

Pg 1)

THE STATE OF South Carolina

IN THE COURT OF APPEALS

IN THE SUPREME COURT

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S.C. SUPREME COURT

APPEAL FROM FLORENCE COUNTY

COURT OF COMMON PLEAS

before the Honorable Debra R. McCaslin

Case No. 2019-CP-21-1034

Pro se brief

Cory N. Allen, # 367485,
Petitioner/Applicant,

v.

State of South Carolina,
Respondent.

refer to Pg 2 Concise statement

A Concise Statement

Petitioner Pro Se asserts his
assertions refer to state of
South Carolina County of Florence,
state of South Carolina Versus
Cory Netties ALLEN Defendant,

Court of General Sessions No.
2014 CoS 21 01348 TRANSCRIPT
of Record Florence, South Carolina
March 21-23, 2016

Before: Honorable R. Knox McHatten,

APPEARANCES:

For the state: EDGAR L. CLEMENTS, III.
Esq. Solicitor

For the Defendant: ROSE MARY PARHAM,
Esq.

Reporter Present: MESSINA REED

refer to Pg 3 statement of facts

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STATEMENT OF FACTS

Petitioner Pro Se Assents his

Assertions Points - And Authorities that dismissal with prejudice is an extreme sanction that has deprived litigant of the opportunity to pursue one's claim based on attorney's failure to obey a scheduling or pretrial order refer to Fed. R. Civ. P. 16

Rule 16. Pretrial Conferences; scheduling; Management

and such a dismissal should not be upheld absent an abuse of discretion (states the legal reasons for the Petitioner's claim of reversible error.)

refer to Pg 4 ARGUMENT

ARGUMENT

Because attorney for Applicant
could have raised abuse of discretion
By a Preponderance of the Evidence.

Citations of Authority

refer to SCRPC Rule 71.1

Rule 71.1. POST-CONVICTION RELIEF
ACTIONS

Rule 71.1. (c) Burden of Proof.

Applicant asserts his assertions
of establishing his entitlement to
relief by a preponderance of the
evidence. refer to Argument
mention above

Conclusion

For the reasons stated, this Court
should reverse the Order of the
Judgment of the in Case No.
2019 - C.P. - 21 - 1654

refer to Pg 5 PROOF of SERVICE