

TO:CLERK OF COURT
HONORABLE DANIEL E. SHEAROUSE
FROM:CLIFTON D. LYLES
294075

RECEIVED

JUL 11 2019

S.C. SUPREME COURT

Dear Sir,

July 8, 2019

Please find enclosed one "MOTION OF NOTICE and NOTICE OF APPEAL" to be filed with your office. If you have any directions please contact me. I thank you in advance for your kind assistance in this matter.

Sincerely

Clifton D. Lyles
294075

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

STATE OF SOUTH CAROLINA) IN THE COURT OF COMMON PLEAS
COUNTY OF YORK) FOR THE SIXTEENTH JUDICIAL CIRCUIT
CLIFTON D. LYLES, #294075,)
Applicant,) CASE No: 2017-CP-46-3864
)
V.) MOTION OF NOTICE AND
) NOTICE OF APPEAL
STATE OF SOUTH CAROLINA,)
RESPONDENT.)

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JUL 11 2019

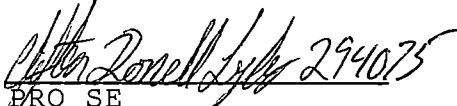
S.C. SUPREME COURT

I, Clifton Donell Lyles (Applicant), by and through this motion, do seek to appeal the "FINAL ORDER OF DISMISSAL", issued by the Chief Administrative Judge, Honorable Daniel D. Hall, dated April 15, 2019, and received by Applicant on April 29, 2019. see ENVELOPE DATE STAMPED APRIL 29, 2019.

Upon receiving and reviewing the order, Applicant noticed that the order failed to make specific findings of facts and conclusions of law on the specific issue of "Whether Post-Conviction Relief counsel unknowingly and or improperly waived Applicant's rights under Rule 59(e), SCRPC, to petition the original PCR judge to alter or amend his judgment in violation of S.C. Code Ann. §17-27-80. Therefore, Applicant filed a "MOTION TO ALTER OR AMEND JUDGMENT" under Rule 59(e), dated April 29, 2019, and filed by the Clerk of court on May 7, 2019. see MOTION DATE STAMPED MAY 7, 2019,

Because Applicant has not received any response from the pcr judge in over sixty (60) days, to protect his rights to appellate review, he has decided to file the "MOTION OF NOTICE AND NOTICE OF APPEAL" with this South Carolina Supreme Court.

This 8th day of July 2019

y: 
PRO SE
1578 CLARENCE COKER HWY
TURBEVILLE, S.C. 29162

STATE OF SOUTH CAROLINA) IN THE COURT OF COMMON PLEAS
COUNTY OF YORK) FOR THE SIXTEENTH JUDICIAL CIRCUIT
CLIFTON D. LYLES, #294075,)
APPLICANT,) CASE No: 2017-CP-46-3864
))
v.) MOTION TO ALTER OR AMEND JUDGMENT
STATE OF SOUTH CAROLINA) PURSUANT TO RULE 59(e), SCRPC
RESPONDENT.)

FILED - RECEIVED
2019 MAY - 7th AM 9:26
DAVID HAMILTON
C.C. P. CLERK
YORK COUNTY, SC

Applicant, do hereby request that the final order of dismissal be altered or amended based on the following:

In the final order of dismissal, your honor has failed to make specific findings of facts and conclusions of law on the specific issue of "Whether Post-Conviction Relief counsel improperly and without Applicant's knowledge, waived his rights under Rule 59(e), SCRPC, to petition the original pcr judge to alter or amend his judgment, in violation of S.C.Code Ann. §17-27-80."

While the order does speak in broad terms about Applicant complaining about several procedural violations, it does not specify what those procedural violations are, nor does it make specific findings of facts or conclusions of law on each violation.

This 29 day of April 2019.

