

April 03, 2019

S.C. Supreme Court
Clerk's Office
Daniel E. Shearouse
Clerk of Court
Post Office Box 11330
Columbia SC 29211

RECEIVED

APR 10 2019

Re: Kevin E. Herriott vs. The State

S.C. SUPREME COURT

Case No.: 2013 CP-10-1084

ReOpen Case

Dear Clerk:


The Petitioner submits that on January 29, 2016 he mailed to the Lower Court via mail correspondence Motion To Reconsider Pursuant to both Rule 59(c) and/or 60(b) to PCR Action 2013-CP-10-1084 timely in response to the entry of judgment by the clerk's office Julie J. Armstrong, Clerk of Court, Charleston County; The entry of judgment dated January 19, 2016 that was then mailed via mail correspondence on the 20th day of January, 2016.

The Petitioner ask that this Court reOpen this action due to the Petitioner was not put on notice after submitted Motion to Reconsider that was ruled upon therefore, time barring the Petitioner when filed a Notice of Appeal to the Supreme Court. The Petitioner was not time barred and seeks for review of 1st PCR Application "See Attached".

The Petitioner submits that he was already having filing issues with the clerk's office by not processing the Petitioner's motions, subpoenas, and letters altogether and/or untimely. I Point out the Supreme Court document/ letter dated December 16, 2015. Also, this was considered newly discovered evidence because the response was not known to the Petitioner prior to PCR Hearing above-named date. Furthermore, take notice of the stamped-clock by clerk's office not timely processing court documents in which delayed the process denying me of due process of law for my case was dismissed. According to the Calander date I received attachments of documents on March 07, 2019 as newly discovered evidence. Finally I ask that this Court reOpen this case for Appellate Review.

Respectfully Submitted,

Page 1 of 2.

LEGAL

HERRIOTT-313862

K. E. Herriott

Kevin Edward Herriott 313862
Kershaw Correctional Institution
Cypress Unit Cell 87
4348 Goldmine Highway
Kershaw, SC 29067

CERTIFICATE OF SERVICE

I, Kevin E. Herriott, hereby certify that I have serve the
Foregoing Letter In Re: Re Open Case on April —, 2019 to
The Supreme Court at Post Office Box 11330 Columbia, SC 29211
in the U.S. Mail deposited prepaid postage.

RECEIVED

August 10, 2015

AUG 13 2015

The Honorable Jean H. Toal

S.C. SUPREME COURT

The Supreme Court of South Carolina, Chief Justice

P.O. Box 12456

Columbia, SC 29211

Re : Kevin Herriott vs. The State

Case No : 2013-CP-10-1084

Dear Chief Justice Toal :

I hope this correspondence finds you doing well. I am writing concerning the above matter. Please be advised that attorney, Rodney Davis, was appointed to represent me in my pending PCR action. However, on July 21, 2015, I was called to the Charleston County Courthouse to be heard on my motion to relieve counsel as well as Mr. Davis' motion to be relieved as counsel before the Honorable Roger E. Henderson. Judge Henderson granted my motion and my request to proceed pro se. He instructed me that my PCR hearing will be held at the next PCR term (which is in September). Judge Henderson further instructed me that it's my responsibility to get my case file and all available information related to my case. However, Judge Henderson did not issued a formal order. Therefore, as a result,

everytime I correspond with the court or any state agency as it relates to my case, they deny my requests stating that because I'm represented by counsel they cannot disclose any documents or materials to me.

Chief Justice, I need your help because time is running and my PCR hearing is next month, but I don't have all of the materials (e.g., Rule 5,6 Discovery Materials, etc.) that I need to proceed forward because I'm being stalled by the lack of order from Judge Henderson to proceed pro se. Would you please contact Judge Henderson and the Attorney General's office to verify this information and to get an order issued on my behalf so that I can request and obtained the materials that I need to go forward with my PCR. I would greatly appreciate it.

