

In the state of South Carolina
In the Court of Appeals

Dominique Williams

vs

Florence County
Sheriff Dept
and
South Carolina Dept
of Corrections

In the Court
of Appeals

Appeal From
Florence County
Common Pleas
Court

Appeal #
2022 - 001750
Record on Appeal

I present the Record on Appeal.

RECEIVED

JAN 31 2024

SC Court of Appeals

State of South Carolina
County of Florence

Dominique Williams
Plaintiff

vs

SCDC and FCSD

South Carolina Dept of
Corrections and
Florence County Sheriff Dept.
Defendants

IN the Court of
APPEALS

Appeal From
Florence County
Common Plea
Court

Appeal Number:
2022-001750

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For
Record on Appeal

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State of South Carolina
In the Court of Appeals

Dominique Williams

vs

FCSD and SCDC

Florence County Sheriff Dept.
and

South Carolina Dept. of
Corrections

In the Court
of Appeals

Appeal From
Florence County
Court of Common
Pleas

Appeal #2022-001750

Caption:
Transcript of hearing
held on 9-15-22
by Judge D. Craig Brown

The following is a copy of the
Transcript for a hearing held on 9-15-22
by Judge D. Craig Brown. It's showing
that I warned the Judge that December 9th 2012
was a Sunday and there was no way the
defendant's affidavit was true.

1-25-24

S/D - Wee

Dominique Williams

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STATE OF SOUTH CAROLINA)	IN THE COURT OF
)	GENERAL SESSIONS
COUNTY OF YORK)	OF THE TWELFTH
)	JUDICIAL CIRCUIT
)	
)	
DOMINIQUE MAURICE JACKSON)	
WILLIAMS,)	
)	
Plaintiff,)	TRANSCRIPT OF RECORD
)	2020-CP-21-01272
vs.)	
)	
SOUTH CAROLINA DEPARTMENT OF)	
CORRECTIONS,)	
)	
)	
Defendant.)	

September 15th, 2022
York, South Carolina.

B E F O R E:

HONORABLE D. CRAIG BROWN, Judge.

A P P E A R A N C E S

DOMINIQUE MAURICE JACKSON WILLIAMS,
Pro se Plaintiff

SAMUEL F. ARTHUR, Esquire
For The State Department of Corrections

Proceedings recorded by Webex,
Digital Courtroom Recorder Project

Transcribed by:
Julie A. Cendroski,
Circuit Court Reporter III
Seventh Judicial Circuit

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EXHIBITS

MARKED

ENTERED

NO EXHIBITS PROFFERED

1 DOMINIQUE WILLIAMS VS. SC DEPARTMENT OF CORRECTIONS

2 THE COURT: All right. Mr. Arthur, how are you
3 doing this morning? Good morning sir.

4 MR. ARTHUR: Good morning, Your Honor.

5 THE COURT: And, Mr. Williams; is that correct?

6 MR. WILLIAMS: (No audible response..)

7 THE COURT: Mr. Williams, can you hear me okay?

8 MR. WILLIAMS: Yes, sir.

9 THE COURT: How are you doing this morning?

10 MR. WILLIAMS: Doing good. How are you all
11 doing?

12 THE COURT: Doing well, thank you. Right. We're
13 here on -- let's see. Mr. Arthur, it looks like you
14 have two motions on here. One being a motion for
15 Summary Judgment, as well as a Motion to Defer
16 Mediation, I guess, which is dependent upon my summary
17 judgment ruling. Are you ready to proceed here today,
18 Mr. Arthur?

19 MR. ARTHUR: Yes, Your Honor.

20 THE COURT: Mr. Williams, are you ready to
21 proceed?

22 MR. WILLIAMS: Yes, sir.

23 THE COURT: All right.

24 This is the case of Dominique Williams versus
25 Department of Corrections, South Carolina Department of

1 Corrections. Case 2020-CP-21- 01272. Mr Arthur's
2 motion for Summary Judgment. I'll be happy to hear from
3 you first, Mr. Arthur, as it relates to that motion.

4 MR. ARTHUR: Thank you, Your Honor, may it please
5 the Court? Your Honor, I represent the South Carolina
6 Department of Corrections and the Florence County
7 Sheriff's Office in connection with this case. We
8 submitted a memorandum in support of our Motion for
9 Summary Judgment back in March to Your Honor's clerk,
10 and served Mr. Williams with a copy of that. I hope
11 that was received. If not, I can certainly send you
12 another copy, Judge.

13 Essentially, we have asserted two grounds for
14 summary judgment in our memorandum. First, being that
15 Mr. Williams' claims are time barred by the statute of
16 limitations set forth in the Tort Claims Act. And,
17 second, that the claims that he is seeking to bring, are
18 being brought against the improper entities and should
19 have been brought against SLED, if at all.

20 Your Honor, by way of a little bit of background,
21 Mr. Williams was arrested and charged with various
22 crimes, in 2008. And he pled guilty to a number of
23 those crimes, including kidnapping. And was committed
24 to the South Carolina DJJ. As, as Mr. Williams claims
25 in his amended complaint, the commitment order relating

1 to his commitment to DJJ, specifically states that he's
 2 not required to be placed on the sex offender registry.
 3 So we do not take issue of that allegation of the
 4 complaint. However, Your Honor, in investigating Mr.
 5 Williams' claims in this case, we discovered that he was
 6 actually placed on the sex offender registry in 2012.

7 And I've gotten a little bit ahead of myself
 8 here. In this case, Mr. Williams claims that he was
 9 improperly placed on the sex offender registry in
 10 violation of his original commitment order. And he
 11 seeks to hold the Florence County Sheriff's Office and
 12 the Department of Corrections responsible for that
 13 placement on the sex offender registry.

14 Mr. Williams alleges he was not aware of his
 15 placement on the sex offender registry until sometime in
 16 2018. However, Your Honor, in connection with
 17 investigating the facts of this case and Mr. Williams'
 18 claims, we discovered that Mr. Williams was actually
 19 placed on the sex offender registry in 2012.

20 In 2000 -- let's see. At some point in his
 21 incarceration, Your Honor, Mr. Williams was transferred
 22 from DJJ to the South Carolina Department of
 23 Corrections. And there's a document attached to the
 24 memorandum that appears to reflect that a transfer
 25 occurred in June of 2010.

1 In 2012, Mr. Williams completed his sentence with
2 SCDC and was released. And in connection with that
3 release, Mr. Williams executed paperwork acknowledging
4 that he was going to be placed on the sex offender
5 registry.

6 And, Your Honor, that paperwork is attached to
7 the affidavit of Ms. Vicky Lindler, who is the records
8 management supervisor at South Carolina Department of
9 Corrections. And, Your Honor, I will point out that the
10 documents that were attached to the affidavit of Ms.
11 Lindler and produced in connection with our memorandum
12 in support of summary judgment, are the documents that,
13 that we're relying on.

14 However, when I served Mr. Williams with a copy
15 of the motion and memo, I sent him a complete copy of
16 his incarceration records, as authenticated by Ms.
17 Lindler. So, just so Your Honor's aware of that,
18 because you'll note the affidavit indicates that she's
19 authenticating 104 documents. And just wanted the
20 record to reflect that I have sent Mr. Williams a
21 complete copy of those records in case he wishes to rely
22 on any of those in opposition to this motion.

23 Your Honor, the documents attached to the
24 affidavit of Ms. Lindler include a Notice of Sex
25 Offender Registry Form, wherein, Mr. Williams initialed

1 a number of provisions acknowledging his notice of
2 certain provisions of the statute. And then signed that
3 document, on the third page of that document. And that
4 was completed in December of 2012.

