

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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

RECEIVED

Case No. 2017-001777

AUG 23 2019

SC Court of Appeals

Alonzo Columbus Jeter, III,

v

PETITIONER,

STATE OF SOUTH CAROLINA,

RESPONDENT.

MOTION TO SUPPLEMENT RECORD  
AND MEMORANDUM IN SUPPORT

The Petitioner, Alonzo C. Jeter, III, pursuant to Rule 212(b), SCACR, hereby moves the Court for an order allowing the Petitioner to supplement the record. To allow the Court to fully consider all pertinent information and make a fair ruling, in the interest of Justice and Judicial economy, Petitioner seeks leave of the Court to supplement the record by way of entering and submitting for the record Petitioner's South Carolina Law Enforcement Division (SLED) NCIC report and signature pages of Petitioner's Criminal History Reports which were entered in a 'APPELLANT'S EXHIBIT 1' at Petitioner's Post-Conviction Relief evidentiary hearing, however, failed to be included in the Appendix in this case which was filed by Attorney LaNelle Candey Durant of the Division of

## Appellate Defense.

WHEREFORE, the Petitioner respectfully request that the Court grant this leave to supplement the record.

### MEMORANDUM

In support of the motion, Petitioner shows and submits the following:

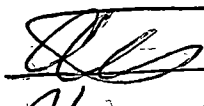
1. Petitioner did in-fact submit the signature pages at the same time that the Criminal History Reports (Appendix pgs. 156, 157) were submitted. The signature pages were attached to and submitted to the Court together with the Criminal History Reports.

2. Petitioner asked his ineffective PCR counsel, Attorney Steven D. Epps, to have his Rule 5 discovery available for presenting at the PCR hearing. (See Supplemental Appendix pages 1 and 2). Petitioner's SLED NCIC and Criminal History Reports were included and part of his Rule 5. (See Appendix pgs. 156, 157, wherein the Criminal History Reports bear the page numbers relevant to the Rule 5 page numbering.) These Reports bear the numbers 57 and 59 at the bottom of these pages as these numbers are associated with the Rule 5 page numbering.

3. Petitioner again informed his ineffective PCR counsel that his SLED NCIC Report and City and County Background reports would be needed for submission at the PCR hearing and PCR counsel failed to do so. (See Supplemental Appendix page 7) See also the Petitioner's second evidentiary hearing (Appendix pages 129-131), where it is proven that ineffective counsel failed to obtain the records and this caused substantial confusion for Petitioner.

4. Petitioner has been greatly prejudiced in the presentation of his case due to ineffective assistance of PCR counsel as counsel failed to communicate and assist Petitioner throughout his case at the PCR stage. PCR counsel's statement, "Sorry, And I've never seen them before either, Your Honor." Appx. pg. 131, Lines 13-17. PCR counsel was not prepared due to his poor communication and his representation was an ultimate fiasco. It is certain that PCR counsel should have viewed, obtained, and properly authenticated all of Petitioner's criminal history reports as Petitioner made PCR counsel aware that they would need to be presented as this was absolutely a part of Petitioner's defense.

WHEREFORE, Petitioner prays that the Court grant leave to submit adequate record of his Criminal History Report which will allow the Court to fully review and consider all pertinent information and make an equitable ruling in the interest of Justice and Judicial economy. Ineffective PCR counsel has caused great strain and burden on Petitioner as he attempts to present this case. Petitioner prays for the Court's understanding and also its adjudication in the interest of equity.

Respectfully submitted,   
Alonzo C. Jeter, III  
PETITIONER / Pro Se

Tyger River Correctional Institution  
200 Prison Road  
Enoree, SC 29335

This 20<sup>th</sup> day of August, 2019  
at Enoree, South Carolina

STATE OF SOUTH CAROLINA  
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v. PETITIONER,

STATE OF SOUTH CAROLINA,

RESPONDENT.

CERTIFICATE OF SERVICE

I, Alonzo C. Jeter, III, hereby certify that I have served a copy of the MOTION TO SUPPLEMENT RECORD AND MEMORANDUM IN SUPPORT 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 20<sup>th</sup> day of August, 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.

SWORN and Subscribed before me  
this 20<sup>th</sup> day of August, 2019

[Signature]  
Notary Public for South Carolina  
My Commission Expires: DEC 10

s/ [Signature]  
Alonzo C. Jeter, III, # 282902  
PETITIONER / Pro Se

Tyger River Correctional Institution  
200 Prison Road  
Enoree, SC 29335

2024



August 20, 2019

Alonzo C. Jeter, III  
Tyger River Correctional Institution  
U-7-101/#282902  
200 Prison Road  
Enoree, SC 29325

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

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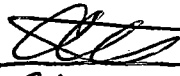
RE: Alonzo C. Jeter, III, v State of South Carolina  
Appellate Case No. 2017-001777

Dear Ms. Kitchings:

For filing in the above referenced PCR appeal, please find enclosed MOTION TO SUPPLEMENT RECORD AND MEMORANDUM IN SUPPORT along with a CERTIFICATE OF SERVICE 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, 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

