

SOUTH CAROLINA COURT OF APPEALS

**RECEIVED**

THE HONORABLE W. H. SIGALS, JR.

SEP 06 2022

THE HONORABLE \_\_\_\_\_ HOCKETT

SC Court of Appeals

THE HONORABLE JULIE ARMSTRONG

APPELLATE CASE No. : 2022-000940

MOTION TO RECONSIDER ORDER OF DISMISSAL DATED 23 AUG 2022,  
REINSTATE APPEAL, FILE MOTION TO SEVER DATED 17 AUG 2022.

\* MOTION TO SEVER DATED 17 AUG 2022 IS INCORPORATED BY  
REFERENCE AND IS BEING RETURNED TO THE COURT OF APPEALS  
WITH THIS MOTION (ORIGINAL WITH RECEIVED STAMP OF 22 AUG 2022)

### BACKGROUND

(ONLY BASIC NECESSARY INFORMATION DUE TO STILL BEING  
INCARCERATED AT THE COUNTY OF CHARLESTON DETENTION CENTER  
ON BENCH WARRANTS THAT ARE THE SUBJECT OF THIS APPEAL)

APPELLANT RECEIVED TWO LETTERS FROM MS. ARBOTT-KITCHINGS ON  
26 AUG 2022 WHILE STILL BEING INCARCERATED AT THE COUNTY OF CHARLESTON  
DETENTION CENTER ON BENCH WARRANTS THAT ARE THE SUBJECT OF THIS MOTION.  
THE FIRST WAS A LETTER DATED 23 AUG 2022 STATING THAT THE COURT HAD  
RECEIVED THE MOTION TO SEVER DATED 17 AUG 2022 AND WAS RETURNING  
THE FILING "BECAUSE YOU ARE REPRESENTED BY COUNSEL"; CITING  
MILLER V STATE (2010) AS THE LEGAL RATIONALE. THE SECOND LETTER  
ALSO DATED 23 AUG 2022 WAS MS ARBOTT-KITCHINGS ORDER

DISMISSING APPEAL 2022-000940 BECAUSE "APPELLANT HAS FAILED TO PROVIDE PROOF OF FILING WITH THE CHARLESTON COUNTY CLERK OF COURTS, PROVIDE THE DATE APPELLANT RECEIVED WRITTEN NOTICE OF ENTRY OF THE ORDER ON APPEAL, OR PROVIDE A COPY OF THE ORDER ON APPEAL. THE APPELLANT LISTED ON MS. ABBOTT-KITCHINGS ORDER IS "ALAN GREGORY NIX, APPELLANT"

### ARGUMENT

① AS TO MS. ABBOTT-KITCHINGS' ALLEGATIONS IN HER 23 AUG 2022 ORDER OF DISMISSAL THAT "ALAN GREGORY NIX, APPELLANT" FAILED TO PROVIDE THE ABOVE REFERENCED PROOF OF FILING WITH JULIE ARMSTRONG, THE DATE THE APPELLANT RECEIVED WRITTEN NOTICE OF ENTRY OF THE ORDER OR PROVIDE A COPY OF THE ORDER ON APPEAL AS REQUIRED IN THE COURT'S LETTERS DATED 11 JULY 2022, 19 JULY 2022 AND 9 AUG 2022, THOSE ALLEGATIONS ARE SIMPLY FACTUALLY NOT TRUE. AS APPELLANT CLARIFIED IN HIS 17 AUG 2022 MOTION TO SEVER, APPELLANT ALAN NIX ARRANGED TO CURE THESE THREE DEFICIENCIES AND DID HAVE ALL THREE OF THESE DEFICIENCIES CURED BETWEEN THE DATES OF 25 JULY 2022 AND 6 AUG 2022. BECAUSE MS. ABBOTT-KITCHINGS AND HER EMPLOYEES RETURNED THESE DOCUMENTS CLAIMING THEY COULDN'T FILE THEM DUE TO MILLER V. STATE MAY HAVE BEEN AT LEAST PARTIALLY CORRECT BUT DOES NOT MAKE MS. ABBOTT'S-KITCHINGS' RATIONALE FOR DISMISSAL FACTUALLY ACCURATE.

