

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari Of Richland County
Honorable, L. Casey Manning, Judge

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JUN 16 2014

S.C. SUPREME COURT

2011-192810

Maurice A. Kelley, Appellate,

VS

State Of South Carolina, Respondent.

Appellate Case No: 2011-CP-192810

Petition For A Final Order Of
The Reconstruction Rehearing In Line
§ 17-27-80, It's Finding And Facts And
Conclusion Of Law, To Support The Records

Appellate petition this Honorable supreme court as a pro-se petitioner based on the procedural fact that the appellate attorney file a Johnson Petition.

Appellate petition this Honorable Supreme Court pursuant to South Carolina Appellate Court Rules, Rule 240 (a), to remand the petitioner reconstruction hearing proceeding that was convened on July 16, 2007, back before the lower court presiding judge Casey L.

Manning.

Appellate further petition this Honorable Supreme Court pursuant to SCACR Rule 240 (a), to issuance an order remanding for a final order of dismissal and its finding and facts and conclusion of law, on the July 16, 2007 evidentiary reconstruction hearing, of judge Casey L. Manning, which there was no final order of dismissal to support the PCR judge July 16, 2007 evidentiary hearing records and facts, as it was held in Cherry vs State 386 S.E.2d 624, and in line with South Carolina Code of law 1976 of Title 17 § 17-27-80.

Appellate will further submit for an order of remand, based on the previous PCR evidentiary hearing order of the May 19, 2006 evidentiary hearing was void, because there was no records to support the PCR judge final order of dismissal on its finding and facts and conclusion of law, to support PCR judge finding and facts and conclusion of law, as it was held in Cherry vs State 386 S.E.2d 624, there is no order of records to support the PCR judge reconstruction hearing, on the facts and finding and conclusion of law, because this court order that the appellate May 19, 2006 evidentiary hearing that was before the Honorable Casey L. Manning did not had a previous court order of complete records to support the court finding and facts and conclusion of law, which the order of this court made the first court order of the May 19, 2006 void, because there was no transcript of records to support this evidentiary hearing finding and facts and conclusion of law, as it was held in Cherry vs State 386 S.E.2d 624.

Appellate finally submit in this case at bar there was no court order to support the PCR judge records of the July 16, 2007 reconstruction finding and facts and conclusion of law, so how can this court make a proper ruling, on the claims set out in the July 16, 2007 court order of dismissal on its finding and facts and conclusion of law, this court must order and remand pursuant to SCACR Rule 240 (a), for a court final order on its finding and facts and conclusion of law, as require under § 17-27-80, as a matter of law.

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Certificate of Service

Certificate Of Service

The undersigned pro-se appellate hereby certifies the petition for a final order of the reconstruction rehearing in line with § 17-27-80, its finding facts and conclusion of law, to support the records, appellate is hereby serving the supreme court clerk with a copy of this petition on -6-11-14, 2014.

S/ 
Maurice A. Kelley

Sworn before me this _____
Notary Public _____
My Commission Expire _____

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