With best regards, I am

Sincerely,
Kevin Herriott

Kevin Herriott #313862
Lieber Correctional Institution
P.O. Box 205
Ridgeville, SC 29472

JULIE J. ARMSTRONG
CLERK OF COURT, C.P. & G.S.
100 BROAD STREET, SUITE 106
CHARLESTON, SC 29401-2258
RETURN SERVICE REQUESTED



clerkofcourt.charlestoncounty.org

14



KEVIN EDWARD HERRIOTT
313862 LIEBER C I
PO BOX 205
RIDGEVILLE SC 29472-0205

NOTICE OF ENTRY OF JUDGMENT/ORDER PURSUANT TO RULE 77 SCRPC

Order/relieving atty & allowing applicant to proceed pro se

CASE NO: 2013CP1001084
Kevin Edward Herriott VS South Carolina State of

This judgment was entered on the 17th day of August, 2015, and notice mailed first class on Wednesday, August 19, 2015, to all counsel of record and/or all parties entitled to receive notice.

You may view and download this document at <http://clerkofcourt.charlestoncounty.org> or obtain a copy in person at the Clerk of Court's Office during regular Charleston County business hours.

The Honorable Jean H. Toal
The Supreme Court of South Carolina, Chief Justice
P.O. Box 12456
Columbia, SC 29211

RE: Kevin Herriott vs. The State
Case No. # 2013-CP-10-1084

Madame Chief Justice Toal:

I hope this correspondence finds you doing well. I am writing you concerning the above matter. Please be advised that on August 17, 2015, the Honorable Roger E. Henderson ordered that Rodney D. Davis, Esquire be relieved as my PCR Counsel and proceed pro se on my PCR, which is scheduled for December 2015 term of Common Pleas Court, Charleston County.

Enclosed please find copy of "order" in 2013-CP-10-1084.

Madame Chief Justice Toal, the Honorable Julie J. Armstrong, Clerk of Court for Charleston County has refused to file my pro se motions, documents, and subpoenas, On November 19, 2015, after advising me on August 24th, 2015 that Counsel had been relieved see attached documents. Although, their records showed that Mr. Davis was relieved.

I respectfully move that this Court order the Honorable Julie J. Armstrong to file my pro se documents.

Furthermore, I have included^d subpoena to be stamped filed by the clerk of court for the 9th Judicial Circuit, a motion to compel attorneys Rodney D. Davis and Mary A. Ford because the two have failed to comply with Two Judge's Orders. Once on the 21st day of July and the second on the 09th day of September. Attached documents you will find. My PCR Hearing is schedule on the week of the 14th day of December.

With best regards, I am

Sincerely,

Kevin Herriott

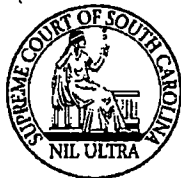
Kevin E. Herriott

SCDC # 313862

Lieber Correctional Institution

P.O. Box 205

Ridgeville, SC 29472



13-1084

The Supreme Court of South Carolina

DANIEL E. SHEAROUSE
CLERK OF COURT

BRENDA F. SHEALY
CHIEF DEPUTY CLERK

POST OFFICE BOX 11330
COLUMBIA, SOUTH CAROLINA
29211
1231 GERVAIS STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1080
FAX: (803) 734-1499
www.sccourts.org

December 16, 2015

The Honorable Julie J. Armstrong
100 Broad Street
Suite 106
Charleston, S.C. 29204-2210

Re: Kevin Herriott v. State of South Carolina
Appellate Case No. 2015-002500
Lower Court Case No. 2013-CP-10-01084

FILED
2016 JAN -5 PM 12:09
JULIE J. ARMSTRONG
CLERK OF COURT

Dear Ms. Armstrong:

On December 3, 2015, the Court received a letter from Mr. Kevin Herriott alleging your office had refused to accept his *pro se* motions and document because he was represented by counsel.

Mr. Herriott provided a copy of Judge Roger E. Henderson's August 10, 2015 order relieving counsel and allowing Mr. Herriott to proceed *pro se*. Mr. Herriott also provided copies of two notices he received from your office. The first, dated August 24, 2015, states, "The court has received the order relieving counsel. You may now file documents *pro se*." Nevertheless, when he attempted to file *pro se* materials, Mr. Herriott received a second notice from your office dated November 19, 2015, refusing to accept his documents and stating, "An attorney has been appointed for you. Therefore, all documents must be filed by him."