5 So, Your Honor, it's our position that Mr.
6 Williams certainly had notice that someone was going to
7 attempt to place him on the sex offender registry, and
8 he had that notice in 2012, in December 2012.

9 He certainly had his commitment order from 2008,
10 indicating that he was not supposed to be placed on the
11 sex offender registry. So, he certainly could have
12 expressed an objection to placement on the sex offender
13 registry in 2012, when asked to fill out this paperwork.

14 So, Your Honor, it would be our position that his
15 clock, with regard to the statute of limitations, the
16 two year statute of limitations provided by the Tort
17 Claims Act, would have expired in 2012, and clearly
18 expired long before the filing of his complaint in 2020.

19 Your Honor, as an additional ground, it's our
20 position that the Sheriff's Office and the South
21 Carolina Department of Corrections are simply not the
22 proper parties from which to seek relief for any errors
23 related to the sex offender registry. Whether it be
24 placement of information on the registry or registration
25 on the registry.

1 As Your Honor is I'm sure aware of Section
2 23-3-400 of the South Carolina code is the statutory --
3 sets forth the statutory theme for the sex offender
4 registry. And it specifically provides that the
5 registry is under the direction of the chief of the
6 State Law Enforcement Division and shall contain the
7 information the chief considers necessary to assist law
8 enforcement in the location of persons convicted of
9 certain offenses.

10 And it -- and I'm referring to section
11 23-3-410(a) for the record, which also states that SLED
12 shall develop and operate the registry to collect,
13 analyze, and maintain information. Make enforcement
14 available to every enforcement agency in the state and
15 in other states. And this is the important part: And
16 establish a security system to ensure that only
17 authorized persons may gain access to information
18 gathered under this article.

19 Your Honor, it's our position that SLED is the
20 operator of the sex offender registry. Information may
21 be gathered by the Department of Corrections and
22 provided to SLED to be used in connection with operating
23 a sex offender registry. But, but the South Carolina
24 Department of Corrections is not ultimately responsible
25 for looking into a person's qualifications or

1 requirement to be on the sex offender registry as, as
2 Mr. Williams argues in his complaint. And while it's
3 certainly unfortunate that if Mr. Williams was placed
4 on the sex offender registry and shouldn't have been,
5 pursuant to the commitment order, that's certainly
6 unfortunate. But the time for him to seek some sort of
7 remedy for that error has passed.

8 And it's our position that his claims are time
9 barred, and that the Department of Corrections and the
10 sheriff's office are entitled to summary judgment as to
11 his claims in this case, Your Honor. Thank you.

12 THE COURT: Let me ask you this, Mr. Arthur. You
13 mentioned he was -- delivered the papers back in '08.
14 Signed or Mr. Williams allegedly signed certain
15 documents upon his release in 2012, notifying him of
16 being placed on the registry. Was there some subsequent
17 notice that Mr. Williams is currently incarcerated and
18 he's appearing today virtually from, I guess -- are you
19 in Florence County here, Mr. Williams; is that right?

20 MR. WILLIAMS: Yes, sir.

21 THE COURT: Okay. Was he subsequently convicted
22 by plea or a trial of an offense after his release in
23 2012 that warranted -- that allegedly warranted him
24 being placed on the registry?

25 MR. ARTHUR: Your Honor, I'm not aware of that.

1 THE COURT: Okay.

2 MR. ARTHUR: I -- he is not -- my understanding
3 is, is that he is currently detained on an offense that
4 might ultimately require him to be placed on a sex
5 offender registry, but those charges have not been
6 disposed of yet. That -- they are not related to this,
7 this particular action in any way. So, Your Honor, it's
8 not, it's not our position that he was legitimately
9 placed on the sex offender registry at a later date, if
10 that's what you're asking.

11 THE COURT: Okay. All right. Anything else at
12 this time, Mr. Arthur, before I turn to Mr. Williams?

13 MR. ARTHUR: No, Your Honor.

14 THE COURT: Okay. All right. Mr. Williams, be
15 happy to hear from you, sir.

16 MR. WILLIAMS: All right. Your Honor, can you
17 hear me? Can you hear me well?

18 THE COURT: Yes, sir.

19 MR. WILLIAMS: All right. The paperwork that
20 he's stating to in 2012 that I signed, it was notice of
21 the Sex Offender Registry Act and that I was to report
22 to the sheriff's office to register. I was a juvenile
23 and I did not know where the sheriff's office was
24 located because I never got into any adult trouble.

25 So, when I got out, I talked to my probation.

1 officer, which was at the Forest College Judicial Center
2 [sic]. And my probation officer, you know, she must
3 have had my file, you know, because I knew I wasn't
4 never supposed to be placed on the registry because the
5 judge talked to me and told me he was not going to make
6 me register.

7 I argued. I put up a defense, and SCDC, they
8 told me, if you don't sign this paperwork, you was not
9 going to be released. So I signed the paperwork, and I
10 knew that it'll be worked out, because the judge told me
11 in my face in the courtroom in front of everybody that I
12 was not placed on the registry.

13 And then when I got out, I went and talked to my
14 probation officer and she told me that she didn't hear
15 nothing about me having to register. She said that I
16 didn't have to register. And I went and I was on parole
17 from 2012, December 9th, 2012, until my 21st birthday in
18 2014. I never had to register. I was on parole. My
19 probation -- parole officer, I went and reported to her.
20 Faithfully, she never sent out no registry.

21 And I talked to her about the registry, and she
22 said I didn't have to register, so I was never placed on
23 the registry. So I thought it was nipped in the -- I
24 thought it was over with. You know, I ain't knew
25 nothing about the Florence County Detention Center

1 because I've never been here before.

2 So, I went 2012, 2013, 2014, 2015, '16, and '17,
3 I was never placed on the registry. And then in 2018,
4 Chad Collins sent an officer to me, and I was telling --
5 I didn't know nothing about the law or how they were
6 saying that if the judge made a finding on the record
7 that you weren't supposed to be placed on it.

8 So I told the officer, I said, officer, man, the
9 judge told me, man, to my face that I was not to be
10 placed on the registry. Officer, he like, you've got to
11 go up to there to the Florence County Detention Center,
12 and if you don't, then the next time I see you, I'm
13 gonna arrest you. So, I took to the -- the officer
14 called somebody, and the person where he called, they
15 verified that I wasn't to be placed on the registry.
16 So, he told me, he say, the officer told me this, it's
17 the officer doing it, they said that I'm okay. And he
18 never gave me a problem after that.

19 So, I got booked in on trespassing. And then
20 Chad Collins came back to me. Chad Collins say I needed
21 to speak with you. And then I told Chad Collins -- I
22 was trying to tell Chad Collins -- like, I thought that
23 when I told Chad Collins I was DJJ, that he was gonna
24 automatically turn me awry and tell me not to even
25 register because it was over my 21st birthday. I didn't

1 know that I could be placed on the registry after 21 or
2 anything that -- after that 21st birthday could be held
3 on me.

4 So, when I told Chad Collins, I said, I'm 21
5 years old. I'm over 21 years old. Chad Collins say,
6 oh, that's okay, you could still go on the registry.
7 And he turned the computer towards me and showed me that
8 once he clicked his button -- this was in 2018. He told
9 me once he clicked this button, that it would be
10 juvenile release where nobody would be able to see it on
11 the internet.

12 So I told Chad. I said, Chad, you might want to
13 check with the officer that you sent -- that notified
14 me, because the officer already checked into this and he
15 said that the people said that I was okay. That I ain't
16 had to register. So he was like, well, you've got to
17 get his name. He said, you get his name, his first name
18 for me, and this and that.

