

EDDIE HUGGINS, 130099
LEE C.I./F6 A-WING
990 WISACKY HWY.
BISHOPVILLE, S.C. 29010

RECEIVED

JANUARY 18, 2016

JAN 20 2016

S.C. SUPREME COURT

HON: DANIEL SHEAROUSE
CLERK OF SUPREME COURT
PO BOX 11330
COLUMBIA, S.C. 29211

RE: EDDIE HUGGINS v. THE STATE OF S.C., 2011-CP-16-0994, etc.,
MOTION FOR APPEAL ABEYENCE, etc.

DEAR MR. SHEAROUSE:

PLEASE FIND ENCLOSED MY *pro se* MOTION TO HAVE MY APPEAL PLACED IN ABEYENCE PENDING IN THIS COURT, WHEREAS HAVING MY CASE RETURNED BACK TO THE LOWER COURT FOR ISSUES TO BE REVIEWED THAT WERE DISCOVERED RECENTLY, SEE EXPLANATION IN MOTION, *i.e.* I ALSO PROVIDED TO YOU THE ORIGINAL COPY OF THE CERTIFICATE OF SERVICE AND SHOWING THAT I PROVIDED TO THE RESPONDENT THE REQUIRED COPIES AS WELL, PLEASE RETURN MY EXTRA COPY TO ME WITH YOUR OFFICE STAMPS AND SEALS ON THEM FOR MY RECORDS SOON AS PRACTICAL.

THANKING YOU IN THE ADVANCE FOR YOUR TIME AND ASSISTANCE GIVEN TO ME IN THIS CRUX MATTERS AND I LOOK FORWARD IN HEARING FROM YOU IN THIS VERY NEAR FUTURE.

AGAIN THANK YOU!!!

ENCLOSURES:

EH/c-m

RESPECTFULLY SUBMITTED,


EDDIE HUGGINS

LEE C.I./F6 A-WING
9990 WISACKY HWY.
BISHOPVILLE, S.C. 29010
PETITIONER, *pro se*

cc: HON: WILSON, Esq.
SCOTT B. SUGGS
FILES/eh

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

RECEIVED

DARLINGTON COUNTY
COURT OF COMMON PLEAS

JAN 20 2016

S.C. SUPREME COURT

CASE NO. 2011-CP-16-0994

EDDIE HUGGINS,.....PETITIONER,

v.

THE STATE OF S.C.,.....RESPONDENT.

MOTION FOR APPEAL ABEYENCE, etc.
TO RETURN TO LOWER COURT FOR ISSUE REVIEW.

COMESNOW, THE PETITIONER pro se STATUS, EDDIE HUGGINS, RESPECTFULLY WITH HIS MOTION TITLED ABOVE, FOR GOOD CAUSE SHOWN, AND FOR THE LEGAL REASONS STANCES BY TO BE IN COMPLIANCES WITH THE PCR RULES, STATUTES TO PROPERLY EXHAUST PETITIONER'S CASE BY PURSUANT TO THE PROPER EXHAUSTION DOCTRINES, etc.

YPETITIONER EDDIE HUGGINS MOVES IN THIS HONORABLE COURT TO HAVE HIS POST CONVICTION APPEAL UNDER RULE 243 AND 203 PLACED IN ABEYENCE ACCORDINGLY TO THE APPELLATE COURT RULES, etc., THE COURT IS RESPECTFULLY ADVISED AND INFORMED OF THE FOLLOWING FACTS: PETITIONER EDDIE HUGGINS RECENTLY BECAME AWARE OF THE FACTS THAT THERE EXIST A SUBJECT MATTER OF JURISDICTION LAW VIOLATION IN HIS CASE, AND THE RIGHT TO PROPERLY BEING PLACED ON NOTICE BY RECEIVING ACTUAL NOTICES FROM THE COURT FOR A CHANGE OF VENUE THAT OCCURRED IN HIS CRIMINAL CASE, etc. IT BEING SENTENCED PETITIONER IN FLORENCE COUNTY (12th) CIRCUIT AND THE CASE JURISDICTION IS IN THE (4th) CIRCUIT, THE SCCA-217 SHEET WILL DISCLOSE THE PROFFERS OF THIS SUBSTANCE AS IT IS THE PRIMARY ISSUE THAT SHOULD HAVE BEEN EVALUATED BY THE PCR COURT AT THE TIME OF THE EVIDENTIARY HEARING BEING HELD.