A Supreme Court staff attorney contacted your office on December 9, 2015. An assistant clerk explained the November 19, 2015 notice was in error, apologized for the mistake, and assured the staff attorney Mr. Herriott would be allowed to file his *pro se* documents in the future. Accordingly, the Court now considers this matter concluded.

Very truly yours,

A handwritten signature in black ink, appearing to be a stylized name, possibly "J. [unclear]". The signature is written in a cursive, somewhat abstract style.

CLERK

cc: Kevin Herriott, #313862

JULIE J. ARMSTRONG
CLERK OF COURT, C.P. & G.S.
100 BROAD STREET, SUITE 106
CHARLESTON, SC 29401-2258
RETURN SERVICE REQUESTED



clerkofcourt.charlestoncounty.org



113



KEVIN EDWARD HERRIOTT
313862 LIEBER C I
PO BOX 205
RIDGEVILLE SC 29472-0205

NOTICE OF ENTRY OF JUDGMENT/ORDER PURSUANT TO RULE 77 SCRPC

Order/application for pcr is denied

CASE NO: 2013CP1001084
Kevin Edward Herriott VS South Carolina State of

This judgment was entered on the 19th day of January, 2016, and notice mailed first class on Wednesday, January 20, 2016, to all counsel of record and/or all parties entitled to receive notice.

You may view and download this document at <http://clerkofcourt.charlestoncounty.org> or obtain a copy in person at the Clerk of Court's Office during regular Charleston County business hours.

STATE OF SOUTH CAROLINA
COUNTY OF CHARLESTON

KEVIN HERRIOTT
Pro Se Applicant

Vs.

The State of South Carolina
Respondent

) IN THE COMMON PLEAS COURT
) FOR THE NINTH JUDICIAL CIRCUIT
) CASE No.: 2013-CP-10-1084
)
) MOTION TO RECONSIDER
) PURSUANT TO RULES 59(e)
) AND OR 60(a)(b)(1)&(3)

FILED
2016 FEB -8 PM 4:27
JULIE J. ARMSTRONG
CLERK OF COURT

TO:

The Applicant KEVIN HERRIOTT, pro se moves this Court pursuant to the Rules 59(e) and or 60(a)(b)(1)&(3) SCRPC, to Alter, Amend, and or Reconsider this Court's ORDER OF DISMISSAL in the above PCR action to include findings of fact and conclusions of law on all issues raised at the PCR Hearing. As grounds for this action the Applicant states:

I object to the Honorable Perry H. Gravely for not allowing me to place on the record the issues of 1 & 5. Ground One points out that Counsel Mary Ford failed to furnish, provide, share with, or disclose specific discovery materials. The materials were state and defense witnesses who had corroborated my testimony to counsel, but I never received those statements. Based upon the inconsistency of the many witnesses I repelled their statements by choosing to go forward with a trial by motion. (see attached document) I later became aware of more statements when counsel disclosed her notes last year 2015 at the time my case file was turned over. (see attached document) Nonetheless, as a result of the several motions I filed, the material I was asking for was not disclosed nor share with, but counsel knew of the documents I was seeking and failed to turn over the specific material evidence as requested. I would not have pled guilty if the information was made available, but insisted on following through with trial. Ground Five pointed out that Counsel Mary Ford requested to charge for the defense, self-defense and failed to request a charge of accident. Counsel requested a charge for the defense, self-defense when my assertions were that the

homicide was unintentional. There existed in the evidence a factual issue as to whether the shooting was committed intentionally in self-defense or was committed unintentionally. Counsel request was inconsistent with the concept of self-defense where the law of self-defense inside this case were not involved, only the right of self-defense and consonant with that right I would have been entitled to an instruction covering excusable homicide. Whereby I would have been relieved from penalty annexed to the commission of a felonious homicide because my defense would not have been entitled to the proffered stock instructions on self-defense.

By such act it is an Abuse of Discretion and an act of fraud upon the Court. At no time did I or do I waive these issues. I sent them in prior to the hearing before Monday, January 11, 2016. The clerk abused her discretion conspiring under color of the state law with the prosecutor by not filing them obstructing justice and impeding my access to the court. This creates an egregious miscarriage of justice. I object, I want these issues heard and made a part of the court record for purposes of Appeal.

