

SOUTH CAROLINA COURT OF APPEALS RECEIVED

STATE OF SOUTH CAROLINA, et al,

JUL 14 2022

SC Court of Appeals

v

ALAN GREGORY NIX

SOUTH CAROLINA COURT OF APPEALS CASE No: 2022 - ?????

COUNTY OF CHARLESTON CASE Nos: 2021-A30-10200475

2021-610-02600

2021-65-10-02519

2018-CP-10-03315

ALAN GREGORY NIX,

APPELLANT,

v.

STATE OF SOUTH CAROLINA,

COUNTY OF CHARLESTON SOLICITOR,

CHARLESTON COUNTY PUBLIC DEFENDER COOPER,

CHURCHILL PARK,

CHURCHILL PARK HOMEOWNERS ASSOCIATION, INC.

CHURCHILL PARK AT PARKWEST, INC.

DAVID BROWN,

CATHERINE BROWN,

RESPONDENTS,

MOTION FOR EXTENSION OF TIME AND PLACE CASE
IN ABEYANCE

BACKGROUND (SHORT VERSION DUE TO INCORPORATION)

ON 18 MAY 2022, APPELLANT MADE A REQUEST TO ALL PARTIES ASSOCIATED WITH THESE CASES REQUESTING THE HEARING OF 3 JUNE 2022 BE CANCELLED TO AVOID THE OBVIOUS WASTE OF THE COURT'S AND DEFENDANT'S TIME AND EXPENSES AND INSTEAD JUST SEND ALL PARTIES A DRAFT ORDER OF WHAT WAS REQUESTED IN THE 18 MAR 2022 MOTION.

ON 3 JUNE 2022, ALL THE PARTIES EXCEPT THE DEFENDANT WILLFULLY WENT AHEAD WITH THE HEARING. DURING THAT HEARING, INSTEAD OF JUST ASKING FOR THE ORDER REQUESTED IN THE 18 MAR 2022 MOTION, THE CHARLESTON COUNTY SOLICITOR SHOWED UP WITH AN ORDER DIRECTING JULIE ARMSTRONGS TO ISSUE BENCH WARRANTS FOR 2021-GS-10-02600 AND 2021-GS-10-02599.

ON THE MORNING OF 28 JUNE 2022, THE U.S. MARSHALL SERVICE ARRESTED APPELLANT ON BENCH WARRANT 2021-GS-10-02599. SHORTLY THEREAFTER, AT APPROXIMATELY 0928 ON 28 JUNE 2022, CHARLESTON COUNTY FAXED THE BENCH WARRANT FOR 2021-GS-10-02599 TO OCONEE COUNTY "CONFIRM"ING THEIR INTENT TO OBTAIN DEFENDANT FROM OCONEE COUNTY.

ON 10 JUNE 2022, APPELLANT'S MOTION TO QUASH BENCH WARRANTS FROM 3 JUNE 2022 WAS DELIVERED TO JULIE ARMSTRONGS BY FED EX.

TO APPELLANT'S KNOWLEDGE, NEITHER HIS REQUEST OF 18 MAY 2022 OR MOTION OF 10 JUNE 2022 HAS EVER BEEN PROPERLY MANAGED BY JULIE ARMSTRONGS, CLERK OF COURT. THUS IT IS ASSUMED THAT MAITE MURPHY'S / TROY THAMES / DAVID + CATHERINE BROWN'S ORDER IN CASE 2018-CP-D-03315 CONTINUES TO BE IMPROPERLY USED BY CHARLESTON COUNTY AND CREATING ADDITIONAL DAMAGES.

GIVEN APPELLANT CONTINUES TO BE INCARCERATED AT THE CHARLESTON COUNTY DETENTION CENTER ON CLEARLY BOGUS BENCH WARRANT:

2022-1310-00100401 / 2021-65-10-02599, HE (I) CLEARLY DO NOT HAVE ACCESS TO THE NECESSARY OFFICE EQUIPMENT, COPIERS, INTERNET, TRANSCRIPT, ENVELOPES, POSTAGE, ETC. TO PROPERLY DEAL WITH THIS MATTER AS REQUIRED BY THE COURT'S PROCESS.

