

ORIGINAL

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Richland County

Honorable G. Thomas Cooper, Circuit Court Judge

RECEIVED

JAN 13 2017

ERIVA YOUOMOUS,

S.C. SUPREME COURT

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO 2016-001889

CONSENT MOTION UNDER RULE 60(a) TO FIX CLERICAL MISTAKE

Pursuant to Rule 60(a), SCRCP, the undersigned counsel requests leave to correct the spelling of Petitioner's last name. In support of this motion, counsel submits the following:

1. On December 12, 2016, the undersigned notified this Court of a potential misspelling regarding Petitioner's name in the post-conviction relief hearing transcript, Order of Dismissal, Notice of Intent to Appeal.
2. In a letter from the Clerk of Court, Daniel E. Shearouse, dated December 14, 2016, it was suggested that the undersigned speak with Petitioner regarding the spelling of his surname and file a motion under Rule 60, SCRCP if necessary.

3. Petitioner confirmed that his last name is spelled Y-O-U-M-O-U-S as listed in the indictments, trial transcript, sentencing sheets, and handwritten application for post-conviction relief.

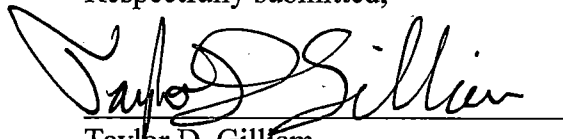
4. After seeking clarification with the Clerk of Court, it was determined that a motion under Rule 60(a), SCRPC was the proper avenue for fixing this scrivener's error.

5. The undersigned sought and received consent from opposing counsel regarding this motion, as evidenced by the below signature.

6. Counsel makes this request in good faith and not for purposes of delay.

WHEREFORE, the undersigned counsel respectfully requests that this Court correct the spelling error in Petitioner's last name.

Respectfully submitted,

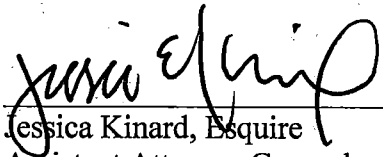


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January 13, 2017

I consent:



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