

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Greenville County
Honorable Perry H. Gravely, Circuit Court Judge

RONNIE C. SWOFFORD, JR.,

PETITIONER

v.

STATE OF SOUTH CAROLINA,

RESPONDENT

RECEIVED

NOV 15 2017

SC Court of Appeals

APPELLATE CASE NO. 2016 - 000508

MOTION FOR LEAVE TO AMEND THE PETITIONERS
JOHNSON PRO SE RESPONSE FOR WRIT OF CERTIORARI

Comes now the Petitioner, respectfully moves this Honorable Court for Leave to Amend the Petitioners Johnson Pro Se Response for Writ of Certiorari pursuant to Rule 15, SCRPC.

The Petitioner submits this Motion to Amend in support of the allegations to illustrate the severe impact of the use of the "False Blood Evidence" allegedly on the Kitchen wall belonging to the Petitioner in theory of the Prosecution. SLED Forensics sent Test results to the Prosecution and Trial Counsel stating "NO BLOOD INDICATED" on the kitchen wall. SLED agent V. Gibson testified the Blood results were NEGATIVE for Blood (without mentioning the Petitioners name). Pages 2 and 3 of this motion will show the Jury heard the Term or Phrases referencing the Petitioners Blood (FALSE EVIDENCE). 1. (#) the amount of times the Term was used. 2. (PCR page - Line #) PCR Transcript. 3. (Person using term) while testifying or questioning. 4. (Term or Phrase) used to Identify the "False Evidence" in trial. Page 4 will show DNA/Tissue/Genetic Material was mentioned 26 times and 11 of those times those terms were ambiguous because those 11 times actually meant to be referenced to the Kitchen wall in which "No DNA/Tissue" were found but were phrased as DNA/Tissue/Genetic Material because Trial Counsel failed to oppose the State due to failing to investigate.

**** TERMS or PHRASES USED REFERENCING "BLOOD" (FALSE EVIDENCE)**

#	PCR - LINE	PERSON	TERM or PHRASE
1	48 - 7	Solicitor Hodge	Splatter
2	49 - 16	Atty Johnston	Blood
3	49 - 18	" "	Blood
4	49 - 23	" "	Blood
5	133 - 4	Victim Wooten	Blood
6	133 - 14	Atty Johnston	Blood
7	133 - 24	" "	Blood
8	165 - 14	Solicitor Hodge	Stains
9	165 - 16	" "	Stains
10	165 - 21	" "	Reddish Look
11	172 - 23	Officer Derby	Blood
12	177 - 25	" "	Blood
13	184 - 23	" "	Blood
14	197 - 1	" "	Blood
15	243 - 11	Sgt. Weiner	Blood
16	243 - 14	Sgt. Weiner	Blood
17	260 - 10	SLED V. Gibson	Blood
18	260 - 13	" "	Blood
19	260 - 20	" "	Blood
20	261 - 9	" "	Blood *Negative Test results
21	277 - 6	SLED A. Hefney	Blood
22	277 - 10	" "	NO Appreciable Stain
23	278 - 17	" "	Blood
24	310 - 18	Detective Miller	Blood
25	310 - 19	" "	Blood Splattered on Wall
26	319 - 7	" "	Blood
27	319 - 18	" "	Blood
28	319 - 22	" "	Blood
29	559 - 12	Atty Johnston	Blood
30	559 - 16	" "	Blood
31	613 - 6	Solicitor Hodge	Splattered DNA
32	615 - 10	" "	Blood
33	615 - 17	" "	Blood
34	661 - 13	Detective Miller	Reddish

(CONTINUED)

#	PCR - LINE	PERSON	TERM or PHRASE
35	664 - 1	Atty Johnston	Blood
36	664 - 5	" "	Blood
37	664 - 20	" "	Blood
38	664 - 22	" "	Substances
39	664 - 24	Detective Miller	Blood
40	665 - 8	" "	Blood
41	666 - 8	Solicitor Hodge	Blood
42	666 - 9	" "	Blood
43	666 - 11	Detective Miller	Fresh Blood, the Red
44	666 - 13	" "	Blood is Red
45	666 - 15	" "	Fresh
46	669 - 12	Atty Johnston	Fresh
47	669 - 13	" "	Liquid State
48	678 - 19	" "	Blood
49	678 - 23	" "	Blood and it was Fresh
50	678 - 25	" "	Blood being Fresh
51	679 - 1	" "	Freshness
52	679 - 6	" "	Fresh
53	679 - 7	" "	Liquid State
54	679 - 8	" "	Liquid State
55	679 - 9	" "	Liquid State
56	679 - 10	" "	Dripping , Blood
57	679 - 11	" "	Fresh
58	689 - 7	" "	Blood
59	715 - 6	Solicitor Hodge	2 Items of Defendants DNA
60	715 - 10-11	" "	Tissue and Blood (both False)
61	715 - 15	" "	That Stuff is Fresh
62	715 - 16	" "	Tissue and Blood (both False)
63	715 - 21	" "	Fresh
64	723 - 12	" "	DNA evidence (Wall - False)
65	723 - 13-14	" "	DNA evidence (Wall - False)
66	726 - 7	" "	Direction of Spatter (Wall)
67	727 - 9	" "	Blood DNA

