

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Certiorari to Cherokee County
Honorable Robin B. Stilwell, Circuit Court Judge

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APR 15 2019

CASE NO.: 2017-001777

SC Court of Appeals

ALONZO COLUMBUS JETER, III,

PETITIONER,

v

STATE OF SOUTH CAROLINA,

RESPONDENT.

SUPPLEMENTAL APPENDIX

ALONZO C. JETER, III
Petitioner

ALAN WILSON
Attorney General

Tyger River Correctional Institution
200 Prison Road
Enoree, SC 29335

JULIE COLEMAN / V. HENRY GUNTER
Assistant Attorney General
Rembert Dennis Building
1000 Assembly Street
Columbia, SC 29201

Pro Se

ATTORNEYS FOR RESPONDENT

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LETTER TO MR. EPPS ADVISING AND REQUESTING TO OBTAIN SLED NCIC REPORT AND ALSO CITY AND COUNTY CRIMINAL BACKGROUND REPORTS - Dated APRIL 25, 2017 7

December 30 2016

Alonzo C Jeter III 1
Perry Correctional Institution
Q1-B-215/282902
430 OAKLAWN ROAD
Pelzer, SC 29669

Steven D Epps, Esquire
Epps Law Firm, LLC
104-A Franklin Avenue
Suite 281
Spartanburg, SC 29301

Re: Alonzo C Jeter III v State (PCR)
Case: 2016-CP-11-0293 (Cherokee County)

Dear Mr. Epps:

I am writing to you today in regards of our last correspondence, as I have been anxiously waiting for your reply. In the meantime, I have written to South Carolina Law Enforcement Division (SLED) seeking to be provided with the results of the (3) Best Bags which were submitted to SLED for Analysis. However, I have not yet been provided with these results. Will you please contact SLED and obtain these results and please send a copy to me? I would like for you to see what I know concerning these.

I am also desperate to know if you are gonna obtain the documents in which I've mentioned to you thus far, I would also like to be provided with my complete case file from Mr. Kennedy as well as Rule 5 discovery. Mr. Epps, again, the burden of proof is on me, and without these things I will be unable to provide the facts needed in setting forth my grounds for PCR.

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P.C.I. MAILROOM

I am asking that the Full Rule 5 discovery and Brady material, including the video(s) from the controlled buy(s) as well as all telephone conversations in regards of the buy(s), all discussions be available at the evidentiary hearing.

I ask also that you would file a Rule 59(e)/Rule 60(b) motion within a timely manner should there be any issues not ruled on or any judgement needing to be amended or altered in this case. Please also provide me with a copy of the order being sure that time is allowed that I shall receive the order and address any issues in the order within the allotted time by Rule regarding the adjudication and filing of motions in which I've stated above.

Lastly, I ask that you would allow a conference call between you and I in January of year 2017, by calling Perry Correctional Institution at your earliest convenience to make these arrangements.

Thank you for your time, attention and all that you do.

Regards, 

Alonzo C Peter III

RECEIVED

DEC 30 2016

P.C.I. MAILROOM

CERTIFICATE OF SERVICE

I, Alonzo C Jeter III, do hereby certify that on the 30th day of December, 2016, I have mailed the within letter dated December 30, 2016 to Attorney Steven D Epps by placing said letter within a postage prepaid envelope and in the hands of Perry Correctional Institution mailroom personnel for mailing addressed as follows:

Steven D Epps, Esquire
Epps Law Firm, LLC
104-A Franklin Avenue
Suite 281
Spartanburg, SC 29301

USPS Tracking #

USPS TRACKING # & CUSTOMER RECEIPT **9114 9012 3080 3077 3558 99**
For Tracking or Inquiries go to USPS.com or call 1-800-222-1811.

S/ ~~Alonzo~~ ✓

Alonzo C Jeter III
Perry Correctional Institution
430 OAKLAWN ROAD
Pelzer, SC 29669

SWORN and Subscribed before me this 30th day of December, 2016

Nancy C Merchant
Notary Public for South Carolina
My Commission Expires 1-23-2023

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DEC 30 2016

P.C.I. MAILROOM

February 27, 2017

4

Alonzo C Jeter III
Perry Correctional Institution
Q1-B-215/282902
430 OAKLAWN ROAD
Pelzer, SC 29669

Steven O Epps, Esquire
Epps Law Firm, LLC
104-A Franklin Avenue
Suite 201
Spartanburg, SC 29301

RE: Alonzo C Jeter III v State (PCR)
Case: 2016-CP-11-0293 (Cherokee County)

FILED IN THE OFFICE
CLERK OF COURT
2017 MAR - 1 A 11: 14
CHEROKEE COUNTY, SC

Dear Mr. Epps:

I would like to incorporate and add the following grounds and facts to my PCR Application by way of amendment. I do not wish to vacate nor abandon any of the grounds that have already been asserted, which are also already in my PCR application. Please amend by adding the following:

- 1) Charges were erroneously enhanced - Prior marijuana conviction should not have been used to enhance my charges. It also had been 11 years since my first conviction and therefore should not have been used to enhance.
- 2) Erroneously charged with 44-53-445. proximity - I should not have been charged with proximity to basketball goal located at a church.

- 3) Attorney did not consult with me regarding a defense to the charges
- 4) Failure to investigate - Failed to notice that there were only two controlled buys and not three.
- 5)

Thanks for your time and attention.

