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SC Court of Appeals

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THE STATE OF SOUTH CAROLINA  
In The Court of Appeals  
[In The Supreme Court]

APPEAL FROM McCormick COUNTY  
Court of Common Pleas

lawton mcintosh, Circuit Court Judge

Case No. 2018-CP-35-00074

Lt Geoffrey rice, L.t Ronald  
Cook, L.t James Thompkins,  
Sgt. Jeremy Mccary, major  
Frank Mursier, Joseph  
Stevens, Leroy cartledge, Vera  
Courson, and south carolina  
department of corrections,  
defendants of whom south  
carolina department of  
corrections is the

Respondent,

v.

Bryantavious K murray, Appellant.

PROOF OF SERVICE in final brief

I certify that I have served the Notice of Appeal on Lt Geoffrey rice, L.t Ronald Cook, L.t James Thompkins, Sgt. Jeremy Mccary, major Frank Mursier, Joseph Stevens, Leroy cartledge, Vera Courson, and south carolina department of corrections, defendants of whom south carolina department of corrections is the

by depositing a copy of it in the United States Mail, postage prepaid, on august 21 , 2024, addressed to his attorney of record, Steven m pruiit, Post Office Box 414 main street, Greenwood, South Carolina 29223[by personally delivering a copy of it to his attorney of record, Steven m pruiit, at his office at p.o. box 414 main street, Greenwood,, South Carolina 29223, on august 21, 2024].

august 21, 2024

sr, bryantavious  
murray

Bryantavious k Murray  
2156 cresthill drive  
columbia sc 29223  
Attorney for Appellant

**From:** [Staley, Denesha](#)  
**To:** [Court Of Appeals Filings](#)  
**Subject:** FW:  
**Date:** Friday, September 6, 2024 9:09:24 AM  
**Attachments:** [Murray v. SCDC - ROA \(8\).pdf](#)  
[Murray v. SCDC - Coversheet.pdf](#)

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**From:** Bryantavious Murray <murraybryantavious@gmail.com>  
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dear ms denesha i will call you tommorrow to explain

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**Date:** Friday, September 6, 2024 9:09:43 AM  
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**From:** Bryantavious Murray <[murraybryantavious@gmail.com](mailto:murraybryantavious@gmail.com)>  
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contact information: Bryantavious Murray: 2156 cresthill drive  
columbia s.c 29223  
phone number:8038140014

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THE STATE OF SOUTH CAROLINA  
In the Supreme Court  
APPEAL FROM mccormick COUNTY

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SC Court of Appeals

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**Sep 05 2024**

SC Court of Appeals

Case no. 2018-cp-35-00074

s/r lawton mcintosh, Circuit Court Judge

Bryantavious murray, ..... (appeallant),

v.

l.t .Geoffrey rice, lt. ronald  
Cook, l.t James Thompkins,  
sgt Jeremy Mccary, major  
Frank Mursier, joseph  
Stevens, Leroy Cartledge,  
Vera Courson, and south  
carolina department of  
corrections, defendants, of  
whom south carolia  
department of correcctions is  
the respondents  
Respondent,

, ..... (respondent).

RECORD ON APPEAL

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This document is a duplicate of a document previously incorporated into the joint appendix.  
The duplicate has not been incorporated and refferenced is made to the first age of the copy previously  
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2.

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8. Indemnification, and government accountability in the early republic, 85 *N.Y.U.L. Rev.* 1862 (2010).....

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2. Brief for plaintiff in error, Myers v. Anderson ;  
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4.

The state of south carolina  
In the court of appeals

In the supreme court

Appeal from mccormick county  
Court of common pleas

Circuit court judge  
Case no. 2018-cp-35-00074

Steven m pruit,  
Respondent.,

V  
Bryantavious murray  
Appellant.,

Amended designation of matter to be included in the record on appeal  
Appellant proposed the following be included in the record on appeal

1. Order of 7-20-2023
2. order :2-25-2019
3. 2. Complaint 3-16-2028
4. Answer 6-16-2023
5. Transcript of proceeding 7-7-2023; 18-22; 22-25; 1-6; 10-15; 16-19; 21-25; 5-7;10-14;  
7-10;.
6. Defendants exhibits:5-4-2017, already submitted with complaint check back....