ADDITIONALLY, GIVEN THE HOPEFULLY UNIQUE CIRCUMSTANCES OF BEING ARRESTED ON 2022-1310-00100401 / 2021-65-10-02599, A CERTIFIED QUESTION IS LIKELY TO BE SUBMITTED TO THE SC SUPREME COURT RELATED TO THIS MATTER.

FOR ALL OF THESE REASONS, APPELLANT REQUESTS AN EXTENSION OF TEN BUSINESS DAYS POST HIS RELEASE FROM THE CHARLESTON COUNTY DETENTION CENTER TO COMPLETE THE ACTIONS REQUIRED TO THIS APPEAL AND TO PLACE THE APPEAL IN ABEYANCE FOR AT LEAST TWENTY BUSINESS DAYS POST RELEASE FROM THE IMPROPER BENCH WARRANT AND/OR RULING BY THE SC SUPREME COURT ON A CERTIFIED QUESTION RELATED TO A BENCH WARRANT BEING

ISSUES FOR 2021-GS-10-02599

APPELLANT IS ATTEMPTING TO HAVE A \$300 CHECK DELIVERED
ALONG WITH THE TWO ORDERS AS QUICKLY AS POSSIBLE, BUT
OBVIOUSLY HAVING VERY LITTLE ACCESS TO OUTSIDE COMMUNICATIONS
MAKES THAT EXTREMELY DIFFICULT, ALMOST SURELY WHAT WAS
INTENDED BY THE OTHER PARTIES INVOLVED.

PLEASE GRANT APPELLANTS REQUEST FOR AN EXTENSION AND TO
PLACE IN ABEYANCE.

11 JULY 2022

COUNTY OF CHARLESTON

Mr. Mr.

1401 DENSMORE CIR.

MT. PLEASANT, SC 29466

843-991-4170

CERTIFICATE OF SERVICE

THE UNDERSIGNED CERTIFIES THAT THE MOTION FOR EXTENSION OF TIME AND PLACE THE CASE IN ABSENCE WAS, OR WILL BE AS SOON AS POSSIBLE THEREAFTER, SERVED ON THE FOLLOWING PARTIES VIA CHARLESTON COUNTY DETENTION CENTER MAIL ON 11 JULY 2022.

ALAN WILSON
SC ATTORNEY GENERAL
1000 ASSEMBLY ST.
COLUMBIA, SC 29201

SCARLETT WILSON
CHARLESTON COUNTY SOLICITOR
101 MEETING ST.
CHARLESTON, SC 29401

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ASHLEY PENNINGTON
CHARLESTON COUNTY PUBLIC DEFENDER CAP.
101 MEETING ST.
CHARLESTON, SC 29401

KEVIN MIMS
LUCYRINA MIMS
KING ST.
CHARLESTON, SC 29403

TROY THOMAS
WILSON CENTER BULLY
GOLF AVE.
N. CHARLESTON, SC 29405

HENRY YOUNG
SC COMMISSION ON INDIGENT DEFENSE
1330 LADY ST.
COLUMBIA, SC 29201

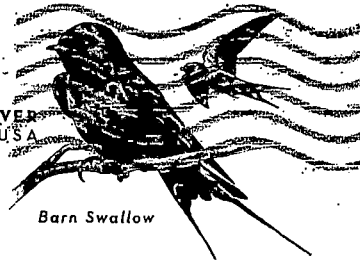
NATHALIE HAM
CHARLESTON COUNTY ATTORNEY
4045 BRIDGEVIEW DR.
N. CHARLESTON, SC 29405

AP. McE
1401 DENSHAW CIR
MT. PLEASANT, SC 29466
803-991-4170

Nix
1401 DENSMORE CIR.
Mt. PLEASANT, SC 29466

CHARLESTON SC 294

12 JUL 2022 7:43 FOREVER
U.S.A.



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ATTN: CLERK OF COURT
1220 SENE ST.
COLUMBIA, SC 29201

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