

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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

\_\_\_\_\_  
Case No.: 2017 - 001777  
\_\_\_\_\_

**RECEIVED**

JUN 10 2019

SC Court of Appeals

Alonzo Columbus Jeter, III,

PETITIONER,

V

State of South Carolina,

RESPONDENT.

\_\_\_\_\_  
**MOTION FOR JUDICIAL NOTICE OF  
SUPPLEMENTAL APPENDIX**  
\_\_\_\_\_

The Petitioner, respectfully moves the Court to take judicial notice of ~~the~~ Supplemental Appendix which was filed on April 15, 2019, and was accepted by the Court on May 17, 2019. The Petitioner submits that he will not at this time motion to supplement his Reply to the Return to the Petition for Writ of Certiorari in the interest of judicial economy as well as an interest of equity to the Respondent.

Petitioner would, however, and by way of this Motion ask that the Court do take judicial notice of and refer to both the SUPPLEMENTAL APPENDIX and APPENDIX when reviewing Petitioner's case. Petitioner specifically shows the Court that the APPENDIX pages 191, 192, 204, and 205, the Petitioner's Notice and Motion for Reconsideration which Petitioner's PCR Counsel filed which is on pages 193-195 in the APPENDIX, and also the entire SUPPLEMENTAL APPENDIX provides pertinent facts and information in regards of the assertion that Petitioner has changed his argument and it also addresses the problems which arise when an attempt is made to apply an overwhelming analysis and trial strategy to this case at bar.

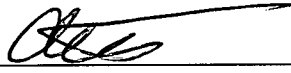
Petitioner submits that in reviewing these filings, it is very important to consider the dates these letters, etc are written as in Petitioner's claim in regards of the proximity charges and convictions were never ruled on and only discussed to the extent of the notion that the Respondent and PCR Judge states at the PCR hearings that Petitioner would still be serving the same sentence (overlooking the fact that they cause "strikes" to be placed on Petitioner's record in regards to LWOP sentencing. The same "strikes" and LWOP sentencing that they considered was "trial strategy" to avoid by allowing Petitioner to enter in the unethical plea) and

discussion of whether or not a 1<sup>st</sup> offense proximity and 2<sup>nd</sup> offense proximity conviction would face the same possible sentence. (Which there is no such charge as a 1<sup>st</sup> or 2<sup>nd</sup> offense proximity). There was nothing during these hearings that would have prompted Petitioner to change his argument. Petitioner's argument was simply the same; that he should not have been charged and convicted for proximity to the private church and that Plea Counsel was indeed ineffective for advising and telling Petitioner that he could be convicted of such charges.

Also, in regards to the Respondent and PCR Court's attempt to apply an overwhelming evidence analysis to Petitioner's case, Petitioner's requests for discovery and his seeking to be provided the video(s) and all audio recordings of any such controlled buys were denied. Overwhelming evidence analysis should not be applied to Petitioner's case.

WHEREFORE, the Petitioner respectfully asks that the Court would take judicial notice of this Supplemental Appendix and would ask that the Court would inform Petitioner if supplemental of the Reply is necessary to ensure this judicial notice.

Respectfully Submitted,

  
\_\_\_\_\_  
Alonzo Columbus Jeter, III  
PETITIONER / Pro Se

This 5<sup>th</sup> day of June, 2019  
at Enoree, South Carolina.

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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

Case No.: 2017 - 001777

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Alonzo Columbus Jeter, III,

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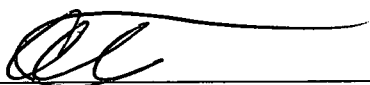
State of South Carolina,

RESPONDENT.

**CERTIFICATE OF SERVICE**

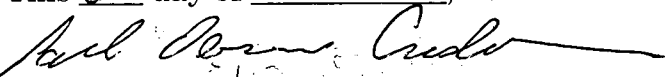
I, Alonzo C. Jeter, III, hereby certify that I have served a true copy of the *MOTION FOR JUDICIAL NOTICE OF SUPPLEMENTAL APPENDIX, MOTION TO AMEND PETITION FOR WRIT OF CERTIORARI AND TO ENLARGE PAGE LIMIT*, and *AMENDMENT TO PETITION FOR WRIT OF CERTIORARI* upon the Respondent by placing the same inside of a postage prepaid envelope and placing said envelope in the hands of Tyger River Correctional Institution's mail room personnel on this 6<sup>th</sup> day of JUNE, 2019, for mailing via the United States Mail, addressed as follows: Vann Henry Gunter, Jr., Esquire, Assistant Attorney General, Office of the Attorney General, Post Office Box 11549, Columbia, South Carolina 29211.

S/

  
Alonzo C. Jeter, III, #282902  
*PETITIONER PRO SE*

Tyger River Correctional Institution  
200 Prison Road  
Enoree, South Carolina 29335

SWORN and Subscribed before me  
This 6<sup>th</sup> day of JUNE, 2019



Notary Public for South Carolina  
My Commission Expires: Dec. 10, 2024

June 5, 2019

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

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

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

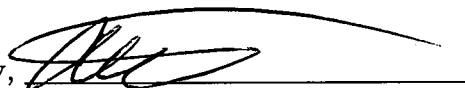
Dear Ms. Kitchings:

For filing in the above referenced PCR appeal, please find enclosed the original of the *MOTION FOR JUDICIAL NOTICE OF SUPPLEMENTAL APPENDIX, MOTION TO AMEND PETITION FOR WRIT OF CERTIORARI AND TO ENLARGE PAGE LIMIT, AMENDMENT TO PETITION FOR WRIT OF CERTIORARI* and *CERTIFICATE OF SERVICE* for the same.

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

Thank you for your assistance in this matter.

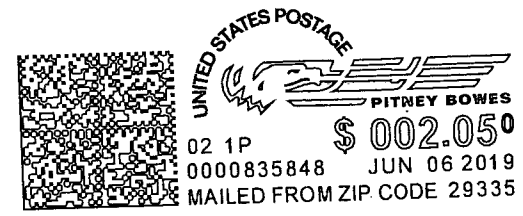
Sincerely,



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  
Enoree, SC 29335



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

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