I certify that this designation contains no matter which is irrelevant to this appeal  
Date 6-4-2024  
/s/ bryantavious murray

B.k.m  
2156 cresthill drive  
Columbia sc 29223

Jun 04 2024

1. [appeallant argument of order of: 2-25-2019]

*defendants state they have not been served wherefore action should be dismissed . plaintiff then state he served defendants 3/18/2018 within 10 days servings threw us sc mail. But that it was included as the voluntarily dismissal of 3/18/2018, and re filing within 2 years which plaintiff ask for qualified immunity see case John v , jeffries jr , whats wrong qualified , immunity?, 62 fla. l. rev. 851.. And case: aliea v. thomas,*

815 f.3d 283 (7th circuit,2016)

2. [appeallant arugment of order of: 6-12-2024]

*appeallant states on order date, 2-20-2018 or order that it was in error; plaintiff is not barred to the s.c statue of limitation two year claim on grounds see sc.: he filed the complaint and summons 3/16/2018, and voluntarily dismissed it 3-18-2018 see. rule 41(j) and or case: william Baude, is qualified immunity unlawful?, 106 cal. rev . 45(2018).. plaintiff has the right to dissmis it and bring it back under rule 41 (j) . The complaint which appeallant asks whats wrong with qualified immunity, see case john c. jefferies jr., 62 fla, l. rev 851 and ames E pfander 7 jonathan L. hunt , public wrongs and private bills. which case should be granted.*

1.

3. [appeallant argument of order dated: 7-20-2023]

Hearing was held 7-17-2023 on excessive force voluntarily dismissal by state non prejudice, plaintiff states he filed suit 3/16/2018 pro.se.. Despite defendants motion to dismiss the courts should have pull court records by buffy hedges to state that it was not barred due to sc ann law the defendants was served within 10days court records would include the follow attached exhibit: A to show not barred see . the 14th amendment [Procedural Due Process Civil :: Fourteenth Amendment](#) which quilled immunity should be granted for the appeallant see case:ndemnification , and government accountability in the early republic, 85 n.y.u.l Rev. 1862(2010) and see:anderson v myers,

I 82 F. 223( c.c.d.m.d (910.....

4. [appeallant arugement to order :6-4-2024]

appeallant states on rule 41(j) voluntarily dismissal with the appropriate matter to court see transcript proceedings pages:7-7-2023; 18-22; 22-25; 1-6; 10-15; 16-19; 21-25; 5-7;10-14; and see case:william Baude, is qualified immunity unlawful?, 106 cal. rev . 45(2018) and case:casey v. city of fed, heights,

509 f. 3d 1278(10th cir 2007)...

|

5.[complaint 3/16/2018]

[ The state of south carolina scdc use excessive force, with empty hand control/defensive tatics with

Ihr of medical malpractice delay to treat the appeallant on 4-8-2016 with no prior trial. the use of force or guard brutality was content under scdc custody, and was against any scdc policy. the scdc presented evidence that it used empty hand controll on the appeallant why he was on the ground and or in handcuf s on the appeallant while housed in scdc . The total amount of injurys on the appeallant was three or four stitches in the face, eleven(11). behind left ear, and a brian concussion, and one right swollen eye see case: Brief for plaintiff in error, myers v. anderson ; 238 u.s 368(1915)..... "Request retrial court".

6. [appeallant arguements to answer:6-4-2024 ]

Appeallant states on answer dated 6-12-2023 that it is barred due to plaintiff filed suit and summons , and complaint 3-16-2018. the statue of limitations means the time barred debt means a debt for which the complaint and summons statue expired. see court errored when they processed complaint and summons on date 8/28/2018, when the proper court document s shows 3/16/2023, incorrdance with rule 41(j) which would grant appeallant appeal of the civil see william baude,- is qualified immunity unlawful? 106 cal. rev. 45(2018), and s.c bill: 2021 -2022 bill 4406 excessive force section 23-1-250..

7.[appeallant argument to motion to dissmis:[6-4-2024 ] & [6-12-2024]

*defendants argue that plaintiff action was previously dismissed and cannot be maintained .  
Appeallant would argue that the complaint and summons was voluntarily dissmised without  
prejudice which means he can bring back suit under scrcp rule 41(j). plaintiff complaint was filed  
3/16/2018 two years from incident dated 4-8-2016 which would state fact that it was not barred ,  
and would qualify plaintiff from public wrong, and private bills indemnification, and government  
accountability in the early, see case: james e. pfander and jonathan l. hunt , and see joanna  
schwartz, the case: against qualified immunity, 93 notre dame l. rev , 1799 and case:.cliolino v  
gikas, 861 f.3d 296*

.....

8.[ appeallant argument to defendants answer dated 6-12-2023]

*See rule 41(j) on proper voluntarily dismissal done by appeallant and the attached exhibit: (A) on  
claim that appeallants claims should not be barrered due process a 14th amendment  
violation....*

9. [ appeallant argument to transcript proceedings[ 6-4-2024] & 7-17-2023]

*7-7-2023; 18-22; 22-25; 1-6; 10-15; 16-19; 21-25; 5-7; 10-14; 7-10;. States on rule 41(j) the  
case was not barrered.*

3.

Bryantavious murray

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Attorney for Appellant.....

