

STATE  
V.

Case # 2013-001137

**RECEIVED**

NOV 17 2014

Roy Moore

**SC Court of Appeals**

Petition for Re-Hearing

I Roy Moore Am Requesting the Court's  
To Re Consider This Case, on the following  
Grounds!

1. CAB Visor - state's that The 911 call  
was for An Attempted Break In which  
mean's that And the EXSack word's  
use'd were And is, Trying to Break into.  
(An Attemp).

2. OFFICER Dozier testimony on Page 8 Line's 5-6  
state's that the (victim toll Him) that  
He saw someone going through thing's without  
His permission or knowledge, under oath!

OFFICER Dozier ALSO stat'ed that He gave  
Him A description OF A Black male wearing  
A Gray t-shirt And Blue Jean's, on Page 8  
line's 23-24

After Getting the Description from the victim  
He (Off Dozier) Put it out over the Radio!  
Page 8  
Line 25 - Page 9 Line 1! Remember  
The T-Shirt He said was Given, But  
on the Cadvisor Report - The Description  
was A Sweat Shirt, How ever I HAVE  
THE ORIGINAL Arrest warrant, witch I HAD  
ON A Red Shirt!

Officer Dozier Further stated that After He Put  
The Description out I Mr. Moore was stop'ed on  
Sumter Highway by a County unit, (I Live  
In this Area witch IS About 3 mile's from  
Gard.) Matching the Description.

Off Dozier was given A Copy of A Cad-Report  
on Page 9 Line 9 of the Record on Appeal  
Look, And Look on Line 14, 15 of Page 11 were  
Off Dozier gave out A Description Riding A Red  
Bike wearing A Green sweat Shirt! (Hum).

on page 13 line 18 OFF DOZIER<sup>(3)</sup>  
said that the victim was uncertain  
about the color of the bicycle But  
But the 911 Cad And Tape clearly said  
Red Bike, Along with victim's statements  
OFF, DOZIER HAS GIVEN DIFFERENT STATEMENTS  
OVER AND OVER UNDER OATH, AS WELL  
AS HE CALLED OUT MY NAME OVER RADIO  
ON THE CAD SHEET AT 1:30<sup>59</sup> 19 LINE DOWN  
ON CAD SHEET POSSIBLE ROY MOORE PER KPD 1.  
THAT IS WHY I WAS STOPPED,  
OFF DOZIER, ALSO CALLED OUT DURING TRIAL  
WITH THE JURY IN THE BOX. BASED ON HIS  
TRAINING AND MY PROUR'S. POSING THE  
MIND OF THE JURY! WE MOTIONED  
FOR MISS TRIAL, I FEEL AT THAT  
POINT I NO LONGER HAD A RIGHT TO  
A FAIR TRIAL!

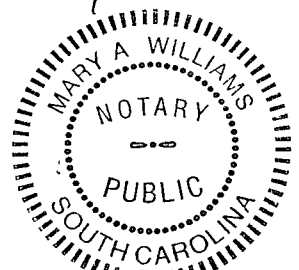
After OFF DOZIER'S Testimony IN Cross  
He was asked After Hearing the 911 tape  
ON Page 15 Line 23 What Color  
Did Mr Kline OR Victim Say that the Bike  
was, He OFFICER DOZIER Respose was Red.  
But He Earlier said that the Victim was  
unsure OR certin!

OFFICER DOZIER HAS LIE'D under oath  
Again please Allow me the the Right  
To Present my Case, I DIDN'T HAVE  
ALL OF THIS INFO Duing trial, AND  
I feel that After the OFFICER  
Called out that I HAD PROUR Record  
I DIDN'T HAVE A chunce Done  
This 10<sup>th</sup> day OF NOV. 2014.  
Ray Moore

After Reviewing The Court Reports  
Along with All OF the STATE Reports  
with I Had NO Access to until Now  
I Can point out All Miss Leading INFO  
That lead to ME Being wrongly  
Accused And convicted OF this Crime  
I was Appointed A Lawyer that  
I ASK'ed to suppena A witness on  
my Behalf witch, didn't Do so,  
Please once Again I ASK Allow ME  
TO HAVE my Day IN Court TO  
Prove my Case. Thank's, Ray Meyer

11-10-14

My Commission Expires  
February 21, 2018 /



Mary Williams

I Ray merrine has called And now  
Im writing asking for my address  
To Be placed Into the Computer  
for further correspondence.

The address is as follow,

14 Hydrange Lane  
Kingstree sc. 29556.

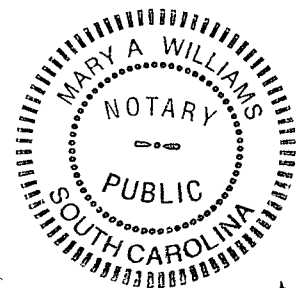
Thank's

Ray merrine

To: whom it may  
concern!

