



ALAN WILSON
ATTORNEY GENERAL

August 15, 2019

The Honorable Renee N. Elvis
Clerk of Court, Horry County
Post Office Box 677
Conway, South Carolina 29528-0677

Re: Ronald L. Legg, #359236 v. State of South Carolina
2016-CP-26-06592

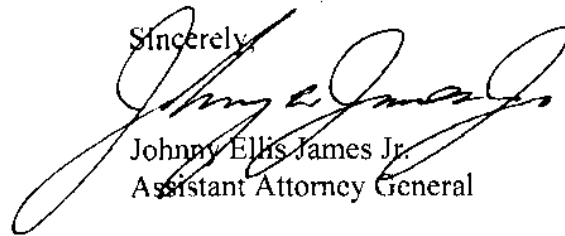
2019 AUG 19 PM 12:11
Horry County, SC

Dear Ms. Elvis:

Enclosed please find the original **Order to Amend** signed by the Honorable Larry B. Hyman Jr., in the above-captioned case, for filing in your office.

Should you have any questions, please do not hesitate to contact me at (803) 734-3737.

Sincerely,



Johnny Ellis James Jr.
Assistant Attorney General

JEJ/ec

Enclosure

STATE OF SOUTH CAROLINA
COUNTY OF HORRY

) IN THE COURT OF COMMON PLEAS
) FOR THE FIFTEENTH JUDICIAL CIRCUIT
)

Ronald L. Legg,
S.C.D.C. No. 359236,

) Case No.: 2016-CP-26-06592
)

Applicant,

) **ORDER TO AMEND**
)

v.

State of South Carolina,

Respondent.

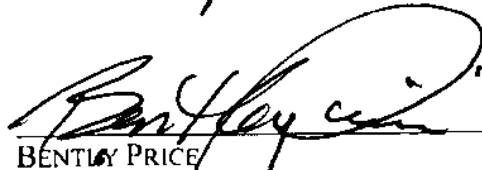
CLERK OF COURT
HORRY COUNTY, SC
2019 AUG 19 PM 12:11

This matter originally came before the Court by way of an application for post-conviction relief filed October 13, 2016. The Court adopted Respondent's proposed order and issued on July 31, 2019, an Order of Dismissal. Respondent moves that the following sentence be stricken from Page 30 of the Order in light of Applicant's completion of his sentence:

2. The Applicant must be remanded to the custody of the South Carolina Department of Corrections.

The Court grants Respondent's motion and orders the language be stricken from Page 30 of its July 31, 2019, Order of Dismissal.

AND IT IS SO ORDERED THIS 12th DAY OF August, 2019


BENTLEY PRICE
Presiding Judge
Fifteenth Judicial Circuit

STATE OF SOUTH CAROLINA)	IN THE COURT OF COMMON PLEAS
)	FOR THE FIFTEENTH JUDICIAL CIRCUIT
COUNTY OF HORRY)	
Ronald L. Legg,)	Case No.: 2016-CP-26-06592
S.C.D.C. No. 359236,)	
)	
Applicant,)	
)	MOTION TO ALTER OR AMEND
v.)	PURSUANT TO RULE 59(e), SCRCP
)	
State of South Carolina,)	
)	
Respondent.)	

2019 AUG 19 PM 12:11
 CLERK OF COURT
 HORRY COUNTY, SC

This matter originally came before the Court by way of an application for post-conviction relief filed October 13, 2016. The Court adopted Respondent's proposed order and issued on July 31, 2019, an Order of Dismissal.

On August 9, 2019, Applicant contacted Respondent by telephone and pointed out that the final page of the proposed order commands that "[t]he Applicant must be remanded to the custody of the South Carolina Department of Corrections." Applicant is not presently incarcerated, as he completed the sentenced imposed. The inclusion of this language in the proposed order was Respondent's error, the product of the overwhelmingly incarcerated status of applicants for post-conviction relief.

WHEREFORE, Respondent respectfully moves pursuant to Rule 59(e), SCRCP, that this Court order that the above quoted offending language be stricken from page 30 of its Order of Dismissal filed July 31, 2019. A proposed order to that effect is submitted concurrent with this motion.

{Signature on following page}

Respectfully submitted,

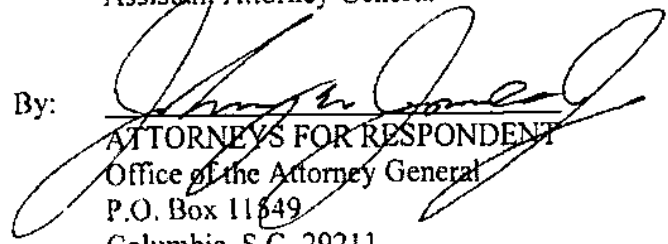
ALAN WILSON
Attorney General

W. JEFFREY YOUNG
Chief Deputy Attorney General

MEGAN HARRIGAN JAMESON
Senior Assistant Deputy Attorney General

JOHNNY E. JAMES JR.
Assistant Attorney General

By:


ATTORNEYS FOR RESPONDENT
Office of the Attorney General
P.O. Box 11649
Columbia, S.C. 29211

9 Aug, 2019

STATE OF SOUTH CAROLINA)
)
COUNTY OF HORRY)
)
RONALD L. LEGG,)
)
Applicant,)
)
vs)
)
STATE OF SOUTH CAROLINA,)
)
Respondent.)
_____)

IN THE COURT OF COMMON PLEAS

2016-CP-26-06592

AFFIDAVIT OF SERVICE BY MAIL

2019 AUG 19 11:12 AM
CLERK OF COURT
HORRY COUNTY, SC
HORRY COUNTY

1. I am an employee of the Respondent in the above-captioned action.
2. Regular communication by mail exists throughout the State of South Carolina and that this is a proper circumstance of service by mail.
3. I have this day served a copy of the **Motion to Alter or Amend Pursuant to Rule 59(c), SCRCP** on the above-captioned matter on the following person by depositing same in the United States mail, postage prepaid:

Mr. Ronald L. Legg
787 Upson Street
Akron, Ohio 44305

DATED this 9th day of August, 2019.



Eva Cook, Legal Assistant
For Respondent