② APPLICABILITY OF MILLER V STATE TO 2021-GS-10-002599 AND APPEAL 2022-000940

IN MS. ABBOTT-KITCHINGS' LETTER DATED 19 JULY 2022, MS. ABBOTT-KITCHINGS' WROTE "THE COURT IS INFORMED THAT YOU ARE REPRESENTED BY COUNSEL IN THE MATTER ON APPEAL." MS. ABBOTT-KITCHINGS WENT ON TO SPEAK ABOUT THE PROHIBITION ON HYBRID REPRESENTATION AND

## MILLER V. STATE.

a. GIVEN APPELLANT IS STILL IN JAIL AND CAN'T GET A COPY OF MILLER V. STATE AND NO ONE HAS PROVIDED IT TO ME IN THE LAST SIX WEEKS, APPELLANT CAN NOT SPEAK AUTHORITATIVELY ABOUT MILLER V. STATE RELATIVE TO APPEALS BUT RAISES THIS ISSUE IN THIS MOTION TO PRESERVE THE QUESTION AND ASK THE COURT OF APPEALS TO ADDRESS THE APPLICABILITY OF MILLER V. STATE TO APPEAL WITH THESE CASES CHARACTERISTICS.

b. MS ABBOTT-KITCHINGS DOES NOT STATE WHERE HER INFORMATION CAME FROM ON OR BEFORE 19 JULY 2022 BUT APPELLANT ASSUMES SUCH INFORMATION CAME FROM MS. SCARLET WILSON OR SOMEONE SHE MANAGES GIVEN THEIR LEGAL LIABILITY IN THESE MATTERS. REGARDLESS, APPELLANT CLARIFIED THIS ISSUE IN HIS LETTER DATED 22 JULY 2022 WHEN HE STATED THAT BENJAMIN MACK WAS LISTED AS ATTORNEY OF RECORD FOR ARREST WARRANT 2021-A10-10200475 (2021-GS-10-02600) BUT NEITHER MACK NOR ANY OTHER ATTORNEY WAS AN ATTORNEY FOR 2022-GS-10-02599. CONSEQUENTLY, IT SEEMS LIKELY MILLER V. STATE DOES NOT CLEARLY APPLY TO A SITUATION SUCH AS THIS, ESPECIALLY SINCE APPELLANT WAS NOT EVEN ARRESTED ON 2021-GS-10-02599 UNTIL THE AFTERNOON OF 2 AUG 2022.

## c. SYSTEM OF RECORDS FOR CHARLESTON COUNTY CRIMINAL CASES

WHILE IT SEEMS POSSIBLE MS. ABBOTT-KITCHINGS UNWISELY RELIED ON SOME PERSON OR PERSON'S INFORMATION IN ATTEMPTING TO APPLY MILLER V. STATE TO THIS MATTER WITHOUT VERIFYING SUCH INFORMATION, APPELLANT ACKNOWLEDGES THAT SUCH VERIFICATION MAY HAVE TAKEN PLACE AND DEPENDING ON WHAT SYSTEM IS THE AUTHORITY SYSTEM OF RECORD FOR SUCH CASES IT IS POSSIBLE THAT SUCH CLAIM COULD BE VALID. APPELLANT HAS REASON TO BELIEVE THAT MS. ARMSTRONG'S COURT PLUS