19 So, he said I'm gonna call SLED. He was looking
20 for a sentencing sheet. And he was like, I don't see
21 nothing on your sentencing sheet, but the sentencing
22 sheet was the wrong sentencing sheet. So he was saying
23 that he was gonna call SLED because my case was a
24 juvenile case.

25 He was like, I'm gonna call SLED and see how do I

1 get your paperwork, because he said that my file was
2 sealed and confidential. Before that, they put the file
3 in the computer. He said it was in a warehouse or
4 something like that. So he -- that was in June 2018.
5 So he registered me in June 2018. And he gave me a
6 re-register date. He told me to come back and
7 re-register.

8 And so I came back and I asked somebody, said --
9 I didn't know the law. I didn't know nothing about -- I
10 was a juvenile. I was released and I didn't understand
11 the law and I didn't study the law when I got out, so I
12 didn't know the law. So all I ---

13 THE COURT: Mr. Williams, let me ask you a couple
14 of questions, okay?

15 MR. WILLIAMS: Yes, sir.

16 THE COURT: Now, you're currently in Florence
17 County Detention Center; is that right?

18 MR. WILLIAMS: Yes, sir.

19 THE COURT: Okay. When you were incarcerated
20 back in 2008 --

21 MR. WILLIAMS: Yes, sir.

22 THE COURT: -- was that as a result of some
23 charges here in Florence County?

24 MR. WILLIAMS: Yes, sir. Yes, sir.

25 THE COURT: Okay. Let's see. And how old -- how

1 old were you back in 2008?

2 MR. WILLIAMS: Fourteen-and-a-half to 15 years
3 old.

4 THE COURT: Okay. Now, I noticed that you're
5 currently incarcerated, okay?

6 MR. WILLIAMS: Yes, sir.

7 THE COURT: Without telling -- I don't want you
8 to say anything about why or any facts as it relates to
9 your incarceration, but why are you in Florence -- what
10 kind of charges are you in on right now?

11 MR. WILLIAMS: Man, I was -- actually there was a
12 string of this. In 2018, when they registered me, man,
13 my family, I was staying with my daddy. And my daddy
14 stayed with his mom. So, when they registered me, Chad
15 Collins went to verify my address.

16 THE COURT: Well, now, my question is what
17 charges are you in on right now?

18 MR. WILLIAMS: I was homeless. I was homeless
19 and I got caught in an abandoned building.

20 THE COURT: Okay. Now, let me ask you this,
21 okay? Tell me, and it may be in the paperwork that I
22 haven't had a chance to look at yet, but give me your
23 full name, Mr. Williams.

24 MR. WILLIAMS: Dominique Maurice Jackson
25 Williams.

1 THE COURT: Okay, hold on a second. I'm gonna
2 write that down, okay?

3 MR. WILLIAMS: Okay.

4 THE COURT: Dominique Maurice Jackson Williams?

5 MR. WILLIAMS: Yes, sir.

6 THE COURT: Okay. And give me your date of
7 birth, Mr. Williams.

8 MR. WILLIAMS: June the 1st, 1993.

9 THE COURT: Okay. All right. I'm gonna tell you
10 what I'm gonna do, Mr. Williams. I'm gonna look into
11 this a little bit more closely on this registration or
12 you having to register as a sex offender. I'm gonna
13 look into it. I have the ability to maybe get some
14 stuff that Mr. Arthur could not get, but I'm gonna look
15 into this a little bit more closely, okay?

16 MR. WILLIAMS: Okay.

17 THE COURT: And, let me ask you this, Mr. Arthur.
18 And I know this probably -- I know court reporters
19 aren't required to keep stuff but so long and
20 transcripts and whatnot. Were you able to get any kind
21 of transcripts for anything from '08 and '12, or did you
22 specify ---

23 MR. WILLIAMS: I was ---

24 THE COURT: I'm sorry, go ahead, Mr. Williams.

25 MR. WILLIAMS: I was trying, I was trying to get

1 the transcript back when Chad Collins told me he was
2 gonna look into the incident. The reason why I filed
3 the lawsuit on the sheriff's department is because, you
4 know, first of all, he told me he was gonna help me get
5 off of the registry. And he sat -- I sat on the
6 registry for 18 months --

7 THE COURT: Okay.

8 MR. WILLIAMS: -- And he didn't do nothing to
9 help me get off.

10 THE COURT: Well, I'm gonna look into it a little
11 bit more, Mr. Williams. Did you hear what I asked Mr.
12 Arthur?

13 MR. WILLIAMS: Well, I was about to ask ---

14 THE COURT: Hold on, Mr. Williams. Hold on.
15 I'll come back to you in a second, okay?

16 Mr. Arthur, did you try to get any kind of
17 transcripts from back in '08 when he was adjudicated or
18 subsequently committed in '08?

19 MR. ARTHUR: No, Your Honor, I have not requested
20 any copies of any transcripts. The commitment order
21 that he's referring to, was attached to his complaint.

22 THE COURT: Okay.

23 MR. ARTHUR: And it's my understanding that he
24 was represented by Guy Ballenger.

25 THE COURT: Okay.

1 MR. ARTHUR: I mean, not Guy. I don't know if it
2 was Guy.

3 THE COURT: Maybe Mike Ballenger.

4 MR. ARTHUR: It might have been that office.
5 Your Honor, I would point out that ---

6 MR. WILLIAMS: I would have ---

7 THE COURT: I'll come back to you, Mr. Williams,
8 okay? Just hold on a second.

9 MR. ARTHUR: Your Honor, Exhibit B to our
10 Memorandum in Support For Motion for Summary Judgment,
11 is an affidavit of Chad Collins, wherein he
12 authenticates a few records maintained by the sheriff's
13 office. And one of those is a copy of the State of
14 South Carolina sex offender registration form that has
15 offender information on it. And it provides some
16 information that I think is interesting and relevant to
17 this proceeding.

18 Mr. Williams claims that he was never placed on
19 the sex offender registry as a result of the paperwork
20 that he filled out in 2012. And it wasn't until he was
21 released in 2018 that he was placed on the sex offender
22 registry. However, if Your Honor will look at the first
23 document attached to the affidavit of Chad Collins, you
24 will see that it notes the initial registration date of
25 December 9th, 2012.

1 So, Your Honor, it's our position that Mr.
2 Williams certainly knew in 2012 that --

3 THE COURT: Okay.

4 MR. ARTHUR: -- he was agreeing to be placed on
5 the sex offender registry. He may -- he may have
6 opposed it at that time, and if he did, I would argue
7 that supports our motion that he knew that the
8 commitment order stated that he wasn't supposed to be on
9 the sex offender registry. He could have easily
10 contacted SLED and opposed it, or he could have reached
11 out to his lawyer or gotten another lawyer.

12 He has acknowledged on the record today, his
13 understanding of what the situation was in 2012. That
14 being, that he was filling out paperwork for the sex
15 offender registry, and that he claims he knew at that
16 time that he wasn't supposed to be on it.

17 THE COURT: Okay.

18 MR. WILLIAMS: I wasn't placed on it until the
19 paperwork that I signed was just notifying me that I had
20 one day to report to the sheriff to register. I was
21 never placed on the registry in 2012. December 9th
22 actually was a Sunday. If you look at that calendar for
23 2012, on December the 9th, it was a Sunday. So I was
24 never placed on the registry on December the 9th.

25 The paperwork that I filled out, it was, it was

1 basically notifying me to report. And that doesn't mean
2 that I was registered. They could -- they could have
3 made a mistake and said, okay, well, Mr. Williams,
4 you've got -- you're required to register.

