

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Case No.: 2024-001241

THE MATTER OF JASON BOYLE, Appellant

**MOTION TO EXTEND DEADLINE TO REPLY TO STATE'S MOTION TO DISMISS
AND REQUEST FOR RETRACTION OF SAID MOTION**

COMES NOW the Appellant, **Jason M. Boyle, Ph.D.**, appearing *pro se*, and respectfully moves this Honorable Court, pursuant to **Rule 240 of the South Carolina Appellate Court Rules**, for an extension of **sixty (60) days** to file a substantive response to the South Carolina Attorney General's **Motion to Dismiss**, which was transparently filed not in pursuit of justice, but as a procedural weapon to avoid addressing the merits of an extraordinarily strong case. Appellant also respectfully requests that the **Attorney General's Office immediately retract** its Motion to Dismiss in light of the compelling evidence, legal deficiencies, and improper motivations underlying said motion.

GROUND FOR THIS MOTION

1. This Case Was Improperly Recast to Evade Scrutiny.

This case was litigated and treated as **civil** throughout its entire procedural history—until a recent, dubious characterization conveniently redefined it as criminal to give the State procedural cover to request dismissal. This strategic reclassification is not based on law or fact, but on the State's desire to obscure the actions of Judge Danny Singleton and his attorney Jim Logan, who have employed procedural sleight-of-hand from the outset to prevent this Court from ever reaching the **merits**.

2. The State Exploits My *Pro Se* Status to Dodge Accountability.

As a *pro se* litigant, I have navigated an opaque and procedurally complex system without the resources or institutional access afforded to the State. The Attorney General's Office sees my vulnerability as a green light to crush my access to justice under the

weight of procedural technicalities. This is not an honest effort to ensure compliance with appellate rules; it is an opportunistic attempt to **silence a South Carolina citizen** seeking redress for **gross misconduct** by public officials.

3. **Rule 240 Clearly Supports My Request.**

Under **Rule 240 of the South Carolina Appellate Court Rules**, “[a] party may move for an enlargement of time to perform an act required or allowed under these rules.” The rule permits this Court to grant an extension for good cause. Good cause is manifestly present here: I am currently **traveling internationally for work**, with inconsistent access to internet, and limited time to draft a detailed reply brief and collect documentary evidence. Despite these challenges, I remain committed to filing a complete response addressing every misleading and unsubstantiated argument in the State’s motion—should the State refuse to retract it.

4. **The Motion to Dismiss Is Morally and Legally Baseless.**

The Attorney General’s Office knows full well that the **merits of this appeal are damning** to the State’s position and damaging to the reputation of public officers involved. Rather than engage the arguments head-on, the State has resorted to technical maneuvering aimed at **concealing judicial misconduct**, silencing criticism, and inflating their “disposition” metrics. The people of South Carolina deserve better. They deserve a justice system that values **truth and transparency** over statistics and reputation management.

5. **Pending Response and Sanctions Motion.**

Should the Attorney General’s Office persist in refusing to retract its motion, I will file a **full response** on the merits, with appropriate citations to controlling precedent and evidentiary records. At that time, I will also file a **motion for sanctions** against the Office of the Attorney General for violations of their **duty of candor to the tribunal**, as well as for the willful waste of judicial resources and the chilling effect such motions have on *pro se* litigants asserting their constitutional rights.

6. **Request for Retributive Accountability.**

The South Carolina Attorney General’s Office has displayed no genuine interest in resolving this case with integrity or legality. They have chosen instead to **bully a self-represented citizen**, ignore well-established facts, and inject bad-faith litigation tactics

into an appellate process that is supposed to be grounded in **rule of law**. This pattern cannot be allowed to continue unchallenged.

FACTUAL BACKGROUND

1. Prior to my trial in the Oconee County Probate Court in **June 2024**, I explicitly requested the appointment of a prosecutor. I was informed that no prosecutor would be assigned because the matter was **classified as civil**, not criminal.
2. I made multiple attempts to contact the **10th Judicial Circuit Solicitor's Office**, via both phone and email, to request that a solicitor assume responsibility for the case. I received **no response whatsoever** from that office.
3. At the commencement of trial, my court-appointed public defender, **John Abdallah**, formally declined to represent me, citing the agreement between himself and **Judge Danny Singleton** that the matter was civil. This refusal is **well documented** both in the trial transcript and in Mr. Abdallah's written letter to Judge Singleton confirming his withdrawal of representation.
4. At no time was a **criminal case number** generated. No criminal charges were filed, and no criminal trial was ever initiated. All filings, procedures, and proceedings were conducted under **civil classifications**.
5. Following the issuance of the order I subsequently appealed, **Judge Singleton retained private counsel, Jim Logan**, to represent him in what was still openly treated and docketed as a **civil appeal**.
6. In a written order, **Judge McIntosh** confirmed that the matter before him was an appeal of a **probate order**, not an appeal from the probate court itself, further reaffirming the civil nature of the case.
7. During a hearing, Judge McIntosh stated **on the record** that **S.C. Code Ann. § 62-1-308** (the section governing appeals from the probate court) did not apply, because this was not an appeal "from" the probate court. I directly inquired about the proper procedural rules to follow and was given **no guidance** whatsoever.