BY: Clifton D. Lyles 294075
PRO SE
1578 CLARENCE COKER HIGHWAY
TUREVILLE, S.C. 29162

STATE OF SOUTH CAROLINA
COUNTY OF YORK
CLIFTON D. LYLES, #294075,
APPLICANT,

V.
STATE OF SOUTH CAROLINA,
RESPONDENT.

) IN THE COURT OF COMMON PLEAS
) SIXTEENTH JUDICIAL CIRCUIT
)
) CASE No: 2017-CP-46-3864
)
) CERTIFICATE OF SERVICE
)
)
)

FILED-RECEIVED
2019 MAY -7 AM 9:26
DAVID HANLTON
C.C.C.P. CLERK
YORK COUNTY, S.C.

Applicant, do hereby certify that he did serve the "MOTION TO
TO ALTER OR AMEND JUDGMENT PURSUANT TO RULE 59(e), SCRPC ON
the Respondent, by depositing one copy of the same in the U.S.
mail, postage prepaid, addressed as follows:

JANELL H. GREGORY, AAG
OFFICE OF ATTORNEY GENERAL
POST OFFICE BOX 11549
COLUMBIA, SOUTH CAROLINA 29211-1549

This 29 day of April 2019

BY: Clifton D. Lyles #294075
PRO SE
1578 CLARENCE COKER highway
TURBEVILLE, S.C. 29162

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

STATE OF SOUTH CAROLINA) IN THE COURT OF COMMON PLEAS
COUNTY FO YORK) FOR THE SIXTEENTH JUDICIAL CIRCUIT
CLIFTON D. LYLES, #294075,)
Applicant,) CASE No: 2017-CP-46-3864
))
V.) CERTIFICATE OF SERVICE
))
STATE OF SOUTH CAROLINA,)
RESPONDENT.)
_____)

I, Applicant, Clifton Donell Lyles, do hereby certify that I did on this date serve the "MOTION OF NOTICE AND NOTICE OF APPEAL" on the Respondent by depositing one copy of the same in the U.S. mail with first class postage affixed and addressed as follows:

OFFICE OF THE ATTORNEY GENERAL
JANELL H. Gregory, AAG
Post Office Box 11549
Columbia, South Carolina 29211-1549

This 8th day of July 2019

By: Clifton Donell Lyles 294075
PRO SE
1578 CLARENCE COKER HWY
TURBEVILLE, S.C. 29162

RECEIVED
JUL 11 2019
S.C. SUPREME COURT

York County
south carolina

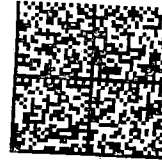
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CLERK OF COURT'S OFFICE

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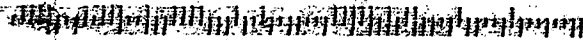


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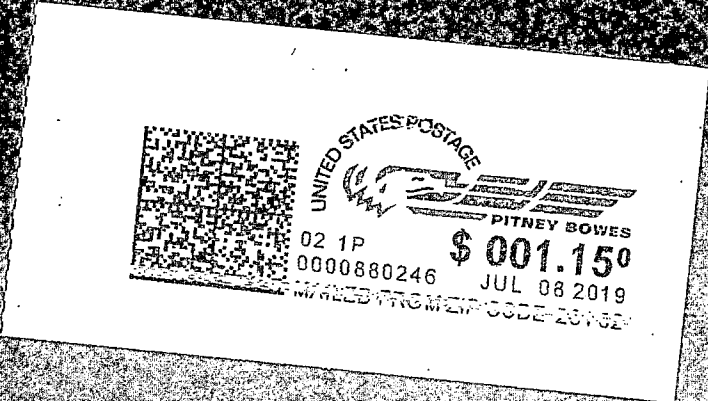
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Clepton Orell Lyles 294075
Turbeville Correctional Inst 5600-B277
1578 Clarence Coker Hwy
Turbeville, SC 29162





HWY



The Supreme Court of South Carolina
Honorable Daniel E. Shearouse Clerk of Court
Post Office Box 11330
Columbia SC 29211