WHEREAS, THE PETITIONER REQUESTS THAT THE APPEAL BE PLACED IN ABEYENCE AND SENT BACK TOT HE LOWER COURT (PCR) TO HAVE THE ISSUE REVIEWED BY THE PCR COURT FOR A FINDING OF FACT AND A CONCLUSION OF LAWS TO BE GIVEN TO THEM.

AS TO IT BEING THE PETITIONER RECEIVING HIS ONE COMPLETE FULL BITE AT THE APPLE IN HIS CASE MATTER AS THE LAW ENTITLED HIM TO. THE PETITIONER TAKE THIS STANCE BY THE PCR §17-27-80 AND 90, i.e. AND AS TO THE PROFFERS OF THE SCCA-217 SHEET AND GIVING THE STATE HIGHEST COURT THE OPPORTUNITIES TO CORRECT THE ERRORS OF LAWS IN THE PETITIONER'S CASE MATTERS RESPECTFULLY PRESENTED BEFORE THE COURT, PLEASE THE ATTACHMENTS AS THE PETITIONER PROFFERS TO THE CAUSE TO SHOW THE GOOD CAUSE THAT IS REQUIRED TO BE SHOWN.

THEREFORE, THE PETITIONER RESPECTFULLY ASK THE COURT TO GRANT HIS MOTION AS PLACING HIS APPEAL IN ABEYENCE AND RETURN HIS CASE MATTER TO THE POST COVICTION COURT FOR THE PURPOSES OF HAVING THE SUBJECT MATTER JURISDICTION ISSUES AND CHANGE OF VENUE VIOLATION /ACTUAL NOTICE VIOLATION REVIEWED BY THE LOWER COURT (PCR) COURT ACCORDINGLY TO THE APPLICABLE RULES.

JANUARY 18, 2016

RESPECTFULLY SUBMITTED,



EDDIE HUGGINS
990 WISACKY HWY.
BISHOPVILLE, S.C 29010
pro se PETITIONER

COUNSEL OF RECORD

ATTORNEY GENERAL OFFICE
ALAN WILSON, Esq.
PO BOX 11549
COLUMBIA, S.C. 29211-1549

ATTACHMENTS ENCLOSED:

SCCA-217 SHEET (SENTENCING SHEETS)
ENVELOPES COVERS DISCLOSING DATE OF SENT.
FROM SENDERS, etc.

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Darlington
STATE VS.

INDICTMENT/CASE#: 08GS16-1507

Eddie Anthony Huggins

A/W#: K031944

AKA: _____

Date of Offense: 9/29/2008

Race: B Sex: M Age: 2010-5-42

S.C. Code § : 16-03-0010; 16-03-0020

DOB: 00-00-0000 SS#: 248-29

CDR Code #: 0116

Address: 1019 East Carolina Ave

City, State, Zip: Hartsville SC 29550

DL#: _____ SID#: _____

SENTENCE SHEET

*CDL Yes No CMV Yes No Hazmat Yes No

CONVICTED OF or PLEADS

In disposition of the said indictment comes now the Defendant who was
TO: Murder / Murder

in violation of § 16-03-0010; 16-03-0020 of the S.C. Code of Laws, bearing CDR Code # 0116

NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS(CSC w/minor 1st or Lewd Act) §17-25-45 MR

The charge is: As Indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury. (defendant's info)

The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State. LWDP

ATTEST: William B. Breyer 05000 Eddie A. Huggins 064280
Baugh, Sherrill SC Bar# Defendant Attorney for Defendant SC Bar#

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center,
for a determinate term of life without parole days/months/years or under the Youthful Offender Act not to exceed _____ years
and/or to pay a fine of \$ _____; provided that upon the service of _____ days/months/years and/or payment
of \$ _____; plus costs and assessments as applicable*; the balance is suspended with probation for _____

months/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of
probation, which are incorporated by reference.

CONCURRENT or CONSECUTIVE to sentence on:
 The Defendant is to be given credit for time served pursuant to S.C. Code § 24-13-40 to be calculated and applied
by the State Department of Corrections.
 The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code § 17-25-135.