5 But if they look into the, into the incident and
6 they find that commitment order, which was protocol, and
7 their duty to do so, then they could have said, well,
8 okay, hold on, maybe you don't have to register, and I
9 would have never been placed on the registry.

10 THE COURT: Okay.

11 MR. WILLIAMS: I was never placed on the registry
12 until 2018, by Chad Collins.

13 THE COURT: All right. Well, I'll look into it,
14 as I said, Mr. Williams. As it relates to defendant's
15 motion for Summary Judgment, I'll let you all know on
16 that. And as it relates to Mr. Arthur's motion to defer
17 mediation, I don't need to hear any argument on that.
18 That will be dependent upon what my motion or what my
19 ruling is on the summary judgment matter, okay?

20 MR. WILLIAMS: All right. Can I ---

21 THE COURT: And that will conclude this matter.

22 MR. WILLIAMS: I was about to say something else.

23 THE COURT: All right. One more thing. I've got
24 other lawyers waiting for the next hearing.

25 MR. WILLIAMS: Like I was saying, December 9th,

1 2012, I would request straight, like, proof that I was
2 actually placed on the registry by somebody at the
3 Florence County Detention Center in 2012 before you make
4 your decision. And they won't be able to present any
5 proof that nobody at the Florence County Detention
6 Center here placed me on no type of registry in 2012,
7 2013, '14, '15, '16, or '17. I was never placed -- I
8 was never placed on the registry until 2018. That's the
9 -- that's my argument on the time, as far as that one
10 saying they're arguing about the time.

11 As far as over the defendants, in law code
12 23-3-550 of the central sex offender registry, it
13 basically states that SLED will develop and maintain a
14 protocol manual to be used by the contributing agency.
15 So that's basically saying that SLED, you know, they
16 came up with rules for them to follow. They have duties
17 to follow those rules.

18 And you can, when you look into it, you will see
19 everything that SLED is mandating that they do. Like,
20 in the kidnapping part is two degrees under kidnapping.
21 If the Court make a finding on the register and then
22 says the parent that kidnapped the child, then they
23 don't have to go on the registry. And if their duty, if
24 SLED, if SLED -- it's the sheriff's department and it's
25 SCDC duty to know that.

1 When I was -- inside that paperwork that they
2 submitted, the Miranda [sic], there is a paper that DJJ,
3 when I was transferred in 2010, DJJ sent over a
4 paperwork clearly stating that I was not supposed to be
5 placed on the registry. I was supposed to send that to
6 you.

7 I don't know if you have all my paperwork, but
8 it's clearly stated that DJJ sent with me to prison a
9 paper stating not to put me on the registry. And it was
10 SCDC duty to take -- they can't hold me until my 21st
11 birthday without this commitment or -- so there's no way
12 you could have missed this, this ruling from the judge
13 if, if they come and tell you, well, are you holding him
14 until his 21st birthday? This is the paper that you
15 have to present.

16 And right below the sentence is the position that
17 the court has made which stated I was never supposed to
18 be placed on the registry. So ---

19 THE COURT: All right. Thank you, Mr. Williams.

20 MR. WILLIAMS: And I was ---

21 THE COURT: Mr. Williams, you're kind of saying
22 the same stuff over and over. I understand where you're
23 coming from. As I told you before, I'll take a look at
24 it and I'll let you all know, okay?

25 MR. WILLIAMS: All right.

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THE COURT: Thank you.

MR. ARTHUR: Thank you, Judge.

(Hearing concluded.)

--- THIS ENDS REQUESTED TRANSCRIPT ---

STATE OF SOUTH CAROLINA)
)
COUNTY OF FLORENCE)

Dominique Williams,)
)
Plaintiff,)
)
vs.)
)
South Carolina Department of)
Corrections and Florence County)
Sheriff's Department,)
)
Defendants.)
_____)

IN THE COURT OF COMMON PLEAS
C/A NO.: 2020-CP-21-01272

**ORDER GRANTING DEFENDANTS'
MOTION FOR SUMMARY JUDGMENT**

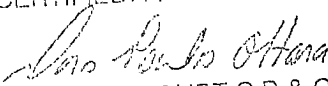
THIS MATTER COMES BEFORE THE COURT upon motion of the Defendants, pursuant to Rule 56 of the *South Carolina Rules of Civil Procedure*, for an Order granting summary judgment.

A hearing in this matter was conducted by this court on September 15, 2022 via WebEx. Present at the hearing were Samuel F. Arthur, III for Defendants and Plaintiff appeared *pro se*. After review of Defendants' motion, related submissions of the parties, and careful consideration of the arguments presented by counsel during the hearing, this court, for the reasons set forth below, agrees that Defendants are entitled to summary judgment and this matter should be dismissed.

Background

This is a civil action filed by a *pro se* Plaintiff claiming he was improperly enrolled on the South Carolina Sex Offender Registry ("SOR").

According to the Commitment Order Plaintiff attached to his original Complaint, on June 12, 2008, he was committed to the custody of the South Carolina Department of Juvenile Justice in connection with pleading guilty to the "crime of Armed Robbery, Kidnapping, Assault and Battery with Intent to Kill, Grand Larceny Greater Than Five Thousand Dollars, Possession of a Weapon During the Commission of a Violent Crime, and Conspiracy."

CERTIFIED: A TRUE COPY

CLERK OF COURT C.P. & G.S.
FLORENCE COUNTY, S.C.

Plaintiff's Amended Complaint alleges that on June 12, 2018, he was wrongly registered as a sex offender for his juvenile record. Plaintiff further alleges he was 25 years old at that time; that he did not understand why he was being registered at 25 years old; and that he informed both defendants that he "was DJJ and they could not punish me after my 21st birthday." He claims both Defendants showed gross negligence by "not looking into" this wrongdoing and that he was harmed as a result.

Defendants concede that the Commitment Order relied on by Plaintiff provides that he was not supposed to be required to register as a sex offender as part of his guilty plea to Kidnapping in 2008. However, Defendants assert the records of Plaintiff's incarceration reveal Plaintiff was actually initially placed on the Sex Offender Registry ("SOR") on or about December 9, 2012 and that Plaintiff completed paperwork on December 9, 2012 acknowledging that he was being placed on the SOR at that time. Accordingly, Defendants assert Plaintiff had notice of his placement on the SOR as early as December 9, 2012 and that his claims in this case, originally filed May 18, 2020, are therefore time barred and should be dismissed.

Summary Judgment Standard

Summary judgment will be granted when a moving party demonstrates that no genuine issues of material fact exist and that party is entitled to judgment as a matter of law. Rule 56(c), SCRPC. In determining whether any genuine issues of fact exist, the court must view both the evidence and all reasonable inferences able to be drawn from the evidence in the light most favorable to the non-moving party. Simmons v. Tuomey Regional Medical Center, 341 S.C. 32, 39, 533 S.E.2d 312, 316 (2000). Nonetheless, the court must search the proof to ascertain whether it discloses a real issue, rather than a formal, perfunctory, or shadowy one. Saluda Motor Lines v. Crouch, 300 S.C. 43, 46, 386 S.E.2d 290, 292 (Ct.App.1989). The presence of a factual dispute is

not enough to preclude summary judgment; the issue must be one which a party is entitled to litigate. Id. “In order to resist a motion for summary judgment, the nonmoving party must come forward with specific facts showing genuine issues necessitating trial.” Nationsbank v. Scott Farm, 320 S.C. 299, 303, 465 S.E.2d 98, 100 (Ct.App.1995).

