Court of Common Pleas
Post Conviction Relief

Honorable R. Lawton McIntosh, Circuit Court Judge

Case No.: 2011-CP-32-0402
Appellate Case No.: 2013-002473

RECEIVED

FEB 25 2014

S.C. Supreme Court

Timothy J. Wilson,

Respondent-Petitioner,

vs.

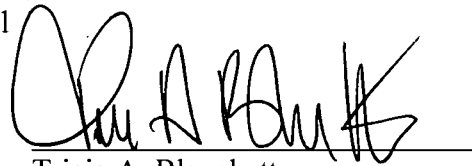
State of South Carolina,

Petitioner-Respondent.

CERTIFICATE OF SERVICE

I, Tricia A. Blanchette, Attorney for Respondent-Petitioner, hereby certify that I hand-delivered this 25th day of February 2014, a copy of a Petition for Appeal Bond, to J. Benjamin Aplin of the Attorney General's Office, at:

Office of the Attorney General
ATT: J. Benjamin Aplin, Ast. Attorney General
1000 Assembly Street, 5th Floor
Columbia, SC 29201



Tricia A. Blanchette
PO Box 12725
Columbia, SC 29211
(803) 988-0008

February 25, 2014