

The Supreme Court Of South Carolina

Sha'Nasia Unique Garland #3106371
(appellant)

VS

The State Of South Carolina

2015-GS-21-00397

2015-GS-21

The (appellant) files this Brief
under S.C.A.C.R Rule 227(g)(2) ^{affidavit} of Service

The (appellant) submits this brief pursuant to S.C.A.C.R Rule 227(g)(2) on the merits of this appeal on motion for a writ of certiorari issue Raised: 6th Amendment U.S.C.A Violative. 1. Ineffective Assistant of trial counsel. 2. The (appellant) did not knowingly and intelligently waived her rights to appeal the guilty plea. 3. Whether trial counsel did not informed the (appellant) that she could appeal the county plea. 4. Whether trial counsel did not provide the (appellant) with a valid waiver to refuted her claim, that she signed her rights to appeal the guilty plea. 5. Whether trial counsel erred when they failed to have the (appellant) case cited for Parole Eligibility under S.C Code Ann Law 16-25-90, in which she entitled to have parole after serving 1/4 of her prison sentence.

Sworn to and subscribe before me

On this (17) day of July 2017

* July (17) 2017

Notary Public for the State of South Carolina

Cynthia Jones July 17, 2017

My Commission Expires

* July 20~~17~~ 2nd, 2026

* Sha'Nasia Garland

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S.C. SUPREME COURT

The Supreme Court Of South Carolina

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Sha'Nasia Unique Herland # 366371
(Appellant)

2015-CrS-21

2016-CP-21 S.C. SUPREME COURT

VS

The (appellant) Brief (S.C.A.C.)

The State Of South Carolina

277 On The Merits Of Appeal

The (appellant) attorney trial counsel did not informed (her) of a her right to appeal the guilty plea. Citing Wilson vs State 348 S.C. 215, 559. S.C 2d. 581. (2001) The Supreme court of South Carolina held that the (appellant) in Wilson vs State meet the burden of showing that she did not knowing and voluntarily waived her right to a direct appeal of her trial conviction is entitled to belated appeal quoting weathers vs State 319. S.C. 59. 459. S.C 2d. 838 (1995) The (P.C.R) Court did not make any specific finding of fact on the issues raised on the P.C.R claim. She state filed a motion to have to original P.C.R claim dismissed for failing to make a claim consequently to that fact. She (appellant) filed a notice and motion to perfect her P.C.R and filed a motion to amend the P.C. claim the (appellant) moved for a modification of her sentence, request a Parole date instead of a time reduction. The (Respondent) Reply use that P.C.R was not a valid form. Of use to obtained a parole date and relied upon the case law of alshabazz vs State The Supreme court ruled in al-shabazz 338. S.C. 354. 380. 529. S.C 2d. 742. 756. (2000) The statute does not apply court found that the legislative intent of the statute and the act in which it is firend (unimate litigation) act was never for the statute to be applied a in the P.C.R setting.

The Supreme Court Of South Carolina

Sha'Nasia Unique Garland #366371
(Appellant)

VS

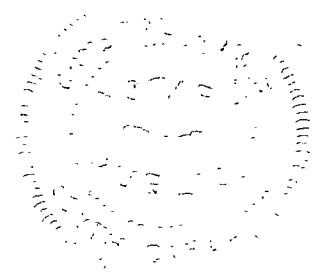
The State Of South Carolina

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 2015-GS-21
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 S.C. SUPREME COURT
 The Appellant Brief (S.C.A.C.R.)
 227 On The Merits Of Appeal

The Supreme court further stated a P.C.R. proper review for relief, only when the (Appellant) maintains to allateral attack challenging the validity of his conviction and sentence. She (Appellant) state that if her case was original set up to recieved parole eligibilty after serving 1/4 of her prison sentence from the on set of her conviction she order be back in court. The (Appellant) relies upon S.C Code Ann Law in of the fact that her charge was based on Voluntary Manslaughter that she does meet the criteria batter women syndrome and is relying upon this court to grant her such relief.