The moving party need not support his motion with affidavits or other similar materials negating the opponent’s claim. Once the moving party carries its initial burden, the opposing party “may not rest upon the mere allegations or denials of his pleading, but his response . . . must set forth specific facts showing that there is a genuine issue for trial.” Midland Mut. Life Ins. Co. v. Harrell, 331 S.C. 394, 397-98, 503 S.E.2d 189, 190-91 (Ct.App.1998) *reh’g denied* (Aug. 1998), *cert. denied* (Apr. 1999).

Applicable Law

South Carolina Code § 15-78-110 provides that an action brought pursuant to the South Carolina Tort Claims Act “is forever barred unless an action is commenced within two years after the date the loss was or should have been discovered....” S.C. Code Ann. § 15-78-110 (1976 & Supp.).

Findings of Fact and Conclusions of Law

In this case, the record is clear from the documents provided by FCSO and SCDC that Plaintiff knew on December 9, 2012 that he was being placed on the SOR. Accordingly, to the extent Plaintiff may have had a claim that his placement on the SOR was inconsistent with the terms of the Commitment Order related to his 2008 conviction, the two-year clock started running on said claim on December 9, 2012 and expired on December 9, 2014. As such, Plaintiff’s initial filing of a complaint on May 18, 2020, alleging erroneous placement on the SOR, is clearly time barred and Defendants are entitled to summary judgment as to same.

Additional Sustaining Grounds

Even if Plaintiff's Complaint had been timely filed, these Defendants would still be entitled to summary judgment because neither of them are legally responsible for entry or maintenance of the South Carolina Sex Offender Registry.

Pursuant to S.C. Code Ann. Section 23-3-420 (2007 & Supp. 2020), the South Carolina Law Enforcement Division ("SLED") is responsible for establishing the methods and manner of entry and storage of SOR information. *See* S.C. Code Ann. Section 23-3-420 (2007 & Supp. 2020); *see also* Powell v. Keel, SLED, and The State of South Carolina, 433 S.C. 457, 860 S.E.2d 344. Furthermore, SLED is charged with the creation of regulations for the implementation of the provisions of the South Carolina Sex Offender Registry Act ("SORA"), S.C. Code Ann. §§ 23-3-400 to -555 (2007 & Supp. 2020), including the development and operation of the SOR. *Id.*

In this case, Plaintiff claims his information was placed on the SOR because of his kidnapping conviction without regard for, and in violation of, the commitment order relating to said conviction that included a provision indicating Plaintiff would not be required to register as a sex offender. While SCDC records appear to indicate Plaintiff completed paperwork related to SOR registration in 2012, there is no evidence that anyone at SCDC was actually responsible for verifying that Plaintiff was indeed required to register for the SOR or actually responsible for placing Plaintiff's information on the SOR, much less that he or she was grossly negligent in discharging any such responsibility.

Furthermore, regardless of any actions of SCDC employees with respect to gathering Plaintiff's information and providing same to SLED, the law is clear that SLED is ultimately responsible for ensuring that the information placed on the SOR is accurate and verifying that individuals registering for the SOR are indeed required to do so. Thus, Plaintiff in this case is not able to establish that any SCDC employee was grossly negligent simply by gathering information

from Plaintiff and providing same to SLED for review, verification, and possible entry upon the SOR.

Similarly, Plaintiff has not established that any FCSO employee was grossly negligent in connection with the entry of his information upon the SOR. At best, Plaintiff's allegations, if true, establish that an FCSO employee or employees were instrumental in the process of Plaintiff being removed from the SOR and there is simply no evidence that anyone at FCSO was involved in the gathering of information from Plaintiff related to his initial registration in 2012 or that anyone at FCSO had anything to do with Plaintiff's information initially being placed on the SOR.

While Plaintiff's allegations, if true, are indeed unfortunate, there is simply no evidence that any employee of SCDC or FCDC was responsible for the improper entry of Plaintiff's information on the SOR, much less that any employee of either entity knew or should have known of the exemption provision in the Commitment Order at the time of Plaintiff's initial registration in 2012. Furthermore, the statutory scheme that created the SOR verifies that neither SCDC nor FCDC are responsible for the development and operation of the SOR. Therefore, SCDC and FCSO are not the proper entities to be named as defendants for the claims brought by Plaintiff in this case and they are both entitled to summary judgment and dismissal of Plaintiff's Complaint.

Conclusion

Rule 56 of the *South Carolina Rules of Civil Procedure* specifically provides for relief to a party when there is no genuine issue as to any material fact and applicable law weighs in favor of a specific party. In such a case, the moving party is entitled to judgment as a matter of law. The Amended Complaint in this case fails to raise any genuine issue that Plaintiff is entitled to the relief sought and the law weighs in favor of Defendants.

THEREFORE, for all the foregoing reasons, this court finds that Defendants are entitled to judgment as a matter of law, GRANTS Defendants' Motion for Summary Judgment, and dismisses this action with prejudice.

IT IS SO ORDERED!

The Honorable D. Craig Brown
Chief Administrative Judge
Twelfth Judicial Circuit

Florence, South Carolina

October ____, 2022

(34715)



Florence Common Pleas

Case Caption: Dominique Williams VS Department Of Corrections South Carolina ,
defendant, et al
Case Number: 2020CP2101272
Type: Order/Summary Judgment

IT IS SO ORDERED

s/D. Craig Brown (2160)

Electronically signed on 2022-10-26 14:31:14 page 7 of 7

ATTESTED: A TRUE COPY
Donna Pennington Ottens
CLERK OF COURT C.P. & G.S.
FLORENCE COUNTY, S.C.

State of South Carolina
Court of Appeals

Dominique Williams

VS

FCSD and SCDC

Florence County Sheriff dept.

and

South Carolina Dept of Corrections

) In the Court
) OF Appeals

) Appeal From
) the Florence
) County Common
) Pleas court

) Appeal #
) 2022-001750

) Caption:
) plaintiff's
) opposing Motion
) For summary
) Judgment

The Following is a Copy of the
Plaintiff's opposing Motion For Summary
Judgment.

1-25-24

S/D = Wee
Dominique Williams

State of South Carolina
County of Florence

In the Court of Common Pleas
Case # 2020-CP-21-01272

FILED

2022 APR -4 PM 2:42

Dominique Williams
Incarcerated at Prose Plaintiff
Florence County Detention
Center Currently
6719 Friendfield Rd, Effingham SC 29541
VS

DORIS POULOS O'HARA
CLERK OF COURT
C.P. & G.S.
FLORENCE COUNTY, S.C.

OPPOSING Motion
for Summary
Judgement

South Carolina department of
Corrections and Florence County
SHERIFF OFFICE
Defendants.

CERTIFIED: A TRUE COPY
Doris Poulos O'Hara
CLERK OF COURT C.P. & G.S.
FLORENCE COUNTY, S.C.