SYSTEM HAS GROUPED CASES 2021-A10-10200475 AND 2021-GS-10-02599 TOGETHER FOR AT LEAST EIGHT (8) MONTHS AT THE TIME OF THIS MOTION. DUE TO THIS QUESTIONABLE GROUPING, MS. ARMSTRONG'S COURT PLUS APPLICATION MAKES IT APPEAR AS IF BENJAMIN MACK IS THE ATTORNEY FOR BOTH CASES. IF THE COURT OF APPEALS RULES THAT COURT PLUS IS THE OFFICIAL SYSTEM OF RECORD FOR THE STATE OF SOUTH CAROLINA CRIMINAL CASES IN CHARLESTON COUNTY THEN IT SEEMS REASONABLE FOR MS. ABBOTT-KITCHINGS TO POSSIBLY ATTEMPT TO APPLY MILLER V. STATE TO THIS SITUATION. HOWEVER, IF THE COURT OF APPEALS RULES THAT THE STANDARD CIRCUIT COURT RECORDS ARE THE OFFICIAL SYSTEM OF RECORD, THEN A SERIOUS ISSUE MUST BE RESOLVED BY THE COURT SINCE APPELLANT BELIEVES MACK IS LISTED AS ATTORNEY OF RECORD IN CASE 2021-A10-10200475 BUT AS STATED PREVIOUSLY, IS NOT LISTED AS AN ATTORNEY IN 2021-GS-10-02599. APPELLANT BELIEVES MS. ARMSTRONG'S HANDLING OF CASE 2021-GS-10-02599 IN HER COURT PLUS SYSTEM IS LARGELY RESPONSIBLE FOR THIS DEBACLE.

### ③ CLERK OF COURT'S DESCRIPTION IN APPLYING MILLER V. STATE

APPELLANT INCLUDED A COPY OF A MOTION ENTITLED "EMERGENCY MOTION FOR BOND HEARING AND RESCIND BENCH WARRANT, DATED 7 AUG 2022, IN HIS COURT OF APPEALS MOTION TO SEVERE DATED 17 AUG 2022. APPELLANT INCLUDED THE EMERGENCY MOTION DATED 7 AUG 2022 SEEKING THE COURT OF APPEALS PERMISSION FOR JUDGE JEFFERSON TO RULE ON THE EMERGENCY MOTION GIVEN IT APPLIED TO THESE CASES WHICH WERE UNDER APPEAL ON 17 AUG 2022. ON 19 AUG 2022 APPELLANT LEARNED THAT MS. ARMSTRONG HAD FILED THE EMERGENCY MOTION ON OR ABOUT 10 AUG 2022. DESPITE MS. ARMSTRONG'S QUESTIONABLE GROUPING OF CASES 2021-GS-10-02599 AND 2021-A10-00100475 IN HER COURT PLUS SYSTEM, MS. ARMSTRONG FILED THE 7 AUG 2022 EMERGENCY MOTION

WITHOUT ANY MENTION OF MILLER V. STATE AS AN ISSUE.

ON 21 AUG 2022 APPELLANT MAILED MS. ARMSTRONGS A MOTION ENTITLED "MOTION FOR SANCTIONS, CLARIFY AND AMEND ORDER DATED 12 AUG 2022" WHICH FROM A FORMATTING AND CASE NUMBER PERSPECTIVE WAS ALMOST IDENTICAL TO THE 7 AUG 2022 EMERGENCY MOTION MS. ARMSTRONGS FILED ON OR ABOUT 10 AUG. 2022.

EARLIER TODAY APPELLANT RECEIVED HIS 21 AUG 2022 MOTION BACK FROM MS. ARMSTRONGS WITH A COVER LETTER THAT STATED "THE ENCLOSED DOCUMENT IS BEING RETURNED FOR THE FOLLOWING REASON(S):" "PURSUANT TO MILLER V. STATE S.C. 347 ... (2010) THE CLERK'S OFFICE IS INSTRUCTED NOT TO ACCEPT FILINGS FROM A PRO SE PARTY WHO IS REPRESENTED BY COUNSEL IN THAT MATTER, WITH THE EXCEPTION OF MOTIONS TO RELIEVE COUNSEL. ACTIVE COUNSEL OF RECORD BENJAMIN A. MACK."