8. Throughout my correspondence with staff from the **10th Judicial Circuit**, I repeatedly sought clarification regarding how the case was being classified procedurally. At **no point** was I instructed to follow the **South Carolina Rules of Criminal Procedure** or advised that the case would be treated as criminal.
9. On appeal, **Jim Logan continued to represent Judge Singleton**, further signaling that the case remained civil in nature. The **Court of Appeals** raised no objection to this arrangement.
10. The **Court of Appeals accepted filing fees from me consistent with civil litigation** practices, rather than the fee structure associated with criminal appeals.
11. The **Court of Appeals assigned a civil case manager** to oversee the matter and never reclassified the case as criminal or instructed me to follow criminal appellate procedures.

CONCLUSION

The South Carolina Attorney General's Office is not seeking justice—it is shielding misconduct. Rather than addressing the overwhelming merits of my case, the State is desperately attempting to bury it beneath a mountain of procedural technicalities. Their goal is not fairness, but preservation: to protect corrupt judges, maintain artificially high prosecution rates, and deny accountability with blatant disregard for the dignity of this Court and the foundational principles of due process.

The Attorney General's Office is fully aware of the misconduct and violations committed by state actors against me. Their silence and procedural maneuvering are not rooted in law—they are a strategy of evasion. They know that if this Court examines the facts, their position will crumble. So they seek refuge in mischaracterizations and procedural traps, hoping to avoid what they cannot defend: the truth.

I appear before this Court as a pro se litigant—not because I choose to be, but because I cannot afford counsel, as is the case for so many innocent South Carolinians whose rights are steamrolled by a system that has grown too comfortable evading public accountability. The scales of justice are not just out of balance—they are being forcibly tilted by a legal machine more interested in protecting its own than in upholding the law.

I respectfully urge this Court not to allow the judicial process to become a weapon used against the vulnerable. I ask this Court to extend my deadline, reject the Attorney General's attempt to dismiss this matter without due consideration, and allow this case to be heard on its merits—where justice belongs.

PRAYER FOR RELIEF

WHEREFORE, the Appellant respectfully requests that this Honorable Court:

1. **GRANT** a sixty (60) day extension to file a full and thorough response to the State's Motion to Dismiss, including all relevant evidence, statutes, and case law;
2. **ORDER** the Attorney General's Office to **withdraw its improper and procedurally abusive Motion to Dismiss**;
3. **SANCTION** the Attorney General's Office for its unethical conduct and require reimbursement in the amount of **\$500.00** for the time, labor, and travel costs incurred in preparing and filing this response; and
4. **GRANT** such other and further relief as this Court deems just, necessary, and in the interest of justice.

Respectfully submitted,

Respectfully Submitted, this June 9, 2025.

A handwritten signature in blue ink that reads "Jason Boyle". The signature is written in a cursive style and is positioned above a horizontal line.

DR. JASON MICHAEL BOYLE, Ph.D., Appellant
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Jun 09 2025

SC Court of Appeals

IN THE STATE OF SOUTH CAROLINA,

IN THE COURTS OF APPEALS

APPEAL FROM THE OCONEE COUNTY COURT OF COMMON PLEAS

TENTH JUDICIAL CIRCUIT

Order of Honorable Judge Lewton McIntosh

APPELLATE CASE NO: 2024-001241

JASON MICHAEL BOYLE----- Appellant,

V.

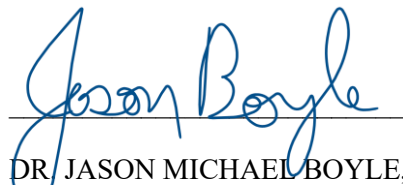
DANNY SINGLETON, "et al" -----Respondents

PROOF OF SERVICE

I hereby certify that on this October 30, 2024, a copy of the Motion for Clarification was delivered to the following parties:

1. Jim Logan: logan@loganandjolly.com
2. Oconee County Detention Center: jchapman@oconeelaw.com
3. Oconee County Sheriff's Department: mcrenshaw@oconeelaw.com
4. Oconee County Administrator: abrock@oconeesc.com
5. AG's Office, Susan Spencer: susanspencer@scag.gov
6. AG Attorney, Andrew Powell: andrewpowell@scag.gov
7. AG's Office, Grace Sommer: gracesommer@scag.gov

Respectfully Submitted, this June 9, 2025.



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