To: Attorney for above defendants, Samuel F Arthur III
you will please take notice that the above Pro Se Plaintiff Move
to respond to defendant's motion for Summary Judgement. Inside
my response I will state my objections to this motion for
summary judgement, and I will show the courts that there
is a genuine issue of material fact in dispute. I also will
provide laws and statutes that support this genuine issue. These
codes of law that will be presented inside this motion clearly
states the facts of my case, and after review of these codes
of law I ask the courts to rule in Plaintiff's favor by
not dismissing my claim vs Florence County Sheriff Office and
South Carolina Department of Corrections. Also in this opposing
to defendant's motion I will explain how my lawsuit is
not time barred, I also will provide clear and convincing
evidence that my claim is not time barred. I will do
this by providing codes of laws and laws that can clearly
show why the judge should rule in Plaintiff favor and
not dismiss claim due to the allegations made in the

Argument on Claim being Time Barred -

CERTIFIED: A TRUE COPY
CLERK OF COURT C.R. & G.E.
FLORENCE COUNTY

The defendants will argue that my claim is time barred because CDC made me sign a paper in 2012, saying that I was required to register with the County I resided in within 1-3 days after my release. I would like the courts to know that CDC is not a registry Agency and do not actually register people. I am required to register as sex offenders, SCDC is the agency that gives written/verbal notice to offenders that they must register with their County Sheriff's Office after release. This protocol is known as Notification of Sheriff of Offender's release, Probation or change of residence! Juvenile offenders. The Law code for this protocol is Code 23-3-440.

Prior to me signing this paper in 2012 I notified SCDC that this was an error because I was a Juvenile. At that point it was inside the scope of duty for SCDC to locate my juvenile commitment order and look into this matter being a wrongdoing because I was in their custody. Instead of doing so, SCDC informed me that if I did not sign this paper that I would not be released. SCDC informed me that any issue I had with the matter could be taken up with Florence County Sheriff's Office. This act was an act of grossly negligence. This act of Grossly Negligence did not result in me being injured until 2018 when I was officially placed on the sex offender registry by Chad Collins, of the Florence county sheriff office. I have proof that I can't present to the court because I'm currently incarcerated at Florence County detention center. The proof shows that I was released in 2012 but was never actually registered until 2018 and that my parole was finished in 2014 after I turned 21 yrs of age. I am further supporting that my life was not affected by the laws of the sex offender registry until this wrongdoing in 2018. After I was released in 2012 I spoke with Parole officer Mr. Bird and he advised me that he had heard no such thing of me being required to register, and not to worry about the registry, I then continued on with my juvenile Parole term from 2012 - 2014. Then in 2018 this wrongdoing of wrongful registering me as a sex offender blind-sided me 6 years later! This is a

The statute of limitation clearly states that Plaintiff has 2 years from the date of injury to file claim. And in my case I served both defendants with notice of intent to file suit in Feb 2020. This would toll that statute. My injuries were not suffered until I was placed on the sex offender registry in 2018. I suffered and currently suffer mental anguish from this incident and believe that I will need to continue mental health treatment once I'm released from the Florence County Detention Center. I suffered mental anguish the whole 18 months I was wrongfully registered as a sex offender. I went to treatment for another 18 months at the Florence Pee Dee Mental Health. MS Jevohnia was my counselor for that treatment. I think I will resume treatment for medication in the future to help me deal with this mental anguish caused by being wrongfully registered as a sex offender. But it's not all bad. After treatment for 18 months I saw a change for the better in my life, but it's just that I'm still having problems in my social life, connecting with people and have not had a girl friend because I'm too withdrawn from people because of this wrong doing. People say I act weird and girls don't like it neither. I have not had a girlfriend in over 3 yrs because I'm scared to talk to girls after being registered as a sex offender, and it continues to be a problem for me. It's hard to talk to people.

This tragedy that caused my life to go down hill could have been prevented between 2012-2018 by either SCDC or FCSB by locating my juvenile commitment order, which was obtainable by both defendants under Law 63-19-2020 confidentiality under the Juvenile Justice Code. This is stated in the Confidentiality section of the Juvenile Justice Code. This means there is a genuine issue of material fact dispute because both defendants showed grossly negligent behavior not locating this information/commitment order. This negligence

Florence County Occurance Occured when I remained on the sex offender registry For 18 months, when they could have obtain the commitment order within 1-7 days 18 months was too long and is considered grossly Negligen by Florence county Sheriff OFFICE.

SCDC role in this wrongful registration as a sex offender in 2018 Occured when, After I notified them that I was D.J.J they refused to look into the matter before making me sign the Paper in 2012. It was in their scope of duty, because I was in their custody) to locate this commitment order. IF doing so they could have prevented this whole wrongful regristration as a sex offender in 2018. They refused to look into this matter and I was wrongful registered as a sex offender and injured years later. This support my argument that my Claim is not time barred, because I was not injured until being placed on the sex offender registry in 2018. I am sueing both defendants for being wrongfully registered as a sex offender in 2018. And SCDC's grossly negligent act could have been prevented From 2012-2018 but it was not and this led to me being injured in 2018. So my Claim is not time barred and I ask Judge to rule in my favor but not dismissing my Claim

The Defendants wont be able to argue my case and Points because I was never registered until 2018 This paper that they are referring to is Protocal for SCDC and is called NOTIFICATION OF Sheriff Code 23-3-440 This Protocal dose not mean I was registered This protocal is to verbal / written notify an offender that he/she must register with their County Sheriff office within 1-3 days after release. From the date of signing on that Paper to the actual registry and reregistry date is time that both defendants could have used to prevent this wrongdoing but nothing was done. This grossly negligence led to me being injured in 2018 this would start the 2 year clock on statute SF 2 years to bring a claim agianst a govermental agency.

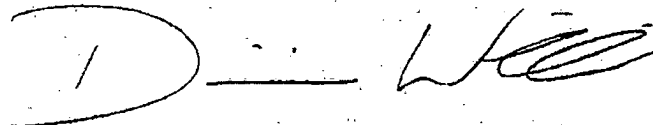
With this argument I have clearly stated a genuine issue of Material Fact and addressed the Complaint made by defendants on Statue of limitation and my claim being time barred. so I ask the Judge to rule in Plaintiff's favor by not dissmising My amended Complaint. Law codes 23-3-440: Notification of Sherriff and 63-19-2020 confidentiality; Juvenile Justice Code will support this opposing motion to the defendant's motion For summary Judgment, And should leave the Judge with one question. How are these the ...

6

ALSO I ask Courts to continue with a decision on the Motion for summary judgment in my absence.

I can not appear at the hearing because I am currently incarcerated at the Florence County Detention Center. Although IF the courts send the Jail a request for me to be in court, the Jail said they will transport me to court. But only IF the Courts send a request for me. Can the Courts send the Jail a request so they can transport me, to the court date? or can the Courts use MY opposing Motion as MY presence?

Signature for Opposing Motion
to motion For Summary Judgment

 3-30-22

Dominique Maurice Jackson Williams

I certify that I am the person
who are submitting above
documents to the Clerk of Court

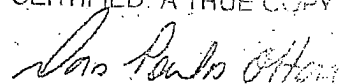
Case # 2020-21-CP-01272

FILED

2022 APR -4 PM 2:42

DORIS POULOS O'HARA
CLERK OF COURT C.P. & G.S.
FLORENCE COUNTY, S.C.

CERTIFIED: A TRUE COPY


CLERK OF COURT C.P. & G.S.
FLORENCE COUNTY S.C.

Certificate of Service

I the Plaintiff of Case #2020-CP-21
01272 do hereby Certify that I Served
the forgoing ~~Opposing~~ Motion to Defendants
Motion for Summary Judgement by
Personally depositing same in a United
States Postal Service box, Postage Prepaid
addressed to defendants Attorney on this
30th day of March 2022

Samuel F Arthur III

Aiken bridges law firm
181 E. Evans St Suite 409
Florence SC 29506

Case #
2020 CP 21 01272

S/D-Will
Dominique Williams
March 30 2022

DORIS FOULOS O'HARA
CLERK OF COURT C.P. & G.S.
FLORENCE COUNTY S.C.

2022 APR -4 PM 2:42

FILED

CERTIFIED: A TRUE COPY
[Signature]
CLERK OF COURT C.P. & G.S.
FLORENCE COUNTY S.C.