(END)

**** TERMS or PHRASES USED REFERENCING DNA, TISSUE, GENETIC MATERIAL**

#	PCR - LINE	PERSON	TERM or PHRASE
1	48 - 8	Solicitor Hodge	Tissue Kitchen Wall (* FALSE)
2	49 - 18	Atty Johnston	Tissue
3	49 - 23	" "	Tissue
4	172 - 24	Officer Derby	Possible Tissue
5	178 - 10	" "	Suspected Tissue (* FALSE)
6	184 - 12	" "	Suspected Tissue
7	184 - 23	" "	Suspected Tissue
8	212 - 14-15	Sgt. Shaw	Tissue/Skin (* FALSE)
9	261 - 5	Solicitor Hodge	Yellowish Material (* FALSE)
10	277 - 6	SLED Hefney	Tissue (NO BLOOD)
11	277 - 10	" "	DNA Analysis
12	278 - 17	" "	Tissue (NO BLOOD)
13	282 - 13	" "	DNA/Hair (* FALSE)
14	287 - 11	Detective Miller	DNA
15	310 - 19	" "	Tissue on Wall (* FALSE)
16	319 - 7	" "	Tissue
17	664 - 24	" "	Tissue on Wall (* FALSE)
18	665 - 9	" "	Yellowish Tissue (* FALSE)
19	666 - 8-9	Solicitor Hodge	Tissue on Wall (* FALSE)
20	677 - 24-25	Atty Johnston	Genetic Material
21	678 - 4-18	" "	Genetic Material/DNA
22	683 - 18-23	" "	DNA
23	695 - 22	" "	DNA
24	715 - 6	Solicitor Hodge	Tissue (* FALSE)
25	723 - 12-24	" "	DNA (* FALSE)
26	724 - 5	" "	DNA

(END)

CONCLUSION OF FACTS

The Petitioner believes this Honorable Court upon review of the Johnson Pro Se Response supported with Truthful, Scientific, and Real Material facts. The Petitioner will have a guaranteed by the U.S. Constitution, a fair trial. The purpose of this Motion is to give this Honorable Court a numerical account of the times the jury heard the Terms or Phrase identifying the "False Blood/Tissue Evidence" 67 times pages 2 & 3 and 11 times on page 4, totaling 78 times the jury heard the aforementioned Terms or Phrase of the "False Blood/Tissue Evidence".

The other 15 Terms or Phrase identifying the possible "DNA/Tissue/Genetic Material Evidence" on page 4, could possibly belong to the Petitioner (Hair, Hair root, Dead skin, etc.) due to being an invited guest many times at the victims home. However, The Petitioner asserts that the Petitioner was not at the home at the time of the incident, nor had Petitioner been to the victims home a couple days leading up that date of incident. In essence the Jury heard lies and deceit 6 to 1 over the possibility of a fact.

The Petitioner gracefully thanks this Honorable Court for even considering it. In the event the Motion for Leave to Amend is granted, The Petitioner believes it will allow this Honorable Court a clearer understanding of the Evidence supporting the said Allegations in the Petitioners PCR.

Sept. 1, 2017

DATE

Ronnie C. Swofford Jr.

Ronnie C. Swofford, Jr.

Pro Se

ORIGINAL



SCCID

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Robert M. Dudek, Chief Appellate Defender
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November 15, 2017

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SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk, S.C. Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

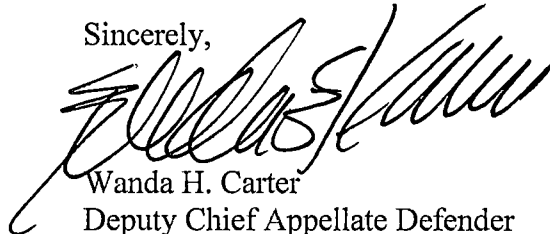
Re: Ronnie C. Swofford, Jr. v. State; Appellate Case No. 2016-000508

Dear Ms. Kitchings:

Please find enclosed the pro se petition that Mr. Swofford wishes to file. I recently reviewed the case on C-track. I saw this Court received Mr. Swofford's motion to amend his pro se response, and the Court's letter granting the motion. However, I did not see a copy of the pro se response on C-track. Therefore, to ensure this Court's records are complete, please find enclosed a copy of Mr. Swofford's amendment to his pro se response.

If you have further questions, do not hesitate to contact me.

Sincerely,



Wanda H. Carter
Deputy Chief Appellate Defender

WHC/smf

cc: DeShawn H. Mitchell, Esquire