BOTH THE 7 AUG 2022 EMERGENCY MOTION THAT MS. ARMSTRONGS FILED AND THE 21 AUG 2022 MOTION FOR SANCTIONS WHICH SHE REFUSED TO FILE BOTH CITED THE EXACT SAME CASE NUMBERS: "2022-BID-(X)100401, 2021-GS-10-02599 AND ARREST WARRANT 2021-GS-10-02599. BASED ON THIS SITUATION, APPELLANT CAN ONLY CONCLUDE THAT MILLER V STATE GRANTS DISCRETION TO CLERKS OF COURT ABOUT HOW TO APPLY IT TO VARIOUS FILINGS AND PARTIES. GIVEN THE SERIOUS AND HOPEFULLY UNIQUE CIRCUMSTANCES THESE CASES REPRESENT, APPELLANT ARGUES AND REQUESTS MS. ARBROT-KITCHINGS TO LIBERALLY EXERCISE SUCH DISCRETION AND FILE THIS AND THE OTHER NECESSARY FILINGS AND LET THE JUDICIARY SETTLE THESE ISSUES IN A DELIBERATIVE AND INFORMED MANNER.

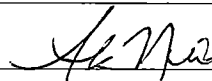
FOR ALL ABOVE THE REASONS, AS WELL AS OTHERS WHICH APPELLANT MAY IDENTIFY ONCE HE IS FINALLY RELEASED FROM JAIL AND HAS THE OPPORTUNITY TO REVIEW MILLER V. STATE, APPELLANT REQUESTS THE COURT TO

RECONSIDER ITS ORDER OF DISMISSAL DATED 23 AUG 2022 AND:

- (1) RESTORE AT LEAST THE PORTION OF THE APPEAL THAT DEALS WITH 2021-GS-10-02599
- (2) GRANT APPELLANT LEAVE TO AMEND THIS MOTION TO INCLUDE EXHIBITS PROVING THE THREE DEFICIENCIES WERE CURED AS WELL AS POTENTIALLY OTHER ARGUMENTS ONCE HE IS FINALLY RELEASED FROM THE COUNTY OF CHARLESTON JAIL
- (3) FILE THE PREVIOUSLY SUBMITTED MOTION TO SEVER WHICH IS BEING SUBMITTED AGAIN WITH THIS MOTION
- (4) PLACE THE APPEAL IN ABEYANCE UNTIL AT LEAST FIFTEEN (15) BUSINESS DAYS AFTER HE IS FINALLY RELEASED FROM JAIL.

IF BY SOME CHANCE THE COURT RULES APPELLANT MUST FILE A MOTION TO RELIEVE BENJAMIN MACK FROM CASES 2022-BID-00100401 AND/OR 2021-GS-10-02599 TO CONTINUE THIS APPEAL, APPELLANT WILL SUBMIT TO THE COURT OF APPEALS AS SOON AS POSSIBLE ONCE RELEASED FROM JAIL.

2 SEPT 2022



ALAN NIX

843-991-4170

6

**RECEIVED**

SOUTH CAROLINA COURT OF APPEALS

AUG 22 2022

SC Court of Appeals

THE HONORABLE W. H. STUBBS JR.

THE HONORABLE \_\_\_\_\_ HOCKER

THE HONORABLE JULIE ARMSTRONG

APPELLATE CASE No. : 2022-00940

MOTION TO SEVER ARREST WARRANT 2021-GS-10-02599,

BENCH WARRANT 2022-1310-00100401 AND CASE

2021-GS-10-02599 FROM APPEAL 2022-00940 AND

REMOVES NEW APPEAL TO CHARLESTON COUNTY TO ALLOW

JUDGE JEFFERSON TO RULE ON 7 AUG 2022 MOTION

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SEP 06 2022

SC Court of Appeals

\* FIVE PAGE MOTION DATED 7 AUG WHICH IS ENCLOSED  
AND ENTITLED "EMERGENCY MOTION FOR BOND HEARING  
AND RESCIND BENCH WARRANT" IS INCORPORATED BY  
REFERENCE.