11-10-14.

My Commission Expires  
February 21, 2018



Mary A Williams

FORM 5

STATE OF SOUTH CAROLINA )

COUNTY OF Williamsburg )

Roy Donell Moore )  
Full name and prison number (if any) of Applicant )

v )

State of South Carolina )

IN THE COURT OF COMMON PLEAS

**RECEIVED**

NOV 17 2014

**SC Court of Appeals**  
APPLICATION FOR

**POST-CONVICTION RELIEF**

**INSTRUCTIONS - READ CAREFULLY**

In order for this application to receive consideration by the Court, it shall be in writing (legibly handwritten or typewritten), signed by the applicant and veified (notarized), and it shall set forth in concise form the answers to each applicable question. If necessary, applicant may furnish his answer to a particular question on the reverse side of the page or on an additional page. Applicant shall make clear to which question any such continued answer refers.

Since every application must be sworn under oath, any false statement of a material fact therein may serve as the basis of prosecution and conviction for perjury. Applicants should, therefore, exercise care to assure that all answers are true and correct.

If the application is taken in forma pauperis, it shall include an affidavit (attached at the back of the form) setting forth information which establishes that applicant will be unable to pay fees and costs of the proceedings. When the application is completed, the original shall be mailed to the Clerk of Court for the County in which the applicant was convicted.

- 1 Place of detention Home / Lee Correctional
- 2 Name and location of Court which imposed sentence Williamsburg / General Session
- 3 Name(s) of co-defendant(s) (if any) N/A
- 4 The indictment number or numbers (if known) upon which and the offenses for which sentence was imposed:
  - (a) 4 year's D.O.C Burglary 3<sup>rd</sup>
  - (b) \_\_\_\_\_
  - (c) ~~100~~ # 2012-GS-45-0183
- 5. The date upon which sentence was imposed and the terms of the sentence:
  - (a) 5-16-13
  - (b) \_\_\_\_\_

- (c) \_\_\_\_\_
6. Check whether a finding of guilty was made:
- (a) after a plea of guilty \_\_\_\_\_
- (b) after a plea of not guilty  I WAS FOUND GUILTY.
- (c) after a plea of nolo contendere \_\_\_\_\_
7. Did you appeal from the judgment of conviction or the imposition of sentence?  
 \_\_\_\_\_  
 YES
8. If you answered "yes" to (7), list:
- (a) the name of each Court to which you appealed:
- i. COURT OF APPEALS (Appellate)
- ii. \_\_\_\_\_
- iii. \_\_\_\_\_
- (b) the result in each such Court to which you appealed:
- i. \_\_\_\_\_
- ii. Attorney Ask'ed for Release After
- iii. Review of Case.
- (c) the date of each such result:
- i. So order on 11-6-14
- ii. \_\_\_\_\_
- iii. \_\_\_\_\_
- (d) if known, citations of any written opinion or orders entered pursuant to such results.
- i. unknown /
- ii. \_\_\_\_\_
- iii. \_\_\_\_\_
9. If you answered "no" to (7), state your reasons for not so appealing:
- (a) \_\_\_\_\_
- (b) Answer yes
- (c) \_\_\_\_\_
10. State concisely the grounds on which you base your allegation that you are being held in custody unlawfully.

- (a) OFFICER HAS Name'd ME AS
- (b) Suspect, But I Didn't Commit
- (c) This crime,

11 State concisely and in the same order the facts which support each of the grounds set out in (10):

- (a) Record on Appeal Booklet,
- (b) Cad sheets And 911 TApe,
- (c) As well AS my witness (Cumber Tire.)

12. Prior to this application have you filed with respect to this conviction

- (a) any petition in a State Court under South Carolina Law? ~~NO~~ YES
- (b) any petition in State or Federal Courts for habeas corpus or post-convictions relief? NO
- (c) any petition in the United States Supreme Court for certiorari other than petitions, if any, already specified in (8)? None
- (d) any other petitions, motions or applications in this or any other Court? None

13 If you answered "yes" to any part of (12), list with respect to each petition, motion or application:

- (a) the specific nature thereof.
  - i. Filled for Appeal
  - ii. in this case only.
  - iii.
  - iv.
- (b) the name and location of the Court in which each was filed:
  - i. Appellate Court's only on this
  - ii. Case,
  - iii.
  - iv.
- (c) the disposition thereof:
  - i. w/A.
  - ii.
  - iii.

