

SOUTH CAROLINA COURT OF APPEALS

MANUEL S. HERNANDEZ  
PETITIONER

**RECEIVED**

JUN 14 2021

SC Court of Appeals

v.

STATE OF SOUTH CAROLINA  
RESPONDENT

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APPELLATE CASE NO. 2020-001080

THIS MATTER IS BEFORE THE COURTS FOR  
RECONSIDERATION OF SOUTH CAROLINA SUPREME  
COURT DECISION

THE PETITIONER AMEND HIS INFORMATION FILED  
TO THE COURT FOR CONSIDERATIONS.  
THE PETITIONER STATE APPOINTED PUBLIC  
DEFENDER FAILED TO ADVISE MR. HERNANDEZ  
OF DEPORTATION RISK

THE PETITIONER PUBLIC DEFENDER WAS  
INEFFECTIVE

THE PETITIONER COURT APPOINTED PUBLIC DEFENDER FAIL MR. HERNANDEZ ABYSMALLY BY POSSESSING THE KNOWLEDGE THAT MR. HERNANDEZ IS UNLEARNED IN THE LAW.

MR. HERNANDEZ WAS INEFFECTIVE ASSISTED BY PUBLIC DEFENDER AND COERCED THE PETITIONER TO PLEA GUILTY

MR. HERNANDEZ PUBLIC DEFENDER FAILED HIM BY NOT OBJECTING TO THE ADMITTANCE OF STATEMENT BY THE POLICE

MR. HERNANDEZ PUBLIC DEFENDER DID NOT INVESTIGATE THE CASE AS REQUESTED BY THE PETITIONER AND REQUIRED BY PROFESSIONAL STANDARDS

THE PETITIONER MR. HERNANDEZ DID NOT RECEIVE ADEQUATE ASSISTANCE.

MR. HERNANDEZ PLEA WAS INVOLUNTARY  
AND CONSTITUTIONALLY INVALID

MR. HERNANDEZ COUNSEL ADVISED HIM  
TO PLEA GUILTY KNOWING HE DID NOT  
UNDERSTAND THE HEARING PROCEEDINGS

MR. HERNANDEZ COUNSEL KNEW AND  
UNDERSTAND THAT MR. HERNANDEZ DID  
NOT SPEAK OR UNDERSTAND ENGLISH

MR. HERNANDEZ WAS NOT PROVIDED AN  
CERTIFIED INTERPRETER DURING QUESTION-  
ING BY THE POLICE.

MR. HERNANDEZ PETITION THIS HONOR-  
ABLE COURT TO GRANT HIM AN IN-  
PERSON HEARING ON THE FACTS OF THE  
CASE.

MR. HERNANDEZ WAS CLEARLY TAKEN  
ADVANTAGE OF BY THE POLICE CAUSE HE  
IS A MEXICAN AND DO NOT SPEAK ENGLISH  
THE POLICE KNEW THIS AND THE POLICE  
WROTE THE STATEMENT STATING

THE PETITIONER MR. HERNANDEZ STATES AT ALL TIMES DURING HIS PLEA HEARING HIS STATE APPOINTED PUBLIC DEFENDER DID RENDERED INEFFECTIVE ASSISTANCE OF COUNSEL

- 1) FAILURE TO INFORM MR. HERNANDEZ OF HIS DEPORTATION RISKS
- 2) FAILURE TO OBTAIN VICTIM'S MEDICAL RECORDS
- 3) FAILURE TO SUPPRESS MR. HERNANDEZ STATEMENTS
- 4) FAILURE TO INVESTIGATE AND PREPARE THE CASE FOR TRIAL

PRAYER OF RELIEF

CONVICTION OVERTURNED, AND OR GRANTED A NEW TRIAL OF THE FACTS

END OF DOCUMENT

DATE: \_\_\_\_\_



MANUEL S. HERNANDEZ  
SCDC # 363633  
KERSHAW CORRECTIONAL  
4848 GOLDMINE HIGHWAY

(4) KERSHAW, SC 29067

MANUEL S. HERNANDEZ  
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KERSHAW, S.C. 29067

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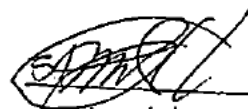
JUN 14 2021

SC Court of Appeals

SOUTH CAROLINA COURT OF APPEALS  
ATTENTION HONORABLE CLERK  
POST OFFICE BOX 11629  
COLUMBIA, SOUTH CAROLINA 29211

DATE: MONDAY, JUNE 7, 2021

PLEASE FIND ENCLOSED AMENDMENT TO  
THE PETITIONER'S WRITTEN MEMORANDUM  
FILED BY MR. MANUEL S. HERNANDEZ TO  
THE COURTS FOR CONSIDERATIONS  
PLEASE FILE IT AND SEND ME A CLOCK  
STAMPED COPY ALSO PLEASE SEND ME THE  
NAME OF THE JUDGE ASSIGN/HANDLING  
THIS CASE APPELLATE CASE NO. 2020-001080  
THANK YOU VERY MUCH.



MANUEL S. HERNANDEZ  
SCDC # 363633  
KERSHAW CORRECTIONAL  
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KERSHAW, SC 29067

MANUEL S. HERNANDEZ

SCDC # 363633

KEZSHAW CORRECTIONAL

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4848 GOLDMINE HIGHWAY

KEZSHAW, SC 29067

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