The PCR Judge, Mr. Gravely abused his discretion in efforts to cause an exhaustion defect. I object, please add and rule on these issues.

By no means was the applicant attempting to relitigate the case because the prosecutor opened the door to have it raised when he admitted it was a terrible accident, although, there was a plea. The issues were addressed before the plea and still is a part of the court record and had this not been done, I would not have pled and would have insisted upon going through with trial. Her failure to advise me of this right directly affected my decision making process in determining whether or not I should plea guilty. They conspired to create an incomplete record, stifle my right According to the Bill of Rights for Criminal Defendants which is my First Amendment right to fair access to the Courts, and not being able to be completely heard placing forth a full collateral defense or direct defense.

Additionally, I object to the courts failure, Abusing his Discretion related, to states failure, & to disclose discovery material. By no means was the petitioner attempting to argue the

content of any statement sought.

The issue was that the statements have not been produced to allow the petitioner to present a complete defense. Had the statements been produced the out come would have been different and the applicant would not have pled guilty and would have insisted upon trial. Counsel's performance fell below standard of counsel appointed in such matters. The evidence would have made a difference between acquittal or conviction.

Based upon the aforementioned, this motion is sought, review, and ruling before this court.

These additional Exhibits are attached:

- 1.) MOTION TO REPEL
- 2.) Counsel's notes date disclosed: JULY 07, 2015
- 3.) Emails DATE DISCLOSED JULY 7, 2015
- 4.) letter from me to counsel
- 5.) MOTION TO COMPEL COUNSEL
- 6.) COVER LETTER from Counsel to me Date 08-28-2015
- 7.) MOTION OPPOSING BAD PRIOR ACTS
- 8.) SEE TRANSCRIPT PAGE 111 LINES 10-13. This is what I believed.
- 9.) INMATE GRIEVANCE RECORD AGAINST COUNSEL
- 10.) Cover letter being denied access to the Courts Date 8-4-15
- 11.) Two(2) different documents that consist of two letters addressed to the Supreme Court

K. Bennett

February 04, 2016

THE HONORABLE JULIE J. ARMSTRONG
Clerk of Court C.P. & G.S.
100 Broad Street, Suite 106
Charleston, SC 29401-2258

2016 FEB 11 PM 2:42
JULIE J. ARMSTRONG
CLERK OF COURT

FILED

RE: KEVIN HERRIOTT v.s. THE STATE
CASE No.: 2013-CP-10-1084
UPDATE STATUS

To: Mrs./Ms. Armstrong,

I am writing for reminder purposes that I sent out numerous of documents such as:

- 1.) Motion 59(e);
- 2.) Receiving an actual judgment & order;
- 3.) Case History Report;
- 4.) asking for all continuances that is related to the above mentioned case and to the indictment numbers : 2011-GS-10-00043; 2011-GS-10-00044; & 2011-GS-10-00045.

These Documents were sent out on the 29th Day of January, 2016 and I would like for those documents to be returned back stamped-clock by this office. Also, to stamp-clock each exhibit that was placed inside the packet of the "Motion to Reconsider" PURSUANT Rules 59(e) and or 60(a)(b)(1)&(3).

Sincerely,


Kevin Herriott

2013-CP-10-1084

CERTIFICATE OF SERVICE

I, Kevin Herriott, do hereby certify that on this 05th, day of February, 2016, I served the foregoing "leter" upon all parties to this action by depositing a true copy of the same in the U.S. mail, prepaid postage, addressed to the following:

The Honorable Julie S. Armstrong
Clerk of Court G.S. & C.P.
100 Broad Street, Suite 106
Charleston, SC 29401-2258

FILED
2016 FEB 11 PM 2:42
JULIE S. ARMSTRONG
CLERK OF COURT



Kevin E. Herriott
SCDE # 313862
Lieber C. I.
Post office box 205
Ridgewille, SC 29472

cc.//FILED

STATE OF SOUTH CAROLINA
COUNTY OF CHARLESTON

) IN THE COURT OF COMMON PLEAS
) FOR THE NINTH JUDICIAL CIRCUIT

Kevin Herriott
Pro Se Applicant

PCR Action No.: 2013-CP-10-1084

vs.