Regards,



Alonzo C. Jeter III

FILED IN THE OFFICE
CLERK OF COURT
2017 MAR - 1 A 11: 14
JANUARY 2017
CHARLESTON COUNTY, SC

CERTIFICATE OF SERVICE

I, Alonzo C Jeter III, hereby certify that I have mailed the within letter dated February 24, 2017 to Steven D Epps by placing the same in a postage prepaid envelope and placed in the hands of Perry Correctional Institution mailroom personnel to be mailed to the following addresses:

Steven D Epps, Esquire
Epps Law Firm, LLC
104-A Franklin Ave
Suite 281
Spartanburg, SC 29301

The Honorable Brandy W McBee
Clerk, Cherokee County Court
Post Office Drawer 2289
Gaffney, SC 29342

This 27th day of February, 2017
at Pelzer, South Carolina

USPS Tracking #

FILED IN THE OFFICE
CLERK OF COURT
2017 MAR -1 A 11:14
SOUTH CAROLINA
Spartanburg County, SC

S/ Alonzo

Sworn and Subscribed before me
this 27 day of February, 2017

Thomas Cimwell
Notary Public for South Carolina
My Commission Expires

April 25, 2017

Alonzo C Jeter III
Perry Correctional Institution
Q1-B-215/#282902
430 OAKLAWN ROAD
Pelzer, SC 29669

Steven D Epps, Esquire
Epps Law Firm, LLC
104-A Franklin Ave.
Suite 281
Spartanburg, SC 29301

RE: Alonzo C Jeter III v State (PCR)
2016-CP-11-0293 (Cherokee County)

Dear Mr Epps:

I have received your letter dated April 19, 2017 in which you have notified me that there are two convictions for cocaine possession in 2004. I do remember handling the conviction(s) and the plea agreement was that they would be consolidated and merged as only one charge and conviction. This was the agreement and if you notice on my NCIC report there is only one conviction from 2004. Also, if you would notice my City & County Background report you will find that there is only one conviction. Note also that the charge is over ten years old and it should not be used as an enhancer. I have read your letter and my main focus is on the trafficking charge. All of the charges allow for parole except for the trafficking charge.

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Only trafficking 1st Offense is parolable. I seek to have the trafficking charge dismissed. At that ~~point~~ point, at least, I will be eligible for parole. Even if I were sentenced to trafficking 1st and sentenced to the maximum sentence that it carries which is ten years, I would still be eligible for parole. It's not right, and I know that they know that it's not right, but I would not further pursue any ineffective assistance claim.

The allegation that there are two possession of cocaine charges on my record other than them being consolidated and merged as one charge, I haven't had the opportunity to address that in PCR, so therefore it leaves a reason for a Rule 59(a)(2) motion to be filed for a new PCR hearing so that I have the opportunity to address the issue.

I certainly do look forward to hearing from you soon.

Thanks for your time, attention, and all that you do.

Regards,



Alonzo C. Jeter II

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APR 25 2017

P.C.I. MAILROOM

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CERTIFICATE OF SERVICE

APR 15 2019

SC Court of Appeals

I, Alonzo C Jeter III, do hereby certify that on the 25th day of April, 2017, I have mailed the within letter dated April 25, 2017 to Attorney Steven D. Epps by placing said letter within a postage prepaid envelope and in the hands of Perry Correctional Institution mailroom personnel for mailing addressed as follows:

Steven D. Epps, Esquire
Epps Law Firm, LLC
104-A Franklin Ave
Suite 281
Spartanburg, SC 29301

The Honorable Brandy W McBee
Cherokee County Clerk of Court
PO Drawer 2289
Gaffney, SC 29342-2289

USPS Tracking #

USPS TRACKING # & CUSTOMER RECEIPT

9114 9012 3080 3077 3561 79
For Tracking or inquiries go to USPS.com or call 1-800-222-1811.

Alonzo C Jeter III

Alonzo C Jeter III
Perry Correctional Institution
430 OAKLAWN ROAD
Petzer, SC 29669

Sworn and Subscribed before me this 25 day of April, 2017

Lamara Conwell
Notary Public for South Carolina
My Commission Expires September 25, 2018

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APR 25 2017

P.C.I. MAILROOM

April 11, 2019

Alonzo C. Jeter, III
Tyger River Correctional Institution
U-7-101 / #282902
200 Prison Road
Enoree, SC 29335

Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

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APR 15 2019

SC Court of Appeals

RE: Alonzo C. Jeter, III, v State
Appellate Case No. 2017-001777

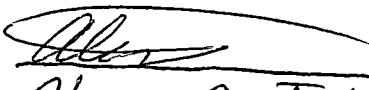
Dear Ms. Kitchings:

For filing in the above referenced PCR appeal, please find enclosed, the original and 6 (six) true copies of the MOTION TO SUPPLEMENT RECORD AND MEMORANDUM IN SUPPORT, 2 (two) copies of SUPPLEMENTAL APPENDIX, and CERTIFICATES OF SERVICES for the same.

Please also find enclosed, one (1) copy additional of the same along with a self-addressed stamped envelope. Please return to me by way of this SASE, filed-stamped copies of these documents.

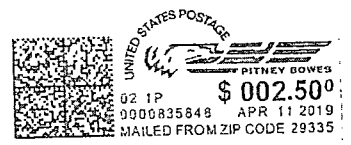
Thank you for your assistance in this matter.

Sincerely,


Alonzo C. Jeter, III
PETITIONER / Pro Se

cc: Vann Henry Gunter, Jr., Esquire
FILE

Alonzo C Jeter, III
Tyger River Correctional Institution
U-7-101/#282902
200 Prison Road
Endree, SC 29335



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APR 11 2019
TYRCH MAILROOM

The Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

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APR 15 2019
SC Court of Appeals