BACKGROUND (BRIEF VERSION)

APPELLANT NIX MAILED THE NOTICE OF APPEAL ON 30 JUNE 2022 WHICH  
RESULTED IN APPEAL 2022-00940 BEING CREATED. ON OR ABOUT 11 JULY 2022,  
THE COURT OF APPEALS NOTED THE APPEAL WAS DEFICIENT IN THREE AREAS;  
① THE CHARLESTON COUNTY CLERK OF COURT HAD NOT BEEN NOTIFIED OF  
THE APPEAL ② THE DATE THE APPELLANT HAD RECEIVED WRITTEN NOTICE  
OF THE ORDERS HAD BEEN OMITTED, ③ THE ORDERS BEING APPEALED  
WERE NOT INCLUDED. ON OR ABOUT 19 JULY 2022, THE COURT OF APPEALS

RAISED THE ISSUE OF "HYBRID REPRESENTATION" AND COPIED BENJAMIN  
MACK OF THE CHARLESTON COUNTY PUBLIC DEFENDER CORPORATION.  
UPON APPELLANT'S RECEIPT OF THE 19 JULY 2022 LETTER, APPELLANT  
IMMEDIATELY RESPONDED TO THE COURT OF APPEALS WITH A LETTER  
DATED 22 JULY 2022 THAT, AMONG OTHER THINGS, EXPLAINED THAT  
BENJAMIN MACK WAS LISTED AS COUNSEL OF RECORD FOR ARREST WARRANT  
2021-A10-10200475 AND BENCH WARRANT 2022-B10-00100400 BUT  
WAS NOT THE ATTORNEY FOR 2021-GS-10-02599 NOR BENCH  
WARRANT 2022-B10-00100401. AMONG THE NUMEROUS ISSUES WITH  
BENCH WARRANT 2022-B10-00100401 WAS THE FACT THAT APPELLANT NIX  
HAD NEVER BEEN ARRESTED FOR 2021-GS-10-02599; HOPEFULLY  
A VERY UNIQUE SITUATION.

AT THE SAME TIME AS THE ~~2022~~ <sup>LETTER</sup> JULY 2022 WAS MAILED, OR AS QUICKLY  
AS POSSIBLE THEREAFTER, APPELLANT ARRANGED TO CURE THE DEFICIENCIES. TO THE  
BEST OF HIS KNOWLEDGE, ALL THREE DEFICIENCIES WERE CURED BETWEEN THE DATES  
OF 25 JULY 2022 AND 6 AUG 2022. ADDITIONALLY, MS RUEGER'S PARTIAL  
TRANSCRIPT WAS SENT ABOUT 8 AUG 2022.

ON 2 AUG 2022, A FEMALE INVESTIGATOR THAT WORKS FOR CHARLESTON COUNTY  
~~DEPUTY~~ SOLICITOR SCARLETT WILSON ARRESTED APPELLANT NIX AT THE CHARLESTON COUNTY  
DETENTION CENTER ON ARREST WARRANT 2021-GS-10-02599. ON 9 AUG 2022,  
THE COURT OF APPEALS SENT A LETTER TO BENJAMIN MACK STATING THAT THE THREE  
DEFICIENCIES CITED IN THE 19 JULY 2022 LETTER HAD STILL NOT BEEN RESOLVED.  
ON 10 AUG 2022 WHEN MACK WAS QUESTIONED ABOUT THE STATUS OF THE  
APPEAL, HE STATED "AS FAR AS I'M CONCERNED, IT DOESN'T EXIST".

#### ARGUMENT

BASED ON BENJAMIN MACK'S ACTIONS AND STATEMENTS IN THE LAST MONTH PLUS,

AS WELL AS HIS CLEARLY INTENTIONAL INACTION, IT IS OBVIOUS THAT HE INTENDS TO ALLOW APPEAL 2022-00940 TO BE DISMISSED BY FAILING TO REMEDY THE THREE DEFICIENCIES NOTED IN JULY. MR. MACK'S CONDUCT IN THESE MATTERS IS NOT VERY SURPRISING GIVEN HIS AND HIS MANAGER'S INVOLVEMENT IN THE CHAIN OF EVENTS WHICH LED TO THE IMPROPER ISSUE OF THESE ORDERS APPEALED AND ONGOING INCARCERATION OF APPELLANT ON THE SAME. BY SEVERING ARREST WARRANT 2021-GS-10-02599 AND BENCH WARRANT ~~2022-009~~ 2022-BIO-00100401 FROM APPEAL 2022-00940, MR. MACK, HIS MANAGER AND HIS EMPLOYER CAN OBTAIN THE DISMISSAL OF APPEAL 2022-00940 THEY OBVIOUSLY WISH TO PROCURE.

