

Exhibit A

STATE OF SOUTH CAROLINA)
COUNTY OF YORK)
STATE OF SOUTH CAROLINA)
vs.)
JOHN PATRICK COUSAR, III)
Defendant.)

IN THE COURT OF GENERAL SESSION FILE COPY
FOR THE SIXTEENTH JUDICIAL CIRCUIT
2006 JUL -4 PM 1:45

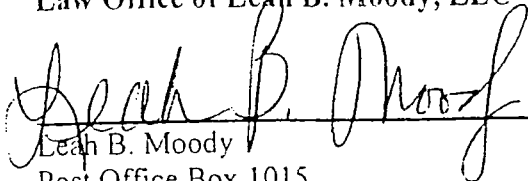
CLERK OF COURT
YORK COUNTY, SC

CERTIFICATE OF SERVICE
2006-GS-46-810, 811, 813, & 814

The undersigned hereby certifies that a true and correct copy of the Motion to Reconsider was hereby forwarded via United States Mail, certified return receipt requested, postage prepaid, to the following:

Daniel D. Hall, Assistant Solicitor
16th York County Solicitor's Office
1675 York Highway
York, South Carolina 29745

Law Office of Leah B. Moody, LLC



Leah B. Moody
Post Office Box 1015
Rock Hill, South Carolina 29731
(803) 327-4192 Office
(803) 329-1344 Facsimile
Attorney for the Defendant

July 31, 2006
Rock Hill, South Carolina

2006 JUL -1 PM 01:50
CLERK OF COURT
YORK COUNTY, SC

The Supreme Court of South Carolina

ORDER

I find that in the event of a conflict that prevents a circuit court chief judge for administrative purposes from signing a Conditional Order of Dismissal or a Final Order in a Post-Conviction Relief Matter, judicial efficiency requires a procedure unique to these matters. Now, therefore,

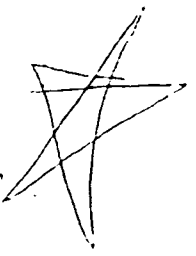
Pursuant to the provisions of S. C. CONST. Art. V, §4,

IT IS ORDERED that Conditional Orders of Dismissal and Final Orders in Post-Conviction Relief Matters are subject to the following procedures:

- a. If the circuit court chief judge for administrative purposes has a conflict and is unable to sign a Conditional Order of Dismissal or Final Order in a Post-Conviction Relief Matter, any circuit judge that is a resident of the judicial circuit may sign the Conditional Order of Dismissal or Final Order.
- b. If the resident circuit judges of the judicial circuit are unable or unavailable to sign a Conditional Order of Dismissal or Final Order in a Post-Conviction Relief Matter, any circuit judge assigned to the judicial circuit may sign the Conditional Order of Dismissal or Final Order.
- c. If the circuit judges assigned to the judicial circuit are unable or unavailable to sign a Conditional Order of Dismissal or Final Order in a Post-Conviction Relief Matter, any circuit judge residing in or assigned to an adjoining judicial circuit may sign the Conditional Order of Dismissal or Final Order.

s/Jean Hofer Toal
Chief Justice

April 12, 2013
Columbia, South Carolina



1 ALSO HIGH. HE STATED TO THE POLICE THAT HE HAD BEEN
2 SMOKING MARIJUANA. HE ALSO HAD ECSTASY IN HIS
3 SYSTEM. ALL OF THESE THINGS COUPLED WITH THE TYPE OF
4 MEDICATION THAT HE'S ON HAVE SIDE EFFECTS. I THINK
5 THAT JOHN DOESN'T UNDERSTAND THE OR HE DOESN'T HAVE
6 THE INSIGHT TO UNDERSTAND THE LEVEL THAT THESE
7 ILLICIT DRUGS MAY HAVE, THE LEVEL OF EFFECT THEY MAY
8 HAVE WITH HIS MEDICATION THAT HE HAS TO TAKE DAILY,
9 SOMETHING THAT NOBODY ELSE KNEW ABOUT BUT HIM.