Sworn to and Subscible before me
 In this (17) day of July 2017
 Notary Public for the State of South Carolina
Cynthia Jones July 17th, 2017
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Sha'Nasia Garland
 * July (17) 2017



The Supreme Court Of South Carolina

Sha'Nasia Unique Garland #366371
(appellant)

VS

The State Of South Carolina

2015-GS-21

2016-CP-21

The (appellant) Brief S.C.A.C.R

227 On The Merits Of Appeal

This issue of ineffective assistance of trial counsel, for failing to preserved on Record the (appellant) rights to appeal guilty plea in addition with the issue of (S.C. Code Ann Law) section (16-25-90). The supreme court of Saeter Cunding states that any deffends defendant convicted or pled guilty to any household crime. Shall be eligible for Parole, after serving 1/4 of their prison sentence pursuant to chapter 13 and 21 of title 24, in conjunction with that fact, trial attorney was gross neglect when he failed to have the (appellant) to signed a (waiver) giving up her right to appeal in believe failing to advise her of her right to appeal. These issues has not been, preserved on the face of the Record: Quoting case law, Washington VS State, citing Southernland VS State, 337. S.C. 610. 524. S.C 2 833 (1998) etc- Southernland VS State if come issue is not preserved for appeal then (appellant) counsel cannot be ineffective for failing to raised if the doctrine of laches bars this issue from being raised if it was not raised on dued appeal, or P.C.R The (appellant) couldnt raise in effective assit of P.C.R course because, no counsel was appointed.

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* Sha'Nasia Garland

On this (17) day of July 2017

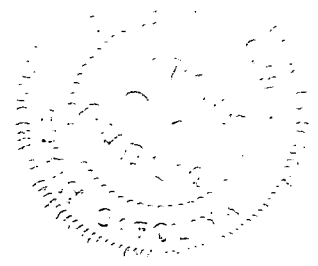
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* ~~Court Issued~~ July 17, 2017

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The Supreme Court Of South Carolina

Sha'Nasia Unique Garland #3060371
(Appellant)

VS

The State Of South Carolina

2015-GS-21

2016-GS-21

Appellant Brief S.C.A.C.R 22

Affidavit Of Service

Table of Authorities:

6th Amendment U.S.C.A

14th Amendment U.S.C.A

S.C Code Ann Law: 16-25-90

Washington VS State 342 S.C. 232. 478. S.C. 2d. 833 (1991)

Southerland VS State 377. S.C. 610. 524. S.C. 2d 833 (1999)

Wilson VS State 348. S.C. 215. 559. S.C. 2d. 581 (2002)

S.C Code Ann Law 17-27-100 (1985)

Knight VS State 284 S.C 138. 325. S.C. 2d. 535 (1985)

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On this (17) day of July 2017

* Sha'Nasia Garland

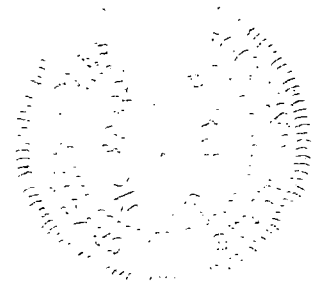
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* Crystal Jones July 17, 2017

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* July 2nd, 2026



State Of South Carolina

The Court Of Common Plea

County Of Florence

2016-CP-21-3066

Sha'Nasia Unique Garland # 306371

Applicant Brief In Reply To The State's Motion, for a final Order Of Dismissal Affidavit Of Service

VS

State Of South Carolina

The (applicant) files this brief in opposition to the state's motion to dismiss, and return motion for dismissal of P.C.R. The (applicant) recuse the motion to amend the record & Pleading pursuant to federal Rule C.P. Rule 15 (b). Based on after discovered evidenced defect of P.C.R and criminal domestic violence act S.C Code Ann law (16-25-90) statute of limitation of filing P.C.R claim.

Sworn to and subscribe before me

x Sha'Nasia Unique Garland

On This 8th Day of May 2017

Jotary Public for The State of South Carolina

Crystal Jones

My Commission Expires

July 22nd, 2026

FILED
2017 MAY 10 AM 11:55
DORIS L. JOHNSON, CLERK
COURT OF COMMON PLEAS
FLORENCE COUNTY, SC

State Of South Carolina
County Of Florence
Sha'Nasia Unique Garland #306371
VS

Court Of Common Pleas
2016-CP-21-3066
The (Applicant) files this motion to
amend the pleading, pursuant to
Federal R.C.P. Rule 15(b) affidavit of Service

