

Please Be notified that I need to file A motion for Reconsideration to prove my Specific details in A Rule 243 (C) explanation: I'm praying In The interest of Justice and fairness, That this motion for Reconciliation Seeking the Court's indept review of all materials and ask that this Court to reconsider it's decision

x Terrence Bradshaw
Terrence Bradshaw #3203a1 Dated
RES Submitted

Terrence Bradshaw #3203a1
Kershaw Correctional Institution
Magnolia #A31/4848 Goldmine Hwy
Kershaw SC, 29067.

RECEIVED

APR 3 2015

S.C. Supreme Court

LEGAL

Terrence Bradshaw #320360
Petitioner

- vs -

The State of South Carolina
Respondent

Case No: 2015-000549

Lower Court Case No: 2014-CP-45-0025

Motion for Reconsideration In The
Supreme Court of South Carolina
to Rule 243(C)

RECEIVED

APR 8 2015

The petitioner respectfully moves this Court to reconsider its decision (an) order of march 26 2015, denying petitioner's writ of cert. The petitioner respectfully ask the Court to review all of the pertinent, relevant material documentation and exhibits herein and re-evaluate its determination and decision.

AS Pursuant to SC Code 17-27-45(c) "Newly Discovered Evidence" which states "If the applicant contends that there is evidence of material facts not previously presented and heard that requires vacation of the conviction or sentence, the application must be filed with in one (1) year after the date of actual discovery of the facts could have been ascertained by the exercise of reasonable diligence".

The petitioner brings forth the details of the claim of Newly Discovered Evidence, Based on his diligent pursuit of equity, injustice and In his pursuit of such became aware of SCRCP Rules (60 A-B-2) while attending the law library at Lee County Correctional Institution In March 2014 and studying the circumstances involving his case. Thus the filing of the application for post conviction relief in the lower Court, leading to this petition for writ of cert, case

The petitioner seeks this Court indulgence, as he is a pro-se litigant in his pursuit for due process and fairness. The U.S. Supreme Court has constantly held that they do not impose on persons unlearned in the law the same high standard of the legal art that they might place on the members of the legal profession, and in such light the petitioner asks the Court to have liberal understanding and apply Gordon vs. Leeke 574 f2d 1147, 1151 (4th Cir 1978) Pollard vs. United States 352 us 354 363 (1957) Haines vs. Kerner 404 us 519 523 (1972) ("The pro-se litigant is not held to the same high standard as a member of the Bar. But he must never the less meet certain standards including any good faith attempt to comply with rules") Also Erickson vs. Pardus 551 us 89, 94 (2007) And (Rule 35-C) Digest 26160 (2006)

with this "good faith attempt to comply with rules in mind," the petitioner in his diligence; is now aware as stated earlier of this newly acquired knowledge and applicable principles of rules governing evidence and its applicability to his conviction and case. The evidence and exhibits as presented/shown in Exhibit (A) Case file # 2014-CP-45-205 Brief page #13 last paragraph and pages 14-171 Evidence relates to Applicant mental disability's. His IQ test falls in the range of borderline intellectual functioning. His IQ test is at 73 with a verbal IQ of 76 and a performance IQ of 73. The lack of understanding the legal process cause Applicant not to know, what evidence could or should have been brought up before (The Court proceedings) PCR Counsel Mr Brook's have not come to visit or, to consult details or, to prepare Applicant for his PCR hearing. The petitioner asks the Court to review Case Brief # 2014-CP-45-205 under exhibit (C) for mental health record.

The Petitioner has ALSO Submitted A Copy for request of court order Subpoena under (Rule 23-A) This Information, can prove that there has never Been A Client and (A) Attorney Relationship and therefore, The PCR Counsel have not protect The Applicant claim for his innocences in PCR proceedings for violation's of the 6th Amendment Ineffective Assistance of Counsel, And 14th Amendment Due process violation. Hill -vs- Lockhart 106 Sct 306 Also Strickland -vs- Washington 406 US At 688 104 Sct At 2064-65. And The office for Attorney General would not provide Applicant with Request Copy in regard's to Subpoena (Rule 23-A) This is Exhibit (A)

The Information in The petitioner's Behalf, would Show's And unambiguously finding in the Applicant's favor. The Applicant raised the following four issue's: In Reference to original PCR Application under Ineffective Assistance of Counsel At (part A) failure to investigate the case and prepare A trial defense for Applicant (part B) failure to advise Applicant that his Statement to law enforcement authorities was involuntary and therefore inadmissible against Applicant at trial. (Part C) failure to advise Applicant of the relevant law as it applied to the particular facts and defenses of Applicant's Case. please see (Exhibit B) Case No 2008-CP-45-0008.

And with in the PCR Judges order dismissing my application, he only made findings of facts and Conclusion of law on the following two issues: (under Ineffective Assistance of Counsel Part A) And under Involuntary guilty plea (part A) and the order dismissed the remaining issues in A catch-all phrase.) And This was A violation of my rights pursuant to State law SC Code Ann 17-27-80 which directs the PCR Judge to make findings of facts and Conclusion of law on each issue presented, then his order of dismissal was not A final order of dismissal. It was not A final order in Compliance with 17-27-80. Therefore, this order was procedurally barred from being heard on appeal. Smith -vs- Padula 444 f Supp 2d (2006) Also (Exhibit B) Case No 2008-CP-45-0008 Page #2 At Ineffective Assistance of Counsel (part B And part C)