10 THE OTHER THING THAT I WOULD LIKE TO POINT
11 OUT TO THE COURT IS THAT JOHN'S BEHAVIOR PROBLEMS
12 SEEMED TO LEND TO HIS IMPULSIVE BEHAVIOR. I'M NOT
13 SAYING THAT HE'S A PERFECT PERSON, BUT HE IS NOT A
14 MEAN PERSON, YOUR HONOR. WHAT HIS ACTIONS WERE ON
15 THAT DAY, THEY WERE VERY, VERY IMPULSIVE, THE WRONG
16 JUDGMENT, HE CAUSED HURT TO A LOT OF PEOPLE IN THAT
17 COMMUNITY AND THE COMMUNITY AS A WHOLE. HE SUFFERS
18 FROM ATTENTION DEFICIT HYPERACTIVITY DISORDER AND
19 OPPOSITIONAL DEFIANCE DISORDER AS WELL. HIS, AFTER
20 TALKING TO THE PSYCHOLOGIST AFTER EVALUATING, MAKING
21 SURE THAT HE WAS MENTALLY COMPETENT TO COME BEFORE
22 YOU TODAY AND ENTER THIS PLEA, HE IS FOR LACK OF A
23 BETTER WORD, HAS A SIMPLISTIC VIEW OF LIFE. HIS
24 SIMPLISTIC VIEW OF LIFE INCLUDES HE DOES THIS ACT, HE
25 GETS THIS MONEY. HE DOESN'T CONSIDER WHAT THE

1 RAMIFICATIONS ARE. HE DIDN'T CONSIDER ON THAT NIGHT
2 WHAT THE RAMIFICATIONSES WERE. HE DIDN'T CCNSIDER
3 WHAT WAS GOING TO HAPPEN IF POSSIBLY, YOU KNOW, HE
4 HITS SOMEONE, HE DIDN'T CONSIDER THAT AT ALL, AND
5 THAT GOES TO HIS IMPULSIVE NATURE.

6 YOUR HONOR, HIS PARENTS HAVE BEEN TRYING
7 TO GET SOME HELP FOR HIM. THEY'VE BEEN IN AND OUT OF
8 DOCTORS' OFFICES, THEY HAVE TRIED TO SEEK SOME HELP,
9 BECAUSE THEY RECOGNIZE THAT THERE WAS SOMETHING GOING
10 ON WITH JOHN THAT NEEDED TO BE ADDRESSED. AND ON THE
11 NIGHT OF THIS INCIDENT HE WAS NOT WITH HIS PARENTS,
12 HE WAS BEING A FOLLOWER WITH SOME INDIVIDUALS THAT HE
13 CONSIDERED TO BE HIS FRIENDS, HE HAD ONLY KNOWN THEM
14 FOR A TWO WEEK SPAN OF TIME, AND WITHIN A TWO WEEK
15 SPAN OF TIME ALL OF THIS OCCURRED. HE WAS TAKING
16 DRUGS. HE WAS HIGH ON ECSTASY. HE WAS GOING INTO
17 THE FOOD LION TO COMMIT A ROBBERY WHICH HE TELLS ME
18 HE WAS PANICKING. THE ONE QUESTION HE HAD IN HIS
19 MIND WAS, WERE THESE PEOPLE GOING TO ACCEPT HIM AS
20 HIS FRIEND AND THAT'S WHAT HE WAS THINKING ABOUT.
21 THAT'S HOW SIMPLE IT WAS. HE WAS THINKING ARE THESE
22 GUYS GOING TO BE HIS FRIENDS AND THAT'S WHAT HE WANTS
23 TO DO IS BE THEIR FRIEND.

24 I AM NOT A LAWYER AND I AM NOT AN ATTORNEY
25 AND I AM NOT A JUDGE AND I AM NOT A MEMBER OF THE
 JUDICIAL BRANCH OF THE GOVERNMENT.

