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MAY 21 2025

SC Court of Appeals

DESIGNATION OF MATTER

The Appellant **Michael T. Braxton** respectfully submits his Designation of Matter to the court, to be included within the record for review:

EX.A- The Original Indictment of the Appellant Michael T. Braxton, entered on **June 1, 1983.**

EX.A-1 The Reproduced Indictment of the Appellant Michael T. Braxton, entered on **June 1, 1983.**

EX.A-3 **S.C.Code Ann. 14-5-750, TERMS OF COURT in the TENTH CIRCUIT.**

EX.B - South Carolina Department of Probation, Parole & Pardon Services
(NOTICE OF ADMINISTRATIVE HEARING)

EX.B-1 South Carolina Department of Probation, Parole & Pardon Services
(ACKNOWLEDGEMENT OF NOTICE)

EX.C- Response to letter to **TERESA S. PLAYER, S.C.D.C. General Counsel,** from **Administrative Law Judge H.W. Funderburk.,** dated **September 9, 2020.**

EX.C-1 Letter from **TERESA S. PLAYER S.C.D.C. General Counsel,** to the Appellant, dated **September 28, 2020.**

EX.C-2 Order rendered by the **South Carolina Court of Appeals on July 1, 2020, Michael Braxton v. South Carolina Department of Corrections, 2017-001964**

EX.C-3 **South Carolina Administrative Law Court “ ORDER ON REMAND” Docket No. 20-ALJ-04-0325-A-AP, Filed on August 10, 2020.**

EX.D- **July 1, 2024** Habeas Proceeding, **EV-TR pg.86** Don A. Thompson testimony that a Probable Cause Hearing should be Waived.

EX.E- Returned **“REQUSET TO STAFF”** Form to the Appellant, which confirms erroneous Expiration Date upon Remand.

EX.F.- Letter from Appellant to **former South Carolina Supreme Court Clerk Daniel Shearhouse,** dated **May 18, 2019.**

Ex.F-1 Letter from Former South Carolina Supreme Court Clerk Daniel Shearhouse, to Director of the South Carolina Department of Corrections Bryan P. Stirling, requesting assistance for the Appellant.

EX.G- Trial testimony of Assistant Attorney General Runyan, on January 9, 2023, **TR pg. 39 L15-19**, confirming “**THEY**” are UNSURE of the Appellant’s status under the [act]??

EX.H- The Conviction **MANUFACTURED** by the South Carolina Department of Corrections Multidisciplinary Team, in order to gain a Probable Cause determination.

EX.I- **Pg.8** South Carolina Department of Corrections Mental Treatment Notes of the Appellant.

EX.I-1 Pg.9 South Carolina Department of Corrections Mental Health Treatment Notes of the Appellant.

EX.J- General Mental Health treatment Notes of the Appellant.

EX.K- PREDETERMINATION of the Mental Health of the Appellant by the South Carolina Department of Corrections. (**OFFENDER MANAGEMENT SYSTEM**)

EX.L- FALSE Narrative of The South Carolina Department of Corrections Agent Jessica N. Salley, seeking a Probable Cause Determination.

EX. M- July 1, 2024 Habeas Testimony of Attorney Don A. Thompson on the [PROBABLE CAUSE] standard. **EV-TR pg.100 L22-25,pg.101 L1-3**

EX.N- July 1, 2024 Habeas Testimony of Attorney Don A. Thompson confirming he felt the Appellant should **CONCEED TO COMMITMENT**. **EV-TR pg. 103 L19-25**

EX.O- Confirmation of actual Probable Cause determination date of **November 4, 2020**, by order of the **Anderson County Court of Common Pleas**; as well as the Order of **CONTINUANCE** dated **January 14, 2021**.

EX.P- January 9, 2023 Trial testimony of Assistant Attorney General Runyan, asserting **FICTCIOUS** Probable Cause Determination Date.

EX.Q- July 1, 2024 Testimony of Assistant Attorney General Runyan, confirming correspondence between himself and Attorney Thompson seeking a Trial Date for the Appellant.

EX. R- The Evaluation conducted on the Appellant by Geoffrey R. McKee on **August 11,2021**, at the Anderson County Detention Center.

Ex.S- E-mail confirmation of communication between Assistant Attorney General Runyan and Attorney Thompson concerning the November 1, 2021 trial date

EX.S-1 Letter to the Appellant from the Attorney General the SAME day.

EX.T- July 1,2024 Habeas testimony of Attorney Thompson, that he DID NOT notify the Appellant of the CONTINUANCE he filed. **EV-TR pg.93 L13-22**

EX.U- July 1,2024 Habeas testimony of Attorney Thompson contradicting the set November 1,2021 trial date. **EV-TR pg.88 L15-24**

EX.V- Correspondence to the Appellant from Attorney Don A. Thompson dated December 14, 2021, confirming his knowledge of the statutory guidelines that required DISMISSAL in the Appellant's cause.

EX.W- Dr.David R. Price's evaluation conducted on the Appellant at the Anderson County Detention Center on January 12,2022.

