

Rishawn Reeder #316370
Perry C.J.
430 Oaklawn Rd
Pelzer, S.C. 29669

December 23, 2014

J. Falkner Wilkes
Attorney at Law
114 Whitsett Street
Greenville, S.C. 29601

RECEIVED

JAN 02 2015

S.C. Supreme Court

Dear Mr. Wilkes,

I am writing in regards to receipt of the Order of Dismissal by the Courts that I received on December 23, 2014, and after reviewing it, the Courts misapplied the law to the relevant facts I raised in PCR Amendments with attached arguments/briefs as well as raised at the hearing. They alleged I didn't show deficient performance, prejudice, or constitutional violations. I did that in the PCR Amendments with attached arguments/briefs that I submitted to you on Aug. 19, 2014, that you filed October 22, 2014 and refiled at the PCR hearing to make sure that all issues and relevant facts were raised, and addressed at the hearing. As I look in the Order of Dismissal, it doesn't state none of the dates you filed the PCR Amendments with attached arguments/briefs, only the Notice of motion to Amend application filed by Brandt Rucker on January 6, 2014. They don't even list all grounds I raised you filed on October 22, 2014 and refiled at the hearing to make sure my new issues and relevant facts were raised and addressed at the PCR hearing.

I respectfully instruct you to file a motion 59(e) to alter or amend the judgement, asking for a rehearing to reconsider because the Courts misapplied law to the relevant facts, and didn't list all the grounds I raised in the PCR Amendments with attached arguments/briefs filed by Attorney Wilkes, on October

22, 2014 and refiled at the PCR hearing to make sure all grounds and relevant facts were raised, and addressed at the the PCR hearing. The Order of Dismissal failed to list the following grounds I raised in PCR Amendments with attached arguments/briefs filed by Attorney Wilkes on October 22, 2014 and refiled on November 3, 2014 at the PCR hearing: Ineffective assistance of counsel: a. failure to impeach SLED investigator Jla Simmons testimony on gunshot residue test results; b. objecting and redacting statements on affidavit of the photo identification by Mr. Dwight Jeter identifying Mr. Cathcart as shooter; c. requesting self-defense charge; d. failure to inform to testify; e. State withheld deal between State and alleged codefendant. These are 5 important and meritorious issues I need preserved for the record, they show constitutional violations. I ask that you file the 59(e) before the end of the 10 day time limit so that those issues want be barred.

I also respectfully instruct you to file a Notice of Appeal. You sent a letter saying you are going to file it but I didn't get a copy of the Notice of Appeal or a proof of service. You did put the letter to Mr. Shearouse that's it. I'm put the Affidavit for Indigency form I filled out. I do want to appeal the Courts Order of Dismissal.

I need you to get back to me as soon as possible in regards to my case. I know that the holidays going to throw off the mail delivery so I want to make sure this doesn't hinder me from continuing to litigate my case through the courts.

Respectfully submitted,
Rishawn Reeder
Rishawn Reeder

STATE OF SOUTH CAROLINA;
COUNTY OF SPARTANBURG

In The Court of Common Pleas
7th Judicial Circuit

Rishawn Reeder, #316370,
Applicant

Certificate of Service

Case No: 2012-CP-42-0509

v.
State of South Carolina,
Respondent

I, Rishawn Reeder #316370, hereby certify that I served Letter to Attorney J. Falkner Wilkes respectfully instructing him file a 59(e) motion to alter or amend the judgment of the Courts Order of Dismissal and to file a Notice of Appeal on my behalf by depositing a copy of the same in the U.S. Mail, postage prepaid, December, 2014, addressed to the below named individual:

South Carolina Supreme Court
Post Office Box 11330
Columbia, S.C. 29211

Respectfully submitted,
Rishawn Reeder
Rishawn Reeder

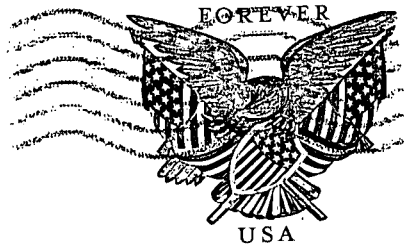
Sworn to before me this 30th day of
December, 2014

Dancy M. Merchant
Notary Public for South Carolina
My commission expires: 1-23-2021

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Q2A-107
430 Oaklawn Rd
Pelzer, S.C. 29669

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South Carolina Supreme Court
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Columbia, S.C. 29211

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