LIKEWISE, UNLESS THE COURT OF APPEALS CAN PROVIDE SUFFICIENT EVIDENCE THAT MR. MACK IS THE ATTORNEY OF RECORD FOR 2021-GS-10-02599/ BENCH WARRANT 2022-BIO-00100401, THEN THESE CASES SHOULD BE SEVERED FROM 2022-00940 AND ASSIGNED A DIFFERENT CASE NUMBER SO THAT THE NUMEROUS ISSUES WITH THESE CASES CAN BE PROPERLY ADDRESSED AND PRECEDENT SETTLED FOR FUTURE REFERENCE.

LASTLY, IN REFERENCE TO THE ATTACHED EMERGENCY MOTION DATED 7 AUG 2022, APPELLANT REQUESTS THE COURT OF APPEALS TO REMAND THE NEW APPELLATE CASE ASSIGNED TO 2021-GS-10-02599/2022-BIO-00100401 BACK TO THE COUNTY OF CHARLESTON SO THAT CHIEF JUDGE FOR ADMINISTRATIVE PURPOSES JEFFERSON CAN PROPERLY AND QUICKLY RESOLVE THE NUMEROUS AND OBVIOUS ISSUES WITH THESE CASES.

APPELLANT REQUESTS THE COURT OF APPEALS TO:

- ① SEVER BENCH WARRANT 2022-BIO-00100401 AND 2021-GS-10-02599 FROM APPEAL 2022-00940 AND ASSIGN THEM A NEW APPEAL NUMBER.
- ② REMAND THE NEW APPEAL BACK TO CHARLESTON COUNTY, WITH LEAVE TO RESTORE, SO THAT JUDGE JEFFERSON CAN RULE ON THE EMERGENCY MOTION

DATED 7 AUG. 2022. ANY UNRESOLVED ISSUES FROM JUDGE JEFFERSON'S RULING  
WILL BECOME THE ISSUES ON APPEAL.

- (3) PROVIDE COPIES OF ALL EVIDENCE THE COURT OF APPEALS HAS RELIED ON  
TO ALLEGE THAT BIGNAMEN MACK IS, OR EVER HAS BEEN; COUNSEL OF  
RECORD FOR BENCH WARRANT 2022-BIO-00100401 AND/OR  
2021-GS-10-02599. DEPENDING ON THE DOCUMENTS PRODUCED RELATIVE  
TO THIS CLAIM; ANOTHER MOTION MAY BE FILED RELATIVE TO MACK AND  
THE NEW APPEAL.
- (4) FILE THE DOCUMENTS RECEIVED TO DATE ADDRESSING THE THREE  
DEFICIENCIES WITH THE NEW APPEAL NUMBER.

17 AUG 2022

*Alan Nix*

ALAN NIX

843-991-4170

CERTIFICATE OF SERVICE  
APPELLATE CASE No.: 2022-00940

RECEIVED  
AUG 22 2022  
SC Court of Appeals

THE UNDERSIGNED CERTIFIES THAT A COPY OF THE MOTION TO SEVER AND  
REMAND WAS SERVED ON THE FOLLOWING PARTIES VIA USPS ON, OR AS  
CLOSE TO AS POSSIBLE TO, 17 AUGUST 2022.