State Of South Carolina
The above-captioned (Applicant) here by moves upon the court, on said motion to amend the record and pleading, in this case at bar. She issues raised are based on after-discovered evidence, of P.C.R claim being defected for failing to state a claim, The (Applicant) moves upon the court to grant (her) a modification on her sentence pursuant to Chapter 13 title 21 of 24. Notwithstanding any other provision of law. Any (Inmate) who has committed a crime against any (Household-Member) and was convicted by Guilty or pled guilty or no contends to any offense, shall be eligible for parole after serving 1/4 of their prison sentence. If the conviction is ~~off~~ on against a Household-Member pursuant to, South Carolina Code Ann Law (16-25-90) The (Applicant) pled guilty to voluntary manslaughter of her (Common-Law) Husband) who lived with her for 9 months. (Applicant) waives ~~the~~ a state of limitation. (Applicant) was not advised by trial counsel that there was a specific time frame in which she could file a (P.C.R). The (Applicant) is not challenging her conviction but is only asking for a Parole late under (16-25-90). The above-captioned (Applicant) files this motion to amend & supplement the record & Pleading on the merits of the P.C.R claim) being defected and in opposition of the state's motion for conditional order, the return motion for dismissal of this claim. Pursuant to Federal R.C.P Rule 15(b). The (Applicant) is allowed to perfect her P.C.R claim the issue raised is S.C Code Ann Law, Criminal Domestic Violence battered women syndrome. Chapter 13 Title 21 of 24 1/4 time for Parole Eligibility.

Signed and Subscribe before me
on this 8th Day of May MAY 2017
Notary Public for the State of South Carolina
Crystal Jones

X Sha'Nasia Unique Garland
My Commission Expires
July 22nd, 2026

State Of South Carolina

County Of Florence

Sha'Vasia Unique Garland
#3166371

VS

State Of South Carolina

The Court of Common Pleas

2016-CP-21-3066

Applicants Reply Brief in Opposition
to Final order of P.C.R.

affidavit of service

To: Chief Administrative Judge

The Honorable: William H. Seals, Jr.

To: Attorney General Assistant: Lindsey A. McCallister

From: Sha'Vasia Unique Garland S.C.D.C No. 3166371

Subject: Conditional order of Dismissal of P.C.R.

Day: May 2017

I declare under penalty of perjury that, I have notified the above
person(s) a photo copy the reply brief in opposition of the order
of dismissal of P.C.R..

Sworn to and subscribe before me

on this 8th Day of May 2017

Notary Public for the State of South Carolina

Crystal Jones

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July 2nd, 2016

X Sha'Vasia Unique Garland

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DANA K. BOYD, CLERK
SOUTH CAROLINA
FLORENCE COUNTY, SC

State Of South Carolina
County Of Florence
Sha'Vasia Unique Garland # 366371
VS
State Of South Carolina

The Court of Common Pleas
2017-CP-21-3066
Applicants Reply Brief In Opposition
to Final Order of P.C.R
Affidavit of Service

To: Chief Administrative Judge
The Honorable: William H. Seals, Jr.
To: Attorney General Assistant: Lindsey A. McCallis
From: Sha'Vasia Unique Garland S.C.D.C No. 366371
Subject: Conditional Order of Dismissal of P.C.R
Date: May 2017

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2017 MAY 10 AM 11:55
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CLERK OF COURT
FLORENCE COUNTY, SC

I declare under penalty of perjury that, I have notified the above persons a photo copy the reply brief in opposition of the order of dismissal of P.C.R.

X Sha'Vasia Unique Garland

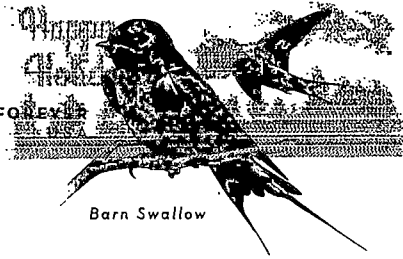
Sworn to and subscribe before me
on this 8th Day of May 2017
Notary Public for the State of South Carolina
Crystal J. [Signature]
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July 22nd, 2026

Sha'Nasia Garland #3663'11
CCCI-WNB-40
4450 Broadriver Road
Columbia SC 29210

COLUMBIA SC 290

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Columbia SC 29211

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