Certificate of Service

I plaintiff of case 2020 CP 21 01272
 Dominique M.J. Williams vs SCDC and FCSO
 do by hereby certify that I have served
 the forgoing opposing motion for Summary
 judgement by personally depositing same
 in a United States Postal Service Mailbox
 Postage Prepaid addressed to the defendants
 attorney. Listed below on this 30th day of
 March

Samuel F Arthor, III
 181 E. Evans St Suite 409
 Florence SC 29506

2022 APR -4 PM 2:42
 DORIS POULOS CHARRA
 SC CP & G.S.
 FLORENCE COUNTY, S.C.

FILED

CERTIFIED: A TRUE COPY
Doris Poulos Charra
 CLERK OF COURT C.P. & G.S.
 FLORENCE COUNTY, S.C.

S/D *Dominique Williams*
 Dominique Williams

In carcerated
 6719 Friend Field rd
 Florence SC 29501

State of South Carolina
Court of Appeal

Dominique Williams

VS

Florence County Sheriff dept

and

South Carolina Dept of Corrections

) IN the Court
) OF Appeals

) Appeal From
) Florence County
) Common Pleas
) Court

) Appeal #
) 2022-001750

) caption:

) Amended Complaint

The Following is suppose to be a copy
of the plaintiff's Amended Complaint but
the lower courts sent me a copy
of the original Complaint. Due to
a short dead-line I am forced to
proceed with what the lower courts
sent me.

S/D - Williams

Dominique Williams

1-25-24

5-11-20

STATE OF South Carolina,
County OF Florence

IN the Court of
Common Pleas

Complaint

Dominique Williams
1102 Fieldale Rd
Florence SC 29501
(843) 206-1816
VS.

Plaintiff,
Pro se

Case NO. 20-2 CP211272

South Carolina Dept. of corrections)
Florence County Sheriff Dept)
Defendant)

CERTIFIED: A TRUE COPY
[Signature]
CLERK OF COURT C.P. & G.S.
FLORENCE COUNTY S.C.

I am notifying you of this complaint and
you have 30 days to reply.
[Signature]

On June 12th 2018 I was wrongly registered as
a sex offender for my juvenile record. At the time
I was 25 years old and did not understand why I
was being registered at 25 years old. I informed
both defendants that I was DJJ and they could not
punish me after my 21st birthday. Both defendants
showed gross negligence by not looking into this
wrongdoing. As a result I was wrongly registered
as a sex offender, as a result of this wrongdoing
I lost my ambition and motivation to reach my
dream that was promised to me because of embarrassment
and shame. Also I battled/suffered mental conditions
due to this wrongdoing. I'm asking to be compensated
for my pain & suffering. I want both defendants to
pay for every day I was wrongly registered as sex offender.

Date: 5-18-20

Dij W [Signature]

State of South Carolina
in the Court of Appeal

Dominique Williams

vs

FCSD and S.C.D.C

) in the Court
) of Appeals

) Appeal From
) Florence County
) Common Pleas Court

) Appeal #
) 2022-001750

) Plaintiff's
Commitment order.

The following is a copy of the
Plaintiff's DJJ Commitment order A.K.A
sentencing sheet to show that Plaintiff
was never suppose to be registered
in 2018 by Florence County Sheriff
department.

1-25-24

S/D-Will

Dominique Williams

STATE OF SOUTH CAROLINA
COUNTY OF FLORENCE
IN THE INTEREST OF
DOMINIQUE WILLIAMS

EVIDENCE

IN THE FAMILY COURT
TWELFTH JUDICIAL CIRCUIT
08-JU-21-64

5

**COMMITMENT ORDER
(DJJ)**

HEARING DATE: 6/12/2008 ATTORNEY FOR SOLICITOR David A. Richardson, Jr.
JUDGE Jerry D. Vinson, Jr. ATTORNEY FOR JUVENILE Guy Ballenger
COURT REPORTER Sara Snipes

On 5/21/2008, a ~~verbal~~ petition was filed in this Court by David A. Richardson, Jr. alleging that Dominique Williams was a delinquent child in that he in Florence County on 1/4/2008 did commit the crime of Armed Robbery Kidnapping Assault and Battery with Intent to Kill Grand Larceny Greater Than Five Thousand Dollars Possession of a Weapon During the Commission of a Violent Crime Conspiracy in violation of Section(s) 16-11-330(A) and 16-1-60 16-9-310 and 16-1-60 16-3-620 and 16-1-60 16-13-30(B)(2) 16-23-490 16-17-410 Code of Laws of South Carolina (2003):

AN ADJUDICATORY HEARING was held on the June 12, 2008, and Pursuant (x admitted guilt to) / (a hearing on the merits), the above-named child was found upon proof beyond a reasonable doubt to be delinquent, for having committed the crime of Armed Robbery and Kidnapping in violation of Section(s) 16-11-330(A) and 16-1-60 16-9-310 and 16-1-60 Code of Laws of South Carolina (2003).

A DISPOSITIONAL HEARING was held on 6/12/2008 and as a result thereof, I find Dominique Williams is a suitable person to be committed to the South Carolina Department of Juvenile Justice.

Therefore it is,
ORDERED, ADJUDGED AND DECREED in the best interest of Dominique Williams that (he)/(she) is hereby committed to the South Carolina Department of Juvenile Justice, which shall arrange for placement of this child in a suitable corrective environment, with said commitment being for an indeterminate period not to exceed the twenty-first birthday of said child, unless sooner released by proper authority, said commitment commencing upon his completion of or termination from the Georgetown Marine Institute. A specific finding was made by the Court that Dominique Williams shall not have to register as a sex offender as part of his plea to Kidnapping.

AND IT IS SO ORDERED:

June 12, 2008
Florence, South Carolina

**This was
There the
Whole time!**

FILED
JUN 12 PM 4:57
DOMINIQUE WILLIAMS
CCOR & GS
FLORENCE COUNTY, SC

CERTIFIED: A TRUE COPY
Sara Snipes Ottava
CLERK OF COURT - FAMILY COURT
FLORENCE COUNTY, S.C.

**This Paper is Proof that
Plaintiff should OF NEVER
been registered as a sex
OFFENDER**

State of South Carolina
In the Court of Appeals

) In the Court
| of Appeals

Dominique Williams
Plaintiff

vs

FCSD and SCDC
Defendants

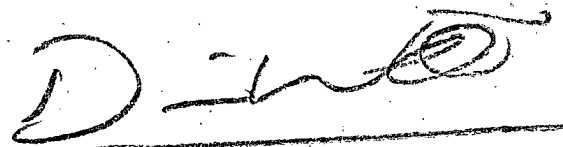
) Appeal From
| Florence County
| Common Pleas Court

) Appeal #
| 2022-001750

) order denying
| Plaintiff's Motion
| to Alter or Amend.

The Following is a copy of
the Judge's order denying plaintiff's
Motion to Alter or Amend, Even
After plaintiff tried to warn him
that 12-9-12 was a Sunday

1-25-24



Dominique Williams

STATE OF SOUTH CAROLINA

COUNTY OF FLORENCE

Dominique Williams,

Plaintiff,

v.

South Carolina Department of Corrections
and Florence County Sheriff's Department,

Defendants.