The State of South Carolina
Respondent

AMENDED

Motion To Reconsider
Pursuant to Rules 59(e)
And Or 60(a)(b)(1)&(3)

FILED
2016 MAR -7 PM 3:42
JULIE J. ARMSTRONG
CLERK OF COURT

To: Clerk Julie J Armstrong

The Applicant Kevin Herriott, pro se, hereby submits this Amended Motion To Reconsider which moves this Court Pursuant to the Rules 59(e) and or 60(a)(b)(1)&(3) SCRPC on the following ground:

The Applicant asserts this amended motion has come about to let the record reflect that on December 16, 2015 a letter was sent by Clerk Daniel E. Shearouse, The Supreme Court of South Carolina addressing The Honorable Julie J. Armstrong, Clerk of Court, Charleston, SC. A Supreme Court staff attorney contacted the Ninth Judicial Circuit, clerk's office on December 09, 2015. As a result of that contact an assistant clerk from the lower court explained that their office were in error and apologized for the mistake, but that error deprived me of an fair hearing. (see attach document)

Furthermore, that document was not revealed before my PCR Hearing dated January 19, 2016, but was disclosed on the 26th day of February, 2016, after my 59(e) motion was entered on the the 29th day of January, 2016. Nevertheless, the error prejudice me by not allowing me to enter any documents pro se which violated my rights to due process of law and fair access. Also, I had a motion served before this Court compelling my trial/plea counsel Mary A. Ford of Discovery because she had failed to comply with both judges orders. The Honorable Larry B. Hyman and Honorable

Roger Henderson which gave specific orders; however, that motion Compelling Discovery was not heard because I was denied access by the lower court.

Nonetheless, Applicant hereby reassert his previous allegations contained in the original "Motion To Reconsider." Pursuant to Rules 59(e) And or 60(a)(b)(1)&(3) and incorporate the same herein as if stated verbatim which states concisely and in the same order the facts are supported as followed:

The Applicant objected to the Honorable Perry H. Gravely, for not allowing him to place on the record the issues of ground 1 & 5. Ground One points out that Counsel Mary A. Ford failed to furnish, provide, share with, or disclose specific discovery materials. He objected to the court's failure abusing its discretion related to the state's failure to disclose discovery materials. The materials were the state and defense witnesses who had corroborated my testimony to counsel, but I never received those statements; id of the weapon (knife/box cutter) the alleged male victim had in his possession during the time of the fatal incident, nor disclosing its size, weight, or picture of the actual knife/box cutter.

By no means was the applicant attempting to argue the content of any statement sought. The issue was that the statements have not been produced to allow the applicant to present an complete defense. Had the statements been produced the out-come of the proceeding would have been different and I would not have pled guilty and would have insisted upon trial. Counsel's performance fell below an reasonable standard and the disclosure of the material evidence would have made a difference between the applicant's acquittal or conviction.

Ground Five points out that Counsel Mary Ford requested to charge for the defense, self-defense and failed to request a charge of accident. Counsel requested a charge for the defense, self-defense when my assertions were that the homicide was unintentional. There existed in the evidence a factual issue as to whether the shooting was committed intentionally in self-defense or was committed unintentionally. Counsel request was inconsistent with the concept of self-defense where the law of self-defense inside this case were not involved, only the

right of self-defense and consonant with that right I would have been entitled to an instruction covering excusable homicide, whereby I would have been relieved from penalty annexed to the commission of a felonious homicide because my defense would not have been entitled to the proffered stock instructions on self-defense. By no means was the applicant attempting to relitigate the case because the prosecutor Mr. Simpson of The Ninth Judicial Circuit had opened the door to have it raised when Mr. Simpson admitted it was a terrible accident, although, there was a plea.

The issues were addressed before the plea and still is a part of the court record and had this not been done, I would not have pled and would have insisted upon going through with trial. Ms. Ford's failure to advise me of that right directly affected my decision-making process in determining whether or not I should plea guilty.

