

STATE OF SOUTH CAROLINA

RECEIVED

COURT OF APPEALS

MAR 30 2023

Appeal from Horry County SC Court of Appeals  
Larry B. Hymad, Jr., Circuit Court Judge  
Appellate Case No. 2020-001497

The State

Respondent

v

Theodore J. Bolick

Appellant

OBJECTION TO THE RESPONDENT'S  
LETTER TO THE CLERK AND MOTION  
TO STRIKE

Appellant, Theodore J. Bolick, prose  
in an abundance of caution hereby objects  
to the state's/Respondent's letter to the  
Honorable Jenny Kitchings dated March  
14, 2023, and hereby moves this Honorable  
Court to strike it in its entirety as it is  
as completely inappropriate as the rest of  
the states filings in this appeal. To support

Appellant shows as follows.

### MOTION FOR SANCTIONS

On March 8, 2023 Appellant pursuant Rule 269 SCACR filed a Motion For Sanctions as a result of the state's frivolous filings seeking to unnecessarily delay these proceedings. Part of the Appellant's allegations is that William M. Blich Jr. abused his position of authority and trust with the Honorable Clerk's Office to obtain extensions of time to file Respondent's Initial Brief.

That the attorney for the Respondent, William M. Blich Jr. (hereafter Mr Blich) circumvented Rule 240 SCACR when seeking his second extension of time to file Respondent's Initial Brief, and abusing his suspect familiarity with the Clerk's Office, simply wrote a short note to the Clerk's Office requesting an extension of time which was thereafter granted.

That Mr. Blich in seeking his fourth and fifth extension of time failed to demonstrate any extraordinary circum-

stances meriting any extensions, but abused his position of authority and trust with the Clerk's Office, and was granted the unnecessary extensions based solely on undue influence with the Clerk's Office. That Mr. Blich maliciously sought these extensions to unnecessarily delay these proceedings.

In response to the Appellant's Motion For Sanctions, on March 14, 2023 Mr. Blich wrote a letter to the Honorable Jenny Kitchings seemingly asking for advice, and reminding the Honorable Jenny Kitchings that her office granted the extensions. This letter is highly inappropriate as it is seemingly asking the Clerk to act as a go-between with Justices of this Honorable Court on what to file. (See Attachment 1).

Further, Mr. Blich subtly reminds Jenny Kitchings,

"The extensions were properly filed and granted by this court."

However, and most interestingly

Mr Bitch still fails to even allege any extraordinary circumstance for his Fourth or Fifth motion for extension of time, and is seemingly accusing the Clerk of impropriety, or either, threatening to switch on her office for granting the extensions without Mr Bitch having demonstrated extraordinary circumstances.

Mr. Bitch's letter ~~is~~ is not only inappropriate, but it manifest a strange and suspect familiarity with the Clerk's office, and lends credence to the Appellant's allegations in his Motion For Sanctions.

Moreover, Mr. Bitch's inappropriate letter to Jenny Kitchings does not conform to Rule 240, SCACR, and therefore should be stricken.

## CONCLUSION

WHEREFORE: Appellant prays this Honorable Court strike Mr. Bitch's March 14, 2023 letter to the Clerk, Jenny Kitchings, consider the letter when deciding Appellant's Motion For Sanctions,

and caution Mr. Blitch as to his unprofessional and inappropriate conduct.

Respectfully Submitted  
This 24<sup>th</sup> day of March, 2023  
Theodore Bolick, pro-se  
Evans Correctional Inst.  
610 Highway #9 West  
Bennettsville, S.C. 29512

# ATTACHMENT 1



ALAN WILSON  
ATTORNEY GENERAL

March 14, 2023

The Honorable Jenny Kitchings  
Clerk, South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

Re: State v. Theodore J. Bolick  
Appellate Case No.: 2020-001497

Dear Ms. Kitchings,

The State received Appellant's Motion for Sanctions pursuant to Rule 269, SCACR. Please accept this letter in lieu of a formal return. Appellant has failed to present any basis for a finding of sanctions. The State's motions and briefs have not been filed for the purpose of delay or with any frivolous or non-justified claims. Additionally, the State's filings have complied with accepted practice and the South Carolina Appellate Court Rules. Appellant's motion focuses predominantly on the extensions the State received from the Court and on the brief filed by the State. The extensions were properly filed and granted by this Court. Additionally, any issues related to the State's brief and the arguments contained therein can be addressed by the Court upon its resolution of the appeal. As a result, the State does not believe sanctions are appropriate and asks this Court to deny Appellant's motion.

Thank you for your consideration, and if the Court desires a more formal return, the State will happily provide one.

Sincerely,

William M. Blitch, Jr.  
Senior Assistant Deputy Attorney General  
Bar No. 15608

cc: Theodore J. Bolick 00384070

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PROOF OF SERVICE

I hereby certify I placed a copy of  
Objection To The Respondent's Letter To  
The Clerk And Motion To Strike in the  
U.S. Mail postage pre-paid addressed

William M. Blich Jr.

P.O. Box 11549

Columbia, S.C. 29211-1549

March 24, 2023

Theodore J. Bolick

610 Highway #9 West  
Bennettsville, S.C. 29512

Dore Bolick 384070  
Law Correctional Inst.  
610 Highway #9 West  
Bennettsville, S.C. 29512



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SC Court of Appeals

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