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No exhibits were introduced

PROCEEDINGS

1
2 MR. URICCHIO: Your Honor, the State calls Alan
3 Nix.

4 THE COURT: Okay.

5 MR. URICCHIO: This is a motion. It was a Rule to
6 Show Cause, Your Honor.

7 THE COURT: Was the paperwork provided to me
8 previously? That sounds -- but I don't know where it is.

9 [Whereupon, the Court reviews the file]

10 MR. URICCHIO: Yes, Your Honor. I emailed it to
11 your Clerk but I have a copy of it right now.

12 THE COURT: If you have -- what's the last name?

13 MR. URICCHIO: Nix, N-I-X.

14 THE COURT: If you have an extra copy ---

15 MR. URICCHIO: --- may I approach?

16 THE COURT: Yes sir; that would be helpful. I
17 appreciate it. It's somewhere.

18 [Whereupon, Mr. Uricchio proffers documents to the
19 Court]

20 [Whereupon, the Court reviews documents]

21 MR. URICCHIO: Well Your Honor, it's actually going
22 to be very simple today. Mr. Nix is on GPS monitoring,
23 and I can give you some background in a second. But
24 basically ---

25 THE COURT: --- let me get into the WebEx first.

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1 Hold on just a second.

2 MR. URICCHIO: Yes, sir.

3 [Off the record momentarily as the Court opens the
4 virtual courtroom]

5 THE COURT: Okay Solicitor, you may proceed.

6 MR. URICCHIO: Thank you, Your Honor. The State
7 calls the State verses Alan Nix. Nick Uricchio on behalf
8 of the State. Your Honor, Mr. Nix has failed to appear
9 today. The State is requesting a bench warrant.

10 A little background on this case, Your Honor, we
11 previously had scheduled a motion to clarify
12 representation to his motion back in January of this
13 year. He did not show. There are some concerns about
14 his competency, Your Honor.

15 At that time the presiding Judge, I believe it was
16 Judge Cothran, did an order for a competency evaluation.
17 Mr. Nix did not show up to the first scheduled competency
18 evaluation. He did not show up for the second scheduled
19 competency evaluation. He had notice, which is all
20 outlined in that Rule to Show Cause, Your Honor.

21 Today he had notice. I know for a fact he had
22 notice because I sent him an email and he is a prolific
23 writer, Your Honor. He emails me probably about five to
24 six times a day. This [indicates] is my file. This is
25 just the letters he emails or sends me. So, he

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1 absolutely knew about the hearing. I've spoken with the
2 GPS monitoring agent. He is in Columbia, South Carolina
3 right now. So, instead of going forward with the motion
4 for the Rule to Show Cause I'm just requesting a bench
5 warrant for his failure to appear.

6 THE COURT: All right. Mr. Mack, what do you have
7 to say about it?

8 MR. MACK: Thank you, Judge. First, there is some
9 uncertainty about whether I represent Alan Nix because
10 the motion to clarify counsel is still pending. But
11 setting that aside since he's not here we of course
12 object ---

13 THE COURT: --- okay, if you give me a bench
14 warrant I'll be glad to sign it.

15 MR. URICCHIO: Got it right here, Your Honor.

16 THE COURT: Okay.

17 [Whereupon, Mr. Uricchio shows document to Mr. Mack]

18 [Whereupon, Mr. Uricchio proffers document to the
19 Court]

20 [Whereupon, the Court signs document]

21 MR. URICCHIO: May I approach, Your Honor?

22 THE COURT: Yes, sir.

23 [Whereupon, Mr. Uricchio retrieves document from the
24 Court]

25 MR. URICCHIO: Thank you. It was a pleasure being

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1 in front of you. You have a good week.

2 THE COURT: Thank you very much.

3 MR. MACK: Thank you, Judge.

4 THE COURT: Yes, sir.

5 *****END OF TRANSCRIPT OF RECORD*****

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C E R T I F I C A T E

I, the undersigned, Joyce C. Rueger, Official Circuit Court Reporter for the Ninth Judicial Circuit of the State of South Carolina, do hereby certify that the foregoing is a true, accurate, and complete Transcript of Record of the proceedings had and evidence introduced in the trial of the captioned case, relative to appeal, in the Court of General Sessions for Charleston County, South Carolina on the 3rd day of June, 2022.

I do further certify that I am neither of kin, counsel, nor interest to any party hereto.

June 18, 2022

Joyce C. Rueger, CVR-M
Court Reporter