By the Honorable Perry H. Gravely abused his discretion, the clerk of court stifle my right According to the Bill of Rights for Criminal Defendants which is my First Amendment right to fair access to the Courts, and the Assistant Attorney General Mr. Rutledge in which they conspired to create an incomplete record; I was not able to be completely heard placing forth a full collateral and direct defense.

The Applicant seeks a new PCR Hearing to be remanded or dismissed on the grounds due to the errors and discrepancy by the lower court or the clerk of court. I request that these issues be heard and made apart of the court record for purposes of an appeal.

Based upon the aforementioned, this motion is to be sought, reviewed, and ruled before this Court.

Respectfully Submitted

Date: 03-01-2016

Sincerely,

Kevin Herriott

Kevin Herriott

SCDC#313862

Lieber C.I./P.O. Box 205
Ridgeville, SC 29442

South Carolina Attorney General's Office
J. Rutledge Johnson, Assistant Deputy Attorney General
Post Office Box 11549
Columbia, South Carolina 29211

FILED
2016 APR 20 PM 4:50
JULIE J. ARNSTRONG
CLERK OF COURT

The Honorable Perry H. Gravely
Presiding Judge, Ninth Judicial Circuit
Post Office Box 219
Pickens, South Carolina 29671

April 01, 2016

RE: Kevin Herriott vs. The State

PCR Action Case No. : 2013-CP-10-1084

Order/Judgment disposition of Amended Motion to Reconsider.

Dear Judge Gravely :

I hope this letter finds you doing well, very well quite frankly. I am addressing you in the form of a letter because there are several issues that need to be address. The thought alone to make you aware.

First of all, by choice I exercised my right to proceed as an indigent pro se litigant (applicant). However, on July 21st 2015 and September 09th 2015 I did in fact asked for my case file in which The Honorable Judges, Judge Larry B. Hyman on September 09, 2015 (my second PCR appearance); Judge Roger E. Henderson on July 21, 2015 (my first PCR appearance) ordered both attorneys Mary A. Ford, Esquire

of the Public Defender Office and Rodney D. Davis, Esquire of the Low Country Law Office (former PCR Counsel) to turn over their entire case file. In response, given such instructions verbatim by both judges the two counsels agreed, but later failed to comply with the specific instructions that was agreed upon.

The reason why I did not mention or even brought up these issues with the supporting facts at the January 19th, 2016, proceeding because I could not shown proof of documents if were required at that time due to copies were not sent back to me, but was filed in the Supreme Court prior to the proceeding.

(see Case Appellate Case No. 2015-002500)

Nonetheless, I did sent the motion in a timely manner, but was denied access to the Lower Courts. Furthermore, I truly believe I was not given a fair bite of the apple even when Counsel Rodney Davis was appointed because counsel was relieved due to his ineffectiveness. Also, I truly believe you were not aware of what I am sharing because you would have granted justice.

I was denied due process of law and denied equal protections of law when I could not file my documents pro se such as:

- 1) subpoenas
- 2) motions
- 3) letters
- 4) amended application, etc.

As a result of the Clerk of Court Office for Charleston County from such responses made by their office I made former Chief Justice Jean Toal of the Supreme Court of South Carolina aware which Justice Toal got involved twice during the times I was schedule for my PCR Hearings in September and December. Once for the lack of the order relieving

Counsel Davis where the record still had reflected that counsel was assigned to the case that stopped me from filing Pro Se. The Supreme Court got involved the second time when I was approved on August 31, 2015 that I can now file pro se (not to mention that I had a(n) hearing (PCR) less than 10 days), then I was denied in November 2015 again to stop filing after the clerk's office advised me on August 24th, 2015 that counsel had been relieved (see attach document).

I went forward pro se during the PCR proceeding without counsel who was appointed because of what I encountered with the lawyer. Several months of wasted time not prevailing the professional norm due to his ineffectiveness, then not knowing who was going to be substituted as counsel in his stead going through the process all over again, I did not want to drag out the proceeding so I accepted the challenge, but I acknowledge I was not schooled in the law to produce a win or just result.

