

THE SUPREME COURT OF SOUTH CAROLINA
OFFICE OF THE HONORABLE CLERK OF COURT
THE HONORABLE MR. DANIEL E. SHEAROUSE
Head Clerk of Court The Supreme Court Building
P.O. Box 11330 Columbia, South Carolina 29211

MR. MAURICE GLOVER }
SCDC # 302711 }
APPELLANT PRO SE }
MOTION TO FILE
RULE 29 UNDER
"POST-TRIAL" MOTIONS.

VS.

Amend

THE STATE OF SOUTH
CAROLINA
RESPONDENT

RECEIVED

JUL 11 2016

S.C. SUPREME COURT

IN RE: NOTICE OF INTENT TO FILE 59(e)
MOTION OF RECONSIDERATION, 7-14-2014

COVER LETTER

MR. MAURICE GLOVER }
SCDC# 302711 }
APPELLANT PRO SE }

VS. }

THE STATE OF SOUTH }
CAROLINA }
RESPONDENT }

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S.C. SUPREME COURT

May It Please The Court?

Now comes the humble Appellant, in an attempt to explain the "Letter" - NOTICE OF INTENT to file a "Motion for Reconsideration of Time" / Sentence, Pursuant to Rule 59(e) of the South Carolina Rules of Court. Appellant was at the time of writing and submitting such, was being represented (supposedly) by "Paid" Counsel for his defense. If one would only read the document in question, no one could in any way misconstrue its purpose nor Appellant's intent. This "Letter" was clock-stamped by the Clerk of Court 2014 July 16 PM 1:06 MR. James C. Campbell, and in the left side of the page directly across from the clock stamp are the words "MOTION WAS ENTERED IN COMPUTER

(PHOSE) 4/22/14. " Now Appellant did NOT write that part on or in the "letter," and it says clearly "Motion" in a different penmanship and type of pen? Who wrote this?

The answers to both are quite obvious to anyone, (this isn't rocket science) this supposed "letter" was treated as it was intended, as a MOTION, A NOTICE instrument. And the Honorable Clerk FILED it as such. But Attorney Devoe lied about no knowledge of being asked to file " A MOTION for RECONSIDERATION of TIME," He was quite ineffective in not filing this and the timely appeal. IT WAS NOT APPELLANT'S RESPONSIBILITY TO "PERFECT" this MOTION for Court, it was my paid Attorney's job, I simply wrote him to put him on notice that this was to be filed upon a rendering of Adverse Judgment.

Attorney Devoe was totally ineffective on several key points, these I have pointed out in my Brief, by the Prosecution's own withholding of key Pieces of Discovery from Defense Attorney, Prosecution tilted through wilfulness and fore-thought the already unbalanced Scales of justice against appellant. This must not be allowed to go on in a Society Founded on "TRUTH IN JUSTICE," This is why Appellant now files this "Rule 29"

POST-TRIAL MOTION, (See page # 5, 6, & 7 for case law and clarification) to assert his rights and to see "TRULY" Justice done. Appellant can understand and accept having to do time if the sentence is arrived at justly, but to blatantly railroad me? I think not, that is a travesty and in Justice against myself and the court itself.

Appellant wants this RULE 29 MOTION "GRANTED" which in turn will activate his Rule 59(e) Motion, which was supposed to have originally went before the court in less than 24 hours of the Plea, since Attorney Devoe had a copy of Pro Se Motion and it was filed days in advance of the Plea Hearing. This is reminiscent of the Jim Crowe days of South Carolina's History, a Black Man on Trial and the Prosecution holding back evidence, or trying to turn him into something he isn't (Like the phrase "thing-pin" by (probably wished he could prove this) Chief investigator of the case. Again, the "letter" that was entered into the court's computer system, and acknowledged as a PRO SE MOTION by the CLERK OF COURT, has "never" been ruled upon. Appellant must now draw the Honorable Court's attention to this and ask for its admittance and Ruling upon. Appellant, awaits the "Pleasure of the Court" in this matter.