Pursuant to 18 U.S.C Section 922, it is unlawful for a person convicted of a violation of Section 16-25-20 or 16-25-65 (Criminal
Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

RESTITUTION: Deferred Def. Waives Hearing Ordered PTUP _____
Total: \$ _____ plus 20% fee: \$ _____ days/hours Public Service Employment

Payment Terms: _____ Obtain GED

Set by SCDPPPS _____ Attend Voc. Rehab. or Job Corp. _____

Recipient: _____ May serve W/E beginning _____

*Fine: _____ Substance Abuse Counseling

§ 14-1-206 (Assessments 107.5 %) \$ _____ Random Drug/Alcohol testing

§ 14-1-211(A)(1) (Conv. Surcharge) \$100 \$ _____ Fine may be pd. in equal, consecutive weekly/monthly
pmts. of \$ _____ beginning _____

§ 14-1-211(A)(2) (DUI Surcharge) \$100 \$ _____ \$ _____ paid to Public Defender Fund

§ 56-5-2995 (DUI Assessment) \$12 \$ _____ Other: _____

§ 56-1-286 (DUI Breath Test) \$25 \$ _____

Proviso 47.9 (Public Def/Prob) \$500 \$ _____

§ 14-1-212 (Law Enforce. Funding) \$25 \$ _____

§ 14-1-213 (Drug Court Surcharge) \$150 \$ _____

§ 50-21-114 (BUI Breath Test Fee) \$50 \$ _____

§ 56-5-2942(J) (Vehicle Assessment) \$40/ea \$ _____

Proviso 90.5 (SCCJA Surcharge) \$5 \$ _____

§ 44-53-450(C) (Conditional Discharge) \$350 \$ _____

3% to County (if paid in installments) \$ _____

TOTAL \$ _____

Clerk of Court/ Deputy Clerk _____

Court Reporter: FRANIS BAKIS

SCCA/217 (06/2010)

Presiding Judge Michael Hutto

Judge Code: 140

Sentence Date: 12/22/2010

Heavin's
W.D. W. FIDORNELO

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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DARLINGTON COUNTY
COURT OF COMMON PLEAS

JAN 20 2016

CASE NO. 2011-CP-16-0994

S.C. SUPREME COURT

EDDIE HUGGINS,.....PETITIONER,

v.

THE STATE OF S.C.,.....RESPONDENT.

PROOF OF SERVICE

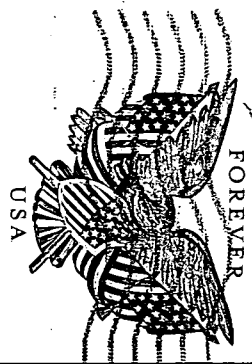
I, EDDIE HUGGINS CERTIFY THAT I SERVE THE TRUE COPIES OF MY MOTION TO THE RESPONDENT BY WAY OF UNITED STATES MAIL, PREPAID POSTAGE ENVELOPE ADDRESSED HIS OFFICE AT: PO BOX 11549, COLUMBIA, S.C. 29211-1549, ID TO HON ALAN WILSON Esq., S.C. ATTY. GEN. ON THIS 18th DAY OF JANUARY 2016, BY PERSONALLY DELIVERING IT TO THE PRISON MAIL-ROOM POSTAL DIRECTOR ON THIS 18th DAY OF JANUARY 2016.

JANUARY 18, 2016

Eddie Huggins
EDDIE HUGGINS
990 WISACKY HWY.
BISHOPVILLE, S.C. ~~29010~~
29010

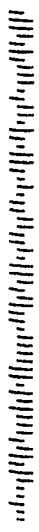
Address: Burgess #3009A
Joc CI / E-6 - A-wing
990 Wisacky Hwy
Bishopville S.C.
29018

COLUMBIA SC 290
19 JAN 2016 PM 2 L



Mr. Daniel E Shearise
Clerk of Court
P.O. Box 11330
Columbia, S.C. 29211

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THIS ENVELOPE IS RECYCLABLE AND MADE WITH 30% POST CONSUMER CONTENT



LEE CI MAIL ROOM
JAN 19 2016
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THE DEPARTMENT OF CORRECTIONS HAS NOT CENSORED
THIS ITEM. THEREFORE, THE DEPARTMENT DOES NOT
ASSUME RESPONSIBILITY FOR ITS WRITTEN CONTENTS
LEE CORRECTIONAL INSTITUTE
SC DEPARTMENT OF CORRECTIONS