

# The Supreme Court of South Carolina

DANIEL E. SHEAROUSE  
CLERK OF COURT

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## RECEIVED

OCT 15 2013

S.C. SUPREME COURT

POST OFFICE BOX 11330  
COLUMBIA, SOUTH CAROLINA 29211  
TELEPHONE: (803) 734-1080  
FAX: (803) 734-1499

TO: Jimmy Meggs, Jr. SCDC# 277400

DATE: 10.8.13

We are in receipt of your notice of appeal. It will be necessary for you to provide this office with the following required documents within ten (10) days of the date of this notice. Failure to provide the requested documents may result in dismissal of this matter.

proof of service showing notice of appeal was served on opposing counsel,  
(Attorney General's Office)

a copy of the final order of dismissal

a copy of the conditional order of dismissal (if one was issued)

a copy of the conditional order of dismissal dated \_\_\_\_\_.

Please return this sheet with the requested documents. Thank you!

STATE OF SOUTH CAROLINA  
 COUNTY OF FLORENCE  
 IN THE COURT OF COMMON PLEAS

FORM 4  
**FILED**

JUDGMENT IN A CIVIL CASE  
 CASE NUMBER 2013CP2100874

2013 SEP 16 AM 11:27

Jimmy D Meggs Jr

South Carolina State Of

CONNIE REEL-SHEARIN  
 CCCP & GS  
 FLORENCE COUNTY, SC

PLAINTIFF(S)

DEFENDANT(S)

Submitted by:

Attorney for:  Plaintiff  Defendant  
 Self-Represented Litigant

**DISPOSITION TYPE (CHECK ONE)**

- JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.  See Page 2 for additional information.
- ACTION DISMISSED (CHECK REASON):**  Rule 12(b), SCRPC;  Rule 41(a), SCRPC (Vol. Nonsuit);  
 Rule 43(k), SCRPC (Settled);  Other: \_\_\_\_\_
- ACTION STRICKEN (CHECK REASON):**  Rule 40(j) SCRPC;  Bankruptcy;  
 Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award;  Other: \_\_\_\_\_
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**  
 Affirmed;  Reversed;  Remanded;  Other: \_\_\_\_\_

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

**IT IS ORDERED AND ADJUDGED:**  See attached order; (formal order to follow)  Statement of Judgment by the Court:

**ORDER INFORMATION**

This order  ends  does not end the case.

Additional Information for the Clerk: \_\_\_\_\_

**INFORMATION FOR THE JUDGMENT INDEX**

Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.

Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled (List amount(s) below)

If applicable, describe the property, including tax map information and address, referenced in the order:

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure. Amounts to be computed such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk. **Note: Title abstractors and researchers should refer to the official court order for judgment details.**

Circuit Court Judge

Judge Code

9/16/2013

Date

For Clerk of Court Office Use Only

CERTIFIED: A TRUE COPY  
*Connie Reel-Shearin*  
 CLERK OF COURT C.P. & G.S.  
 FLORENCE COUNTY, S.C.

This judgment was entered on **September 13, 2013**, and a copy mailed first class or placed in the appropriate attorney's box on **September 16, 2013**, to attorneys of record or to parties (when appearing pro se) as follows:

Jimmy D Meggs 610 Hwy 9 West Bennettsville, SC 29512

**ATTORNEY(S) FOR THE PLAINTIFF(S)**

Joshua Lee Thomas PO Box 11549 Columbia, SC 29211

**ATTORNEY(S) FOR THE DEFENDANT(S)**

Connie Reel-Shearin

**Court Reporter**

**Connie Reel-Shearin - Clerk of Court**

**ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.**

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.

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FILED

STATE OF SOUTH CAROLINA ) IN THE COURT OF COMMON PLEAS  
2013 SEP 13 PM 2:25 ) TWELFTH JUDICIAL CIRCUIT  
COUNTY OF FLORENCE )

CONNIE REEL-JEFFREY ) 2013-CP-21-874  
CLERK OF COURT )  
FLORENCE COUNTY, SC )

Jimmy D. Meggs, Jr., SCDC No. 277400, )

)  
) Applicant, )

)  
) v. )

**ORDER OF DISMISSAL  
PURSUANT TO SCRPC,  
RULE 12(b)(8)**

)  
) State of South Carolina, )

)  
) Respondent. )

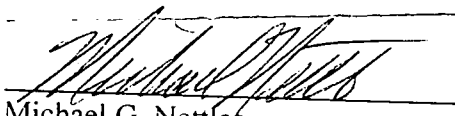
This matter is before this Court by way of a post-conviction relief application (PCR) filed April 1, 2013. The State now makes its motion to dismiss the PCR application pursuant to Rule 12(b)(8) as there is a pending PCR application filed in 2009. The State received the 2009 application in October 2012. The State then filed a motion to dismiss the PCR application. This Court then issued a Conditional Order of Dismissal on January 28, 2013. The State reports that the Condition Order was served on Applicant on February 12, 2013, but that Applicant has not yet responded to the Conditional Order. Both PCR applications represent an action between the State and Applicant and concern a collateral challenge to Applicant's PCR convictions. The allegation raised in this application could have been raised in the 2009 application. Accordingly, this Court finds dismissal pursuant to Rule 12, SCRPC appropriate.

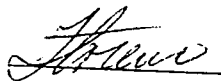
**IT IS THEREFORE ORDERED** that this PCR application is dismissed pursuant to Rule 12, SCRPC.

CERTIFIED: A TRUE COPY  
*Connie Reel-Jeffrey*  
CLERK OF COURT C.P. & G.S.  
FLORENCE COUNTY, S.C.

This Court notifies Applicant that he must file and serve a notice of appeal within thirty days after receipt of written notice of entry of judgment to secure the appropriate appellate review. See Rule 203, SCACR. Applicant's attention is directed to South Carolina Appellate Court Rule 243 for appropriate procedures for appeal.

**AND IT IS SO ORDERED!**

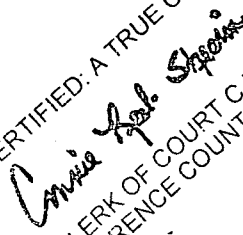
  
Michael G. Nettles  
Chief Administrative Judge  
12<sup>th</sup> Judicial Circuit

, South Carolina

9-13, 2013

2013 SEP 13 PM 2:25  
CONNIE REEL-SHEARER  
CCJP & BS  
FLORENCE COUNTY, SC

FILED

CERTIFIED: A TRUE COPY  
  
CLERK OF COURT C.P. & G.S.  
FLORENCE COUNTY, S.C.