Exhibit D

John P. Causee 316748
Lieber Corr. Inst / AA-30
P.O. Box 205
Bidseville, S.C. 29472
March, 5 2013

S.C. Court Administration
1015 Sumter St. Suite 200
Columbia, S.C. 29201

Hi, I wish to obtain a transcript from the Grand Jury Proceedings where the Grand Jury was deliberating on my indictment on March 16, 2006 in York S.C. Indictment Numbers 2006 GS 46 810 Judge Code 2,0,4,9 Indirect Numbers 2006 GS 46 811 Judge Code 2,0,4,9 Indictment Numbers 2006 GS 46 813 Judge Code 2,0,4,9 Indictment Number 2006 GS 46 814 Judge Code 2,0,4,9 cause I would like to have this information. I can not understand this signature on my information. If you cannot furnish me with the transcript please provide me with the information as to rather I was indicted on March 16, 2006, by a Grand Jury, your generosity will be greatly appreciated.

Sincerely,

x. John P. Causee 316748
x. John P. Causee 316748

cc.. March 5, 2013

Exhibit E



South Carolina Court Administration
South Carolina Supreme Court
Columbia, South Carolina

ROSALYN FRIERSON
DIRECTOR

1015 SUMNER STREET, SUITE 200
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1800
FAX: (803) 734-0269

March 6, 2013

John P. Cousar #316748
LCI
Post Office Box 205
Ridgeville, SC 29472

Dear Mr. Cousar:

This is in response to your letter received by this office on March 7, 2013. You are requesting a transcript from Grand Jury proceedings. This is to advise that there is no court reporter assigned to record Grand Jury proceedings, and therefore, there is no transcript available.

I am sorry that we are unable to assist you further.

Respectfully,

Court Reporting Section

South Carolina Court Administration

Exhibit F



South Carolina Court Administration
South Carolina Supreme Court
Columbia, South Carolina

ROSALYN FRIERSON
DIRECTOR

1015 SUMTER STREET, SUITE 200
COLUMBIA, SOUTH CAROLINA
29201

August 11, 2014

John P. Cousar #316748
PCI
430 Oaklawn Rd.
Pelzer, SC 29669

Dear Mr. Cousar:

I am writing in response to your letter asking for assistance in obtaining a copy of the court term for General Sessions.

In order for me to assist you in obtaining the court terms, please provide the following information; the county where the General Sessions court term you are requesting.

Respectfully,

South Carolina Court Administration

Exhibit G

John P. Cousan #316748
P.C.I.
430 OAKLAWN Rd.
Pelzer, S.C. 29669

Dear South Carolina Court Administration,

In regards towards your response on August 15 pertaining to the court calendar and court terms. First I would like to be ~~thankful~~ thankful for your help. Also I would like to say sorry for not being more specific with what I was seeking legal wise. Well I was seeking a copy of the General Sessions Court term for your county of York S.C. the month of March, year 2006. If that's more helpful could you please assist me with obtaining such information. I would like to say thanks in advance.

Warmest Regards,

John P. Cousan



Exhibit A

to the State of
South Carolina
Collection

South Carolina Court Administration

South Carolina Supreme Court
Columbia, South Carolina

ROSALYN FRIERSON
DIRECTOR

1015 SUMNER STREET, SUITE 200
COLUMBIA, SOUTH CAROLINA 29201

August 27, 2014

John P. Cousar #316748
PCI
430 Oaklawn Rd.
Pelzer, SC 29669

Dear Mr. Cousar:

Your inquiry has been received by this office. Enclosed you will find the information you requested. The schedule is for that entire week (Monday-Friday) of the date shown at the top of the schedule.

Sincerely,

South Carolina Court Administration

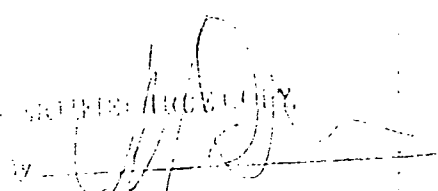
10/1/14 - 10/1/14 From the Sec. of the SC Court Admin.