- iv. \_\_\_\_\_
- (d) the date of each such disposition.
- i. \_\_\_\_\_
- ii. unknown
- iii. \_\_\_\_\_
- iv. \_\_\_\_\_

(e) if known, citations of any written opinions or orders entered pursuant to each such disposition:

- i. unknown
- ii. \_\_\_\_\_
- iii. \_\_\_\_\_
- iv. \_\_\_\_\_

14. Has any ground set forth in (10) been previously presented to this or any other Court, State or Federal, in any petition, motion or application which you have filed?

u/k

15. If you answered "yes" to (14) identify:

(a) which grounds have been presented:

- i. N/A
- ii. \_\_\_\_\_
- iii. \_\_\_\_\_

(b) the proceedings in which each ground was raised:

- i. N/A
- ii. \_\_\_\_\_
- iii. \_\_\_\_\_

16. If any ground set forth in (10) has not previously been presented to any Court, State or Federal, set forth the ground and state concisely the reasons why such ground has not previously been presented:

- (a) u/k
- (b) \_\_\_\_\_
- (c) \_\_\_\_\_

17. Were you represented by an attorney at any time during the course of:

- (a) your arraignment and plea? \_\_\_\_\_
- (b) your trial, if any?  yes
- (c) your sentencing? \_\_\_\_\_
- (d) your appeal, if any, from the judgment of conviction or the imposition of sentence? ~~no~~ yes
- (e) preparation, presentation or consideration of any petitions, motions or applications with respect to this conviction, which you filed? no

18. If you answered "yes" to one or more parts of (17), list:

- (a) the name and address of each attorney who represented you:
  - i. Amanda Shuler
  - ii. Lara M. Cundy
  - iii. \_\_\_\_\_
- (b) the proceedings at which each such attorney represented you:
  - i. Amanda Shuler - At Trial
  - ii. Lara M. Cundy - At OR AS Appeal lawyer
  - iii. \_\_\_\_\_

19 State clearly the relief you seek in filing this application:

Released of Probation; over turn

20 Are you now under sentence from any other court that you have not challenged?

yes Probation

STATE OF SOUTH CAROLINA )  
 )  
County of )

VERIFICATION

I, , being duly sworn upon my oath, depose and say that I have subscribed to the foregoing application; that I know the contents thereof; that it includes every ground known to me for vacating, setting aside or correcting the conviction and sentence attacked in this application; and that the matters and allegations therein set forth are true.

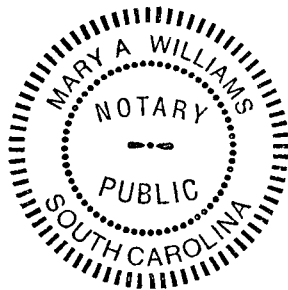
Ray Moore

SWORN to and subscribed before me this 10<sup>th</sup>  
day of November, 2014

Mary A Williams (L.S.)  
Notary Public

My Commission Expires

My Commission Expires: February 21, 2018

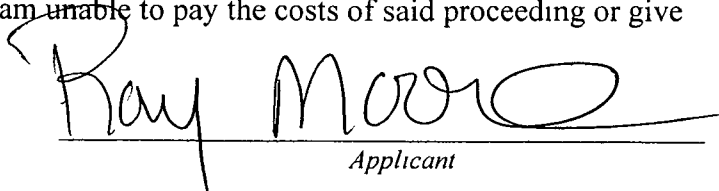


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SC Court of Appeals

**APPLICATION TO PROCEED WITHOUT PAYMENT  
OF COSTS AND AFFIDAVIT  
IN SUPPORT THEREOF**

I, \_\_\_\_\_, hereby apply for leave to proceed in this action without prepayment of fees or costs or security therefor. In support of my application I declare under penalty of perjury that the following facts are true:

- (1) I am the applicant in this action and I believe I am entitled to redress.
- (2) Because of my poverty I am ~~unable~~ to pay the costs of said proceeding or give security thereof.

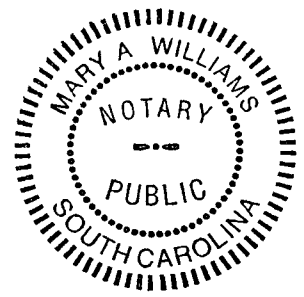
  
\_\_\_\_\_  
*Applicant*

SWORN or affirmed to and subscribed before me this  
10<sup>th</sup> day of November, 2014

  
\_\_\_\_\_  
*Notary Public*

**My Commission Expires**

My Commission Expires: **February 21, 2018**



Roy Moore  
14 Hydrange Lane  
Kingstree SC, 29556



Court's of Appeal  
1015 Sumter ST  
Columbia SC ~~29201~~

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