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

NICHOLAS URICCHIO  
CHARLESTON COUNTY SOLICITOR OFFICE  
101 MEETING ST.  
CHARLESTON, SC 29401

BENJAMIN MACK  
CHARLESTON COUNTY PUBLIC DEFENDER CORP.  
101 MEETING ST.  
CHARLESTON, SC 29401

JUNGE JEFFERSON  
100 BROAD ST.  
CHARLESTON, SC 29401

17 AUG 2022

*Alan Nix*  
ALAN NIX  
843-991-4170

RECEIVED  
SEP 06 2022  
SC Court of Appeals

17 AUG 2022

ALAN NIX

1401 NICHOLSON CIR

MT. PLEASANT, SC 29466

STILL INCARCERATED AT THE SHERIFF AL CANON

DETENTION CENTER - DAY 50

JENNY ARBOTT - KITCHINGS

CLERK OF COURT, SC COURT OF APPEALS

1220 SENATE ST.

COLUMBIA, SC 29201

RECEIVED

AUG 22 2022

SC Court of Appeals

RE: APPEAL 2022-00940

Ms. ARBOTT - KITCHINGS,

PLEASE FIND ENCLOSED A MOTION IN CASE 2022-00940 TO SEVER THE TWO CASES AND BENCH WARRANTS AND REMAND THE ONES ASSOCIATED WITH 2021-GS-10-02599 AND 2022-BIO-00100401 TO CHARLESTON COUNTY ASAP.

SINCE I CANNOT PUT EXTRA POSTAGE ON PRISON ENVELOPES, THE FIVE PRICE EMERGENCY MOTION DATED 7 AUG 2022 AND REPRODUCED IN THE MOTION HAS TO BE MAILED IN A SEPARATE ENVELOPE. PLEASE COMBINE THE TWO ONCE RECEIVED.

BEST REGARDS,

Alan Nix

**RECEIVED**

CERTIFICATE OF SERVICE

SEP 06 2022

APPELLATE CASE No.: 2022-000940

SC Court of Appeals

THE UNDERSIGNED CERTIFIES THAT A COPY OF THE MOTION RECONSIDER ORDER DATED 23 AUGUST 2022 WAS SERVED ON THE FOLLOWING PARTIES VIA USPS ON, OR AS CLOSE TO AS POSSIBLE TO, 2 SEPT 2022.

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

NICHOLAS UCCCHIO  
CHARLESTON COUNTY SOLICITOR OFFICE  
101 MEETING ST.  
CHARLESTON, SC 29401

BENJAMIN MACK  
CHARLESTON COUNTY PUBLIC DEFENDER CORP.  
101 MEETING ST.  
CHARLESTON, SC 29401

2 SEPT 2022

*Alan Nix*  
ALAN NIX  
843-991-4170

RECEIVED

2 SEPT 2022

SEP 06 2022

SC Court of Appeals

ALAN NIX

1401 DENSMORE CIR.

MT. PLEASANT, SC 29466

DAY 64 - INCARCERATED AT THE SHERIFF

AL CANON DETENTION CENTER ON

3 JUN 2022 BENCH WARRANT

MS. JENNY ABBOTT-KITCHINGS

CLERK OF COURT, COURT OF APPEALS

1220 SENATE ST.

CHARLESTON COLUMBIA, SC 29201

RE: MOTION TO RECONSIDER YOUR ORDER DATED 23 AUG 2022 AND  
RETURNING MOTION TO SEVER FOR FILING.

MS. ABBOTT-KITCHINGS,

DUE TO STILL BEING INCARCERATED AT THE SHERIFF AL CANON DETENTION  
CENTER AND OBVIOUSLY NOT ABLE TO PUT ADDITIONAL POSTAGE ON AN ENVELOPE,  
THIS FILING WILL LIKELY ARRIVE IN THREE ENVELOPES. ONE ENVELOPE WILL  
CONTAIN THE MOTION TO RECONSIDER, ONE WILL CONTAIN THE MOTION  
I AM RETURNING BACK TO FOR FILING AND THE THIRD WILL CONTAIN THE  
CERTIFICATE OF SERVICE, etc.

IF YOU COULD ALSO SCAN THESE DOCUMENTS AND SEND TO URICCHIO,  
MACK AND WILSON I WOULD VERY MUCH APPRECIATE IT. IT TAKES ME ABOUT  
THREE HOURS TO MAKE ONE HAND WRITTEN COPY.

BEST REGARDS,

Alan Nix

Nix  
1401 DENSMORE CIR  
MT. PLEASANT, SC 29406

CHARLESTON SC 294

3 SEP 2022 PM 1 L

FOREVER  
USA

Barn Swallow

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

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SEP 06 2022

SC Court of Appeals

29201-376999