Exhibit I

Terms of Circuit and Family Court
March 2006

Can the South Carolina State
maintain a competency

Circuit Number	3/6/2006	3/13/2006	3/20/2006	3/27/2006
16	General Sessions York Alford, Lee	General Sessions Union Gregory, Jackson	General Sessions York Alford, Lee	
	MCGILBERRY 6 am BROOM 6 pm MCGILBERRY 7, 8, 9, 10	RICH	MCGILBERRY General Sessions York Cole, J.	
	General Sessions York Hayes, John C.		BROOM Common Pleas Non- Jury 20, 21, 22, 23 York Kimball, S.	
	BARRETT Common Pleas Non- Jury 7, 8, 9 York Kimball, S.		BARRETT 20, 21, 22, 23	
	RICH 7, 8, 9			



 Clerk of Court and Admin. Director

16



Exhibit J
CLERK OF COURT'S OFFICE

Post Office Box 649, York, South Carolina 29745

April 16, 2013

John P. Cousar #316748
Lieber Corr Inst
PO Box 205
Ridgeville SC 29472

Grand Jury proceedings are not recorded nor are they public record. The indictment itself attests to what was presented and when the indictment was acted on by the Grand Jury.

General Sessions Division

Exhibit K

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from York County
John C. Hayes, III, Circuit Court Judge

THE STATE,

RESPONDENT,

v.

JOHN PATRICK COUSAR,

APPELLANT

PETITION TO BE RELIEVED AS COUNSEL

Counsel for John Patrick Cousar III states:

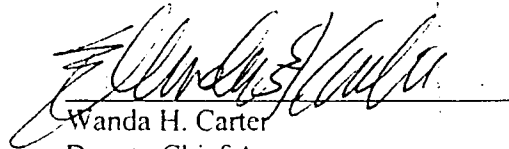
1. She is Deputy Chief Attorney for the South Carolina Office of Appellate Defense, and was appointed to represent appellant.

2. She has reviewed the record of appellant's trial before Judge John C. Hayes, III, which was held on 7-26-06 and, in her opinion, the appeal is without legal merit sufficient to warrant a new trial.

3. She has, pursuant to Anders v. California, 386 U.S. 738, 87 S.Ct. 1396 (1967), briefed an arguable legal issue which arose during the course of the trial.

WHEREFORE, she asks the Court to relieve her as counsel for John Patrick Cousar III.

Respectfully submitted,



Wanda H. Carter
Deputy Chief Attorney

ATTORNEY FOR APPELLANT

This 25th day of July, 2007.

Exhibit L

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from York County

John C. Hayes, III, Circuit Court Judge

THE STATE,

RESPONDENT,



V.

JOHN PATRICK COUSAR,

APPELLANT

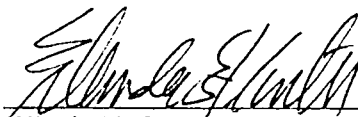
**DESIGNATION OF MATTER TO BE
INCLUDED IN RECORD ON APPEAL**

Appellant proposes the following be included in the Record on Appeal:

-  (1) True-billed indictment(s);
-  (2) Entire Trial Transcript

I certify that this designation contains no matter which is irrelevant to this appeal.

July 25th, 2007



 Wanda H. Carter
 Deputy Chief Attorney

South Carolina Commission on Indigent Defense
 Division of Appellate Defense
 PO Box 11589
 Columbia, S. C. 29211-1589
 (803) 734-1343

Attorney for Appellant

DOCKET NO. 2006-GS-46-00813

The State of South Carolina

County of York

After being fully advised as to my legal rights, I hereby waive presentment to the Grand Jury.

Defendant

I John Patrick Cousar hereby appear in my own proper person and plead guilty to the within indictment or to

Poss. of a firearm during the commission of a Viol. Crime

X John Patrick Cousar Defendant

Witness: Stephanie Cook Arms Supervisor C.C.C. PLS. AND G.S.

WITNESSES

C. D. Dover

ARREST WARRANT NUMBER

Direct Indictment Re: J-210044

ACTION OF GRAND JURY

TRUE BILL

Foreperson of Grand Jury J. J. J.
Date: 3-16-06

VERDICT

Foreperson of Petit Jury
Date:

COURT OF GENERAL SESSIONS
March 16, Term 2006

THE STATE

vs.