EX.W-1 Relevant portion of In re Chapman,419 S.C. 172,* 172; 796 S.E. 2d 843,**843;2017.

EX.X- July 1, 2024 Habeas testimony of Attorney Don Thompson, stating he subpoenaed Dr.Price for trial? **EV-TR pg.96 L15-25, Pg. 97 L1-2**

EX.X-1 Correspondence to the Appellant from Attorney Don Thompson, when he FINALLY provided Discovery information, while questioning WHY Dr.Price's testimony was necessary?

EX.Y- Correspondence from the Anderson County Clerk of Court to the Appellant, being UNABLE to confirm Attorney Thompson's declaration that he subpoenaed Dr. Price for trial.

EX.Z- Motion to Submit Request for Subpoena, and supporting Affidavit of the Appellant, submitted on June 27, 2022.

EX.AA- April 25, 2022 pretrial testimony of Attorney Thompson, before the Honorable R. Keith Kelly. **TR pg. 6 L4-8**

EX.BB- July 1, 2024 Habeas testimony of Attorney Thompson professing his extensive experience in the practice of law. **EV-TR pg. 82 L-6**

EX.CC- July 1, 2024 Habeas testimony of Attorney Thompson expounding on his FAULTY research. **EV-TR Pg. 83 L 11-19**

EX.DD- July 1, 2024 Habeas testimony of Attorney Thompson confirming he MISINFORMED the Appellant relating to the EX POST FACTO provision. **EV-TR pg. 84 L 1-4**

EX.EE- July 1, 2024 Habeas testimony of the Appellant, in his CONTINUOUS Assertion of his EX POST FACTO Issues. **EV-TR pg. 41 L 1-25**

EX. FF- Confirmation of the Appellant's **Recommendation for Release.**

EX.GG- Confirmation of the status applied to the "TREATMENT" facility the Appellant is confined to.

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

MICHAEL T. BRAXTON

APPELLATE CASE NO. 2023-000172

Appellant,

v.

CERTIFICATE OF SERVICE

Don A. Thompson

Respondent.

The Appellant **Michael T. Braxton** declares under penalty of perjury that on the _____ Day of **MAY 2025** he placed a true and exact copy of his **INITIAL BRIEF** along with **PROOF OF SERVICE** in the U.S. Mail/ Postage Pre-paid, addressed to the following listed below:

THE SOUTH CAROLINA COURT OF APPEALS

Jenny A. Kitchings, Honorable Clerk

Catherine S. Harrison, Honorable Deputy Clerk

P.O.BOX 11629

Columbia, SC 29211

CLARKSON/ WALSH/ COULTER

Attorneys at Law

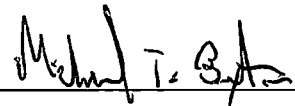
P.O.BOX 6728

Greenville, SC 29606

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SC Court of Appeals



MICHAEL T. BRAXTON

4546 Broad River Rd

Columbia, SC 29210

THE SOUTH CAROLINA COURT OF APPEALS

Jenny A. Kitchings, Honorable Clerk

Catherine S, Harrison, Chief Deputy Clerk

P.O. Box 11629

Columbia, SC 29211

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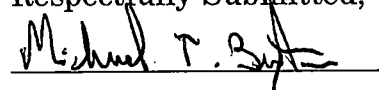
**Re: SUBMISSION OF INITIAL BRIEF, DESIGNATION OF MATTER along
with PROOF OF SERVICE**

**MICHAEL T. BRAXTON v. Don A. Thompson, Appellate Case No. 2025-
000172**

Dear Honorable Clerk,

Please find enclosed the **INITIAL BRIEF, DESIGNATION OF MATTER** along
with **PROOF OF SERVICE** of the Appellant **Michael T. Braxton**.

Respectfully Submitted,



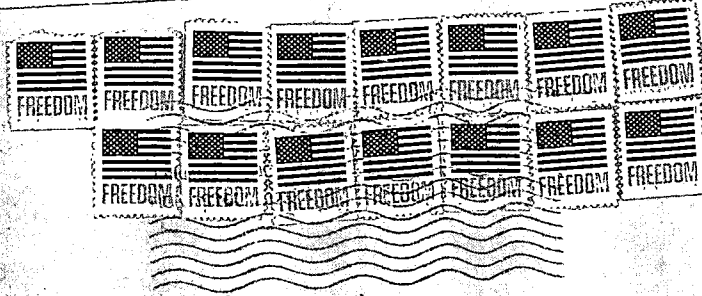
MICHAEL T. BRAXTON

4546 Broad river Rd

Columbia, SC 29210

cc.File

Michael T. Braxton
4546 Broad River Rd
Columbia, SC 29210



THE SOUTH CAROLINA COURT OF APPEALS

JENNY A. KETCHINGS, HOWARDSEE CLERK
CATHERINE S. HARRISON, CHIEF DEPUTY CLERK

P.O. Box 11629

COLUMBIA, SC 29211

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