Court will grant "Motion to Reconsider" or vacate
Sentence? Either way, Appellant awaits the Pleasure
of the Court.

Respectfully,
Bl. MA. Maurice Allen 30274
MR. MAURICE GLOVER

Sworn to me

MOST RESPECTFULLY I AM,

SI Maurice Glover 302711
MR. MAURICE S. GLOVER

Sworn to before me
this 8 day of July 2016.

S. J. O'Connell
Notary Public of South Carolina

My Commission Ends: 2 / 17 / 2024

RULE 29 OF THE SOUTH CAROLINA RULES OF
CRIMINAL PROCEDURE: "POST-TRIAL MOTIONS"

(a) GENERALLY. Except for motions for new trials based on After-Discovered Evidence, Post-Trial Motions shall be made within ten (10) days after the imposition of the sentence. In cases involving appeals from convictions in Magistrates or Municipal Court, Post-Trial Motions shall be made within ten (10) days after receipt of written notice of entry of the order or judgments disposing of the appeal. The time for appeal for all parties shall be stayed by a timely Post-Trial Motion and shall run from the receipt of written notice of entry of the order Granting or Denying such Motion. The time within which to make the Motion shall not be affected by the ending of a term of court or departure of the Judge from the Circuit, and the current Circuit Judge shall retain jurisdiction of the action for the purpose of hearing and disposing of the Motion if not heard or disposed of during the term.
See

STATE VS. CAMPBELL 656 S.E.2d 371 (2008): stating a sentencing court retains jurisdiction over a criminal matter if a party has ~~failed~~ a timely Post-Trial Motion Pursuant to Rule 29 S.C. R. Crim.P.

Also see: One day after the guilty plea, Petitioner exercised his right to make a Motion for Reconsideration; STATE vs. Smith 280 S.E. 2d 200 (1981) (a trial court has the authority to alter, amend, or modify a sentence imposed by him within the same term of court as long as the State is afforded due notice) See Rule 29 (Post trial motions shall be made within ten (10) days after the imposition of the sentence) The motion was brought before the same trial court which has imposed the sentence, and the trial court had the same information before it as it had the day before.

The motion was made within the term of court of which the sentence became the judgement of the court, to the sentencing judge, and he had jurisdiction to alter, amend, or modify. STATE vs Best Supra 186 SE 2d 272; STATE vs. Layle 84 S.E. 2d 649.

Constitutional Law Sentencing and Punishment

Defendant's right to due process was violated when trial court denied defendant request to reduce sentence, and instead increased sentence. STATE vs. Higgenbottom 542 S.E. 2d 718 Due Process Clause 14 Amendment.

17-25-50: In determining the number of offenses for the purpose imposition of sentence, the court shall treat as one offense(s) any number of offenses which have been committed at times so closely connected in point of time that they may be considered as one offense, not withstanding under the law they constitute separate and distinct offenses.

Derogatory Remarks: To cause to seem inferior, intended to lower the reputation of a person or thing.

Disparaging

THE SUPREME COURT OF SOUTH CAROLINA
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Head CLERK OF COURT THE SUPREME COURT BUILDING
P.O. BOX 41330 Columbia, South Carolina 29271

MR. MAURICE GLOVER }
SCDC # 302711 }
APPELLANT Pro Se }

Vs.

