

Raymond E. Chestnut, #13465-171  
United States Penitentiary  
P.O. Box 1000  
Lewisburg, PA 17837

July 1, 2015

RECEIVED

JUL 07 2015

Honorable David Shearouse, Clerk  
The Supreme Court of South Carolina  
P.O. Box 11330  
Columbia, SC 29211

S.C. SUPREME COURT

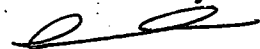
RE: Raymond E. Chestnut v. State of South Carolina  
Case No. 2012-CP-26-1814

Dear Clerk:

Enclosed please find 'Notice of Appeal,'  
along with the order being appealed in the above  
referenced matter.

Thank you for your assistance in this matter.

With Kind Regards,



Raymond E. Chestnut

CC: Joshua L. Thomas, Esquire  
Melaine Huggins-Ward, Horry County Clerk

SUPREME COURT OF SOUTH CAROLINA

APPEAL FROM Horry COUNTY  
IN The COURT of Common Pleas

HONORABLE G. Thomas Cooper, JR.  
Common Plea Judge of the Fifteenth Judicial Circuit

Case No. 2012-CP-26-1814

Raymond E. Chestnut,

Petitioner,

V.

state of South Carolina,

Respondent.

NOTICE OF APPEAL

Petitioner appeals the ORDER Denying Motion  
to Reconsider of the Honorable G. Thomas Cooper, JR.  
dated June 15, 2015, filed June 19, 2015, and Received  
by Petitioner on June 30, 2015.

July 1, 2015



Raymond E. Chestnut

# 13465-171

U.S. Penitentiary

P.O. Box 1000

Lewisburg, PA 17837

SUPREME COURT OF SOUTH CAROLINA

APPEAL FROM HORRY COUNTY  
IN The Court of Common Pleas

HONORABLE G. THOMAS COOPER, JR.  
Common Pleas Judge of the Fifteenth Judicial Circuit

Case No. 2012-CP-26-1814

Raymond E. Chestnut,

Petitioner,

V.

State of South Carolina,

Respondent.

CERTIFICATE OF SERVICE

I, Raymond E. Chestnut, do hereby certify that on this 1st day of June, 2015, a copy of the attached 'Notice of Appeal' was served via U.S. mail with proper postage on the Respondent addressed below.

Joshua L. Thomas, Esquire

Office of the S.C. Attorney General

P.O. Box 11549

Columbia, SC 29211

Melaine Huggins-Ward

Horry County Clerk of Court

P.O. Box 677

Conway, SC 29528



Raymond E. Chestnut

STATE OF SOUTH CAROLINA  
COUNTY OF HORRY

) IN THE COURT OF COMMON PLEAS  
) FOR THE FIFTEENTH JUDICIAL CIRCUIT

Raymond E. Chestnut,  
  
Applicant,

) Case No. 2012-CP-26-1814  
)  
)

v.

) **ORDER DENYING MOTION**  
) **TO RECONSIDER**  
)

State of South Carolina,  
  
Respondent.

FILED  
HORRY COUNTY  
2015 JUN 19 PM 2:41  
MELANIE HUGHES-WARD  
CLERK OF COURT

This Court convened an evidentiary hearing in the above-captioned case on February 2, 2015, at the Horry County Courthouse on Raymond E. Chestnut's Application for Post-Conviction Relief (PCR). At the hearing, Chestnut ("Applicant") appeared via his appointed guardian *ad litem*,<sup>1</sup> Cooper C. Lynn, Esquire, and was represented by Tristan M. Shaffer, Esquire. Joshua L. Thomas, Esquire, of the South Carolina Attorney General's Office represented Respondent. Following the hearing, a Form 4 Order Denying Applicant's PCR was signed and filed. A formal Order of Dismissal was signed March 17, 2015 and filed March 25, 2015.

The Court received a letter from Applicant which was dated May 4, 2015, and filed May 26, 2015.<sup>2</sup> In his letter, Applicant challenges the Court's Order of Dismissal. Applicant asked the Court to vacate its Orders dismissing Applicant's PCR on the following grounds: "fraudulent testimony was presented on my behalf during my PCR hearing by the guardian ad litem, which had an [adverse] effect on the outcome of my case."

The Court interprets Applicant's letter as a Motion to Reconsider pursuant to Rule 59(e),

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<sup>1</sup> See Rule 17(c), SCRCP ("person imprisoned outside this State shall appear by guardian ad litem in an action by or against him[.]")

SCRCP.

After consideration of the record in this case, this Court is unable to discover any material fact or principle of law that has either been overlooked or disregarded and further finds no error of law or facts not appropriately considered. Accordingly, this Court hereby **DENIES** Applicant's Motion under Rule 59(e), SCRCP, to Reconsider this Court's Order filed March 25, 2015. Pursuant to Rule 59(f), the Court is of the opinion that oral argument is not necessary.

**IT IS SO ORDERED.**

AND IT IS SO ORDERED this 15 day of JUNE, 2015.

  
\_\_\_\_\_  
THE HONORABLE G. THOMAS COOPER, JR.  
Presiding Judge

COLUMBIA, South Carolina

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<sup>2</sup> Upon receipt, the Court forwarded Applicant's letter to the Horry County Clerk of Court for filing.