JOHN PATRICK COUSAR

Indictment for
POSSESSION OF A FIREARM DURING THE
COMMISSION OF A VIOLENT CRIME

SC Code: 16-23-490
CDR Code: 549

CERTIFIED TRUE COPY
2006 NOV - 8 PM 1:47
DAVID HAMILTON
CLERK OF COURT
YORK COUNTY, SC

STATE OF SOUTH CAROLINA)
)
COUNTY OF YORK)

INDICTMENT

Exhibit N

At a Court of General Sessions, convened on March 16, 2006, the Grand Jurors of York County present upon their oath:

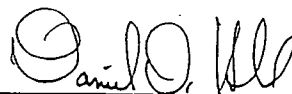
ASSAULT AND BATTERY OF A HIGH AND AGGRAVATED NATURE

The Defendant, John Patrick Cousar, did in York County, South Carolina, on or about December 12, 2005, commit an assault and battery upon the victim, Brenda Remer, constituting an unlawful act of violent injury to the person of the said victim, accompanied by the following circumstances of aggravation, to wit:

- (1) the use of a deadly weapon and/or
- (2) the infliction of serious bodily injury and/or
- (3) purposeful infliction of shame and disgrace and/or
- (4) a great disparity in the ages or physical conditions of the parties

all in violation of Section 17-25-30 (C/L) of the Code of Laws of South Carolina, (1976, as amended).

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.



ASSISTANT SOLICITOR

CPD/Dover
WITNESSES

DOCKET NO. 2006-GS-46-00811
The State of South Carolina
County of York

After being fully advised as to my legal rights, I hereby waive presentment to the Grand Jury.
Defendant

COURT OF GENERAL SESSIONS
March 16, Term 2006

John Patrick Cousar
in my own proper person and plead guilty to the within indictment or to
ARBHAN

SS

ARREST WARRANT NUMBER
Direct Indictment Re:
J-210042

THE STATE
vs.
JOHN PATRICK COUSAR

[Signature]
Defendant

ACTION OF GRAND JURY

TRUE BILL

[Signature]
Foreperson of Grand Jury
Date: 5-16-06

Indictment for

ASSAULT AND BATTERY OF A HIGH AND AGGRAVATED NATURE

Foreperson of Petit Jury
Date:

SC Code: 17-25-30
CDR Code: 013

CERTIFIED TRUE COPY
2008 NOV 4 PM 1:56
DAVID HAMILTON
CLERK OF COURT
YORK COUNTY, SC

WITNESSES

CPD/Dover

DOCKET NO. 2006-GS-46-00810

The State of South Carolina

County of York

Defendant

After being fully advised as to my legal rights, I hereby waive presentment to the Grand Jury.

I John Patrick Cousar hereby appear in my own proper person and plead guilty to the within indictment or to Armed Robbery

March 16, Term 2006

COURT OF GENERAL SESSIONS

Defendant

ARREST WARRANT NUMBER

Direct Indictment Re: J-210041

THE STATE

vs.

JOHN PATRICK COUSAR

Witness: Stephanie Cook Attorney Supervisor
C.C.C. PLS. AND G.S.

ACTION OF GRAND JURY

RETURNED TO COURT

Foreperson of Grand Jury
Date: 3-16-06

VERDICT

Indictment for
ARMED ROBBERY

Foreperson of Petit Jury
Date:

SC Code: 16-11-0330
CDR Code: 0139

CERTIFIED TRUE COPY
2008 NOV -4 PM 1:47
DAVID HAMILTON
CLERK OF COURT
YORK COUNTY, SC

May 6, 2010

John P. Cousar # 316748
L.C.I. F-1 # 2148
990 Wisacky Hwy
Bishopville, SC 29010

RECEIVED
NOV 02 2015
SC SUPREME COURT

Re: Notice of Appeal/ 2014-CP-46-3485

Mr. Cousar,

I am returning the Notice of Appeal you sent to our office. You must file your Notice of Appeal with the South Carolina Supreme Court. Their address is 1231 Gervais Street, Columbia, SC 29201.

Thank you,

Clerk of Court

Clerk of Court
Civil Division