IN THE COURT OF COMMON PLEAS
TWELFTH JUDICIAL CIRCUIT

Civil Action No. 2020-CP-21-01272

**ORDER DENYING PLAINTIFF'S
MOTION TO ALTER OR AMEND
JUDGMENT AND MOTION TO
RECONSIDER**

On or about October 13, 2022, this Court signed an Order granting Defendant's Motion for Summary Judgment. On or about October 24, 2022, Plaintiff filed a Motion to Proceed In Forma Pauperis. On or about November 2, 2022, this Court granted Plaintiff's Motion to Proceed In Forma Pauperis. On or about November 2, 2022, Plaintiff filed a Motion to Alter or Amend Judgment. Upon review of the Plaintiff's Motion to Alter or Amend Judgment, this Court hereby denies Plaintiff's request.

Furthermore, on or about October 24, 2022, Plaintiff filed a "Notice of Appeal" with the Florence County Clerk of Court's Office. In his appeal, Plaintiff states that he "hereby appeals to the United States Court of Appeals for the Florence County. . . ." While Plaintiff's filing states it is a "Notice of Appeal" this Court has considered it as a Motion to Reconsider pursuant to Rule 59(e), SCRCF, along with Plaintiff's Motion to Alter or Amend Judgment. In light of this Court considering Plaintiff's "Notice of Appeal" as a Motion to Reconsider, Rule 59(e), SCRCF, this Court hereby denies Plaintiff's request. Any appeal from this Order shall be in compliance with the South Carolina Appellate Court Rules.

CERTIFIED: A TRUE COPY

David Paul Ottone
CLERK OF COURT C.P. & G.S.
FLORENCE COUNTY S.C.

IT IS SO ORDERED.

The Honorable D. Craig Brown
Presiding Judge

November _____, 2022
Florence, South Carolina



Florence Common Pleas

Case Caption: Dominique Williams VS Department Of Corrections South Carolina ,
defendant, et al
Case Number: 2020CP2101272
Type: Order/Other

IT IS SO ORDERED

s/D. Craig Brown (2160)

Electronically signed on 2022-11-16 09:17:05 page 3 of 3

CERTIFIED: A TRUE COPY
Donna Parks Ottens
CLERK OF COURT C.P. & C.
FLORENCE COUNTY, S.C.

State of South Carolina
In the Court of Appeals

Dominique Williams
Plaintiff

VS

F.C.S.D and S.C.D.C
Defendants

) In the Court
) of Appeals
)
) Appeal From
) Florence County
) Common Pleas Court

) Appeal #
) 2022-001750

) Defendant's
) Affidavit and
) Proof of Registration

The Following is a copy of the defendant's Affidavit that States the Plaintiff was registered by Florence County Sheriff department on 12-9-12 and also proof of registration in 2018 12-9-12 was a Sunday and there is no way this Affidavit could be true or supported by evidence. Plaintiff submit Proof of Registration in 2018 as evidence.
1-25-24.

S/D-Will
Dominique Williams

PROFF
OF
Registry

Evidence
PROFF OF Registry

State of South Carolina
SEX OFFENDER REGISTRATION
Offender Information Form

Print Date: 12/14/2018 2:35:28 PM

Verified Date: 12/14/2018

Current Appear By Date: 12/31/2018

Next Appear By Date: 6/30/2019

Verified Information: BI-ANNUAL TIER II REGISTRATION

Next Appointment Date:

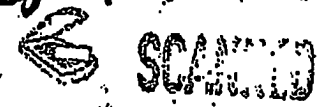
The defendants will not be able to show any proff that Plaintiff was placed on the Sex offender registry in 2012. They only will be able to show a registry and reregistry date in 2018 because this is when I was officially placed on the Sex offender registry. In 2012 Plaintiff was mistakenly required to register by SCDC.

I attest that the information that I have provided and listed above is accurate

so dated

12/14/18

EVIDENCE
 In 2012 was mistakenly required to register but was not officially registered until 2018
 State of South Carolina
SEX OFFENDER REGISTRATION
Offender Information Form Print Date: 12/14/2018 2:35:28 PM



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OFFENDER INFORMATION

Name: WILLIAMS, DOMINIQUE MAURICE JACKSON

SID: SC02081933 SSN: 251-91-8799

SRS Number: 1851087 DOB: 6/1/1993

FBI UCN: 884380TD3 SQDC #: 341120

NCIC Number: X362779287

Offender Type: JUVENILE TIER II

Status: JUVENILE-UNRELEASABLE



PHYSICAL DESCRIPTION

Gender: MALE Height: 6 FEET 0 INCHES Weight: 180 LBS

Hair Color: BLACK Eye Color: BROWN

Race: BLACK Ethnicity: NON-HISPANIC

Skin Tone: DARK BROWN

ADDITIONAL INFORMATION

POB State: SC POB Country: UNITED STATES OF AMERICA (USA)

Mobile Ph: 843-208-1818 Other Ph:

Mobile Ph 2: Other Ph 2:

Initial Registration Date: 12/9/2012 Term of Registration: LIFETIME REGISTRATION

Registration End Date: Registration Frequency: BI-ANNUAL

Registration Type: STANDARD Passport Number:

Immigration ID:

Immigration Status:

ALIASES

First Name	Middle Name	Last Name	Suffix
MAURICE		JACKSON	
DOMINIQUE		WILLIAMS	
DOMINIQUE	MAURICE	WILLIAMS	
DOMINIQUE	MAURICE J	WILLIAMS	
DOMINIQUE		WILLIAMS	

SCARS, MARKS, TATTOOS AND OTHER CHARACTERISTICS

ADDRESSES

By Law Code: 23-3-450; A offender shall not be considered to have registered until all information prescribed by sled has been provided to the Sheriff

Defendants only entered this document as proof of registry 12/2012. But they could have lied on this paper, 12-9-12 is a Sunday. Is ask the courts to view 2012 calendar. This is not enough to prove anything. How do you know its true?

I attest that the information that I have provided and listed above is accurate **DW** so dated 12-14-18

State of South Carolina) In the Court
in the Court of Appeals) of Appeals
Dominique Williams) Appeal from
Plaintiff) Florence County
US) Common Pleas
F.C.S.D. and S.C.D.C.) Court
Defendants) Appeal #
2022-001750
Calender for
December 9th
2012

The following is a Calender of December 9th 2012
submitted by Plaintiff as evidence that the
Defendant's Affidavit is not true because
December 9th 2012 was a Sunday. The
Judge granted defendant's motion for summary
judgment because of an Affidavit that is
NOT true. So Plaintiff wants this case ordered
to trial.

1-25-24

S/D-Web
Dominique Williams

December 2012 Calendar

How could Plaintiff be registered IF 12-9-12 was a Sunday.

CERTIFIED: A TRUE COPY
Doris Poulos O'Hara
 CLERK OF COURT C.P. & G.S.
 FLORENCE COUNTY, S.C.

2012 NOV 14 PM 2:50

DORIS POULOS O'HARA
 SCJP & GS
 FLORENCE COUNTY, SC

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Plaintiff submit this calendar as proof

Plaintiff submit this calendar as proof and Evidence that the Defendant's Affidavit is not true. Defendant's Affidavit states Plaintiff was placed on the sex offender register on 12-9-12 (December 9th 2012). Plaintiff will submit this calendar on 12-9-12 and therefore to prove that he was not registered in the order the courts should alter or amend its judgment because of this Affidavit. Plaintiff's motion for summary judgment

Signature

I am the appellant for
Appeal # 2022-001750 and
I do hereby certify that
this is my signature for
this record on Appeal

D. Williams

Dominique Williams

1-25-24

Certificate of Appealant

RECEIVED

JAN 31 2024

SC Court of Appeals

The undersigned appealant
hereby certify that the Record on Appeal
contains all material proposed to
be included in it and no other
material.

January 25, 2024

For Appeal #: 2022-001750

S/D - Wll

Dominique Williams