Nevertheless, I'm not asking for sympathy. I am asking for you to reconsider your order/judgment. The reason why because I was never given a fair bite of the apple. Despite the attorney general may argue against such allegation, but to show cause and prejudice his motion before the court was not properly before the court.

Also, enclosed please find a copy of the original motion and amended motion to Reconsider Pursuant to Rules 59(c) and 60(a)(b)(1) & (3); correspondence of a Supreme Court staff and clerk of court office showing how the issue was on going and it prejudice me from a fair hearing.

With best regards, I am

Sincerely,

cc// Filed

~~By~~ E. Herriott

Kevin Edward Herriott # 313862

Lieber Corr. Inst.

Post Office Box 205

Ridgeville, South Carolina 29472

2013-CP-10-1084

FILED
2016 APR 20 PM 4:50
JULIE J. ARMSTRONG
CLERK OF COURT

CERTIFICATE OF SERVICE

I, Kevin Herritt, do hereby certify that on this 01st day of April, 2016, I served ~~the~~ foregoing "letter" upon all parties to this action by depositing a true copy of the same in the U.S. Mail, prepaid postage, addressed to the following:

South Carolina Attorney General's Office
J. Rutledge Johnson, Assistant Deputy Attorney General
Post Office Box 11549
Columbia, South Carolina 29211

The Honorable Perry H. Gravely
Presiding Judge, Ninth Judicial Circuit
Post Office Box 219
Pickens, South Carolina 29671

CC.//FILED

1/4 E. Herritt

Kevin Herritt
Sede # 313862

Julie S. Armstrong
Clerk of Court, C.P. & G.S.
Charleston County
100 Broad Street, Suite 106
Charleston, SC 29401-2258

April 07, 2016

RE: Kevin Herriott vs. The State
Case No. 2013-CP-10-1084
Enclosed Documents Filing

Dear Madam Armstrong:

Enclosed please find documents filing for this office records
and sending me a copy returning stamp-clock filed on the numerous
of documents. Thank-you in Advance and Have A Jesus Filled Day!!

Sincerely,

cc. 11 FILED.

Kevin E. Herriott
Kevin E. Herriott, # 313862
Lieber Corr. Inst.
Post Office Box 205
Ridgeville, SC 29472

The Honorable Julie S. Armstrong
Clerk of Court, C.P. & G.S.
Charleston County
100 Broad Street, Suite 106
Charleston, South Carolina 29401-2258

April 06, 2016

RE: Kevin Herrrott vs. The State
Case No. 2013-CP-10-1084
Request to join 59(e).

Dear Madam Armstrong:

I would like to direct your attention to my 59(e) Motions to Reconsider cognizable to the last order of dismissal dated January 19, 2016 and received by me on January 27, 2016. The remedy of the 59(e) action is relative to my substantive rights to the new order [judgment] dated March 28, 2016 and received by me on April 05, 2016. I request that the Motions to Reconsider be joined to the new action as a single action. (see CP Rules)

The very reason being, I entered the original Motion to Reconsider followed by an Amended Motion to Reconsider pursuant to rules 59(e) and/or 60(a)(b)(1)&(3) due to me receiving an Entry of Notice of Judgment denying PCR Application, but not the actual Judgment and order ^{was} issued by The Honorable Perry H. Gravely, Presiding Judge. The proposed order

or the original order was not signed nor issued yet.
Nonetheless, I have attach several documents to stay the time
for my appeal or any further filings until my 59(e) be sought,
reviewed, and ruled upon before this Court. (See also,
Title 14, Courts Chapter 3, Supreme Court Article 3, Jurisdiction, Duties
and Procedure § 14-3-330. Appellate Jurisdiction in Law Cases)
With best regards, I am

Sincerely,

cc. 1 (FILED)

Kevin E. Herritt
Kevin E. Herritt, # 313862
Lieber Correctional Institution
Post Office Box 205
Ridgewell, SC 29472
Pro Se Applicant

Keith E. Hendott, #313862
Cypress Unit cell 87-RH
Kershaw Correctional Institution
4848 Goldmine Highway
Kershaw, SC 29067

S.C. Supreme Court
Clerk's Office
Daniel E. Shearouse
Clerk of Court 11320