THE STATE OF SOUTH }
CAROLINA }
RESPONDENT }

MOTION BEFORE THE
HONORABLE COURT TO
PROVIDE EXPLANATION
OF LETTER-NOTICE OF
INTENT TO FILE MOTION
FOR RECONSIDERATION

Amend

In Re: NOTICE OF INTENT TO FILE 59(e) MOTION
OF Reconsideration Dated 7-14-2014

RECEIVED

JUL 11 2016

S.C. SUPREME COURT

Cover Letter

THE SUPREME COURT OF SOUTH CAROLINA
OFFICE OF THE HONORABLE CLERK OF COURT
THE HONORABLE MR. DANIEL E. SHEAROUSE
Head CLERK OF COURT
THE SUPREME COURT BUILDING
P.O. BOX 17330
Columbia, S.C. 29217

MR. Maurice Glover
SEDC # 302711
EVANS CORR INST.
670 Hwy. 9. West
Bennettsville, S.C. 29512

In Re: Document Pack For AMENDMENT TO
Appeals Filed (i.e., Johnson Petition, Anders
Brief Pursuant to White v. STATE) By Ms. Kath
rine H. Hudgins, these are to be filed "Pro Se".

COVER LETTER

MR. MAURICE GLOVER	}	MOTION BEFORE THE
SCDC # 302711		HONORABLE COURT TO
Appellant Pro Se		PROVIDE EXPLANATION
VS.		OF LETTER - NOTICE OF
		INTENT TO FILE <u>MOTION</u>
		<u>FOR RECONSIDERATION</u>
THE STATE OF SOUTH	}	
CAROLINA		
<u>Respondent</u>		

May it please the Court?

Now comes the humble applicant, providing all the necessary information concerning this said document which was filed by the Sumter County CLERK'S OFFICE as a "MOTION." This letter was sent to the Clerk's Office days before the plea hearing, and both my attorney and the Prosecutor had ample knowledge of such. So, for Mr. Devoe (paid counsel) to say he had no knowledge of me asking him to file a "Motion to Reconsider," was a lie, simply read the document and look at the dates - this was not done undercover, this was Court Recorded, and Mr. Devoe was most definitely ineffective.

Strickland's Prejudice Prong was not only violated, (Proven as such) it was broken beyond comparison. First "He" Chose not to file the appeal he was asked to file, and then the Motion to Reconsider was (He was asked to file) filed in the Clerk's computer system as Pro Se! Attorney Devoe was my Attorney of Record, so how was this Never ruled upon? I submit that some kind of under-handedness was at the heart of it. Attorney Devoe allowed the Investigator to use derogatory and disparaging remarks, if Appellant is a "king-pin"? Then he is the most inept that has ever been, because true "king-pins" are known for Wealth. \$10,000.00 to \$20,000.00 would be an insult to them, and if I'm a true "king-pin"? I'm outside the State's jurisdiction under F.I.C.O., so I must be just your average person.

Appellant, must now rely on the Court's own interpretation of the FACTS as pointed out in these documents he has filed, again Appellant is not an attorney. Oral argument would be a preferable way to convey my points, but Briefs in this case should suffice, that is my hope.

It is my hope that this has clarified and answered and solved any questions or ambiguities with said Documents, it is my hope and prayer that this Most Honorable

Court will grant "Motion to Reconsider" or vacate sentence? Either way, Appellant awaits the Pleasure of the Court.

Respectfully,

B/Maurice S. Glover 30271

MR. MAURICE S. GLOVER

Sworn to Before Me
this 8 day of July 2016.

S. Oulaw

Notary Public of South Carolina

My Commission Ends: 2 / 17 / 2024

THE DEPARTMENT OF CORRECTIONS HAS NEITHER
CENSORED NOR INSPECTED THIS ITEM. THEREFORE,
THE DEPARTMENT DOES NOT ASSUME RESPONSIBILITY
FOR ITS CONTENTS.

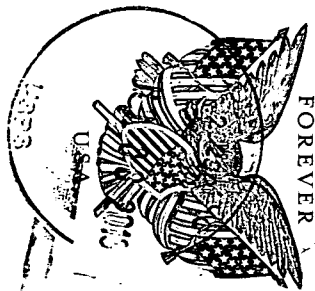
EVANS CORRECTIONAL INSTITUTION
S.C. DEPARTMENT OF CORRECTIONS



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

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S.C. Supreme Court
Clerk of Court
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