The Exhibit (A) Transcript At Page #20 last paragraph (exhibit D) In Back of transcript / ALSO See pages 21-28 These are the issues in regards to issue of Ineffective Assistance of Counsel (part B And part C) page #25 shows (Exhibit E) preliminary Transcript Page #4 lines 5-16 And page #15 lines 1-7. The PCR Counsel MR Brooks has fail to file Applicant's (Rule 59e) on the following issues from the Judges Decision. And There was not A, Client and (A) Attorney Relationship and Therefore, The PCR Counsel have not protect The Applicant Claim for his innocences in PCR proceedings for violation's of the 6th Amendment Ineffective Assistance of Counsel, And 14th Amendment Due process violation. The Applicant Request for Subpoena (Rule 23-A) for visitation Records of Showing That PCR Attorney did not help with adequate Assistance of Counsel to per-
-pare his case. Murray-vs-Carrier 447 US 478 488 (1980)

under 17-27-90 / To Secure relief may not be the bases for ~~relief~~ Subsequent application for applicant unless the Court finds A ground for relief asserted which for Sufficient reason was not asserted or was Inadequately raised in the original Supplement or amended application.

The fact that this order is barred from being heard on appeal, this violates my rights pursuant to 17-27-100. right to seek appellate review of the denial of my PCR Application. I contend that my PCR Counsel was ineffective for failure to file a Rule (59-e) motion to alter or amend Judgment upon reading over the Judge's order and Seeing that he did not rule on each issue presented. This was A direct violation of my 6th Amendment right to effective Assistance of Counsel and my 14th Amendment right to equal Protection and due process of law. Marlar-vs-State 373 SC 275 644 SE2d 769 (2007)

under Sc Code Ann 17-27-20 / part A - (A) PCR Applicant
Can raise almost any allegation relevant to any phase of the
Previous Court proceedings. Specifically (An) Applicant can raise
virtually every alleged denial of A federal Constitutional right.

Conclusion

In The interest of Justice and fairness, The petitioner respect-
fully Submitt's this motion for Reconciliation Seeking the Court's
indepth review of all materials, and ask that this Court ^{to} Reconsider
it's decision.

This motion is True And Accurent to the Best of the Applicant's
Ability.

Terrence Bradshaw 4-1-15

Terrence Bradshaw #320361 Dated
Respectfully Submitted

The Sworn To And Subscribed Before me This 1 Day
month of april, 2015.

Catherine A. Emmer

Notary public

My Commission Expires December 22, 2018

Terrence Bradshaw #320361
Applicant

-VS-

The State of South Carolina
Respondent

This IS A Affidavit In
Regard's to Rule 608B & Rule (23A)
Subpoena. / The Applicant Here By
ASK for permission To Subpoena
Instution Visitation Record's.

The Applicant file's A motion with The Attorney General And
with The williamsburg County Clerk of Court for permission To
Have The Applicant's Visitation Record's In Support of A
Current Claim with the Court. See Rule's 608-B & Rule 23 for Subpoena,
And State-vs-Brewington 267 SC 97 226 S2d 249 (1976) And North Greenville
College-vs-Sherman Const Co Inc 270 SC 553 243 S2d 441 (1978)

Please Supplied Applicant with Return file. The Applicant claim's
That Every Thing IS True And Accurate To The Best of The Applicant's
Ability.

Sgx Terrence Bradshaw
Terrence Bradshaw #320361 2/4/2015

Sworn To And Subscribed Before me This 4 Day of February
2015.

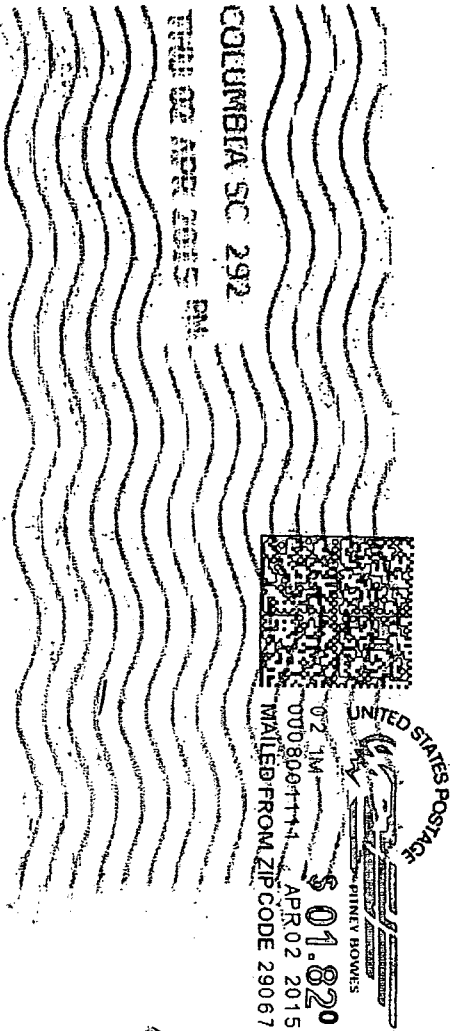
Cathie A. Omerca
Notary Public

My Commission Expires December 22, 2018

My Commission Expires _____.

Terrence Brackshaw #320361
Kershaw Correctional Institution
Magnolia #A31/4848 Goldmine
Hwy Kershaw Sc 29067

To The Supreme Court of South Carolina
MR Daniel e. Shearouse, Clerk of Court
Po Box 11330 Columbia SC, 29211.



UNITED STATES POSTAGE
PRIMEV BOWES
\$ 01.820
07 1M
000 8004114
APR 02 2015
MAILED FROM ZIP CODE 29067

COLUMBIA SC 292
THU 02 APR 2015 PM