

RECEIVED

Sep 18 2025

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM THE YORK COUNTY
COURT OF COMMON PLEAS

ORIGINALLY ORDERED & REDIRECTED BY
THE HONORABLE DANIEL DEWITT HALL, CIRCUIT COURT JUDGE (RETIRED)

AND DENIED FOR RECONSIDERATION BY
THE HONORABLE WILLIAM A. MCKINNON, CIRCUIT COURT JUDGE

YORK COUNTY DOCKET NO. 2021-CP-46-2853

In the Matter of the Care and Treatment of Tyrell Neely, Appellant

NOTICE OF APPEAL

Tyrell Neely, the Appellant in this matter, does hereby file this Notice of Appeal by and through his undersigned counsel, Kindle Kay Johnson (“Appellant”). The appeal arises from a series of rulings concerning the South Carolina Sexual Violent Predator Act, S.C. Code § 44-48-10 *et seq.*, and the State of South Carolina’s Motion to Compel Cooperation therewith.

The first ruling at issue, titled “Order Granting the State’s Motion to Compel Cooperation,” was signed by the Honorable Daniel Dewitt Hall and filed with the York County Clerk of Court on July 31, 2024 (**Exhibit A**).

The second ruling at issue arose after Appellant sought clarification, reconsideration, or amendment of the July 31 Order. On January 16, 2025, Judge Hall held a conference but, because he was retiring, declined to make any rulings. He instead directed the parties to seek relief from the York County Chief Administrative Judge. On July 31, 2025, in accordance with that directive, Appellant filed a Motion to Reconsider and requested a hearing, simultaneously sending the motion to the Honorable William A. McKinnon, the presiding Chief Administrative Judge of York County. On August 12, 2025, without holding a hearing, Judge McKinnon issued an Order

denying the Motion to Reconsider (**Exhibit B**).

On September 5, 2025, Appellant, unaware that an order had been signed, contacted Judge McKinnon's office to schedule a hearing on the matter. On September 8, 2025, Appellant received notice from the York County Clerk of Court of the entry of Judge McKinnon's Order denying the Motion to Reconsider (**Exhibit C**).

Appellant now challenges the adverse rulings entered against him including the July 31, 2024 Order Granting the State's Motion to Compel Cooperation, and the August 12, 2025 Order denying reconsideration.

Undersigned counsel also hereby notifies this Court that, to the best of her knowledge, there is no existing transcript for any Order in controversy in this appeal.

Respectfully Submitted,

s/Kindle K. Johnson

Kindle K. Johnson

S.C. Bar No. 72926

K. Johnson Law Firm

Mailing Address

223 E Main St, Suite 500

Rock Hill, SC 29730

803.329.1900

kjohnson@kjohnsonlawfirm.com

ATTORNEY FOR APPELLANT

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PROOF OF SERVICE

The undersigned hereby asserts she has served a copy of the *Notice of Appeal; Motion to Proceed In Forma Pauperis; Motion to File Record on Appeal, Final Brief, Final Reply Brief and Other Documents Without Bindings and Covers and With Fewer Copies as Required by Rule 267(d), SCACR; Motion to Substitute Counsel and to Be Relieved as Court-Appointed Counsel; and Letter to York County Clerk of Court* on the below listed parties at their stated email addresses (or postal addresses if specifically indicated below), by attaching a copy of the same on September 18, 2025 addressed as follows:

James Fisher, Esq.
Attorney for the State
SC Office of the Attorney General, SVP Unit
P.O. Box 11549
Columbia, SC 29211
jimfisher@scag.gov

Christopher Runyan, Esq.
Attorney for the State
SC Office of the Attorney General, SVP Unit
P.O. Box 11549
Columbia, SC 29211
crunyan@scag.gov

Don A Thompson
Guardian ad Litem for T. Neely
107 Smithwood Court
Simpsonville, SC 29681
thompson_legal@aol.com

SC Commission on Indigent Defense
1330 Lady Street, Suite 401
P.O. Box 11589
Columbia, SC 29201
dwhite@sccid.sc.gov
dalexander@sccid.sc.gov
ghjohnson@sccid.sc.gov

VIA EMAIL & US MAIL

The Honorable Angie Bryant
York County Clerk of Court- CP
PO Box 649
York, SC 29745-0649
Angie.Bryant@yorkcountygov.com
Michelle.Wofford@yorkcountygov.com

VIA US MAIL

Tyrell Neely
4546 Broad River Rd.
Columbia, SC 29210

September 18, 2025

Respectfully Submitted,

s/Kindle K. Johnson

Kindle K. Johnson
S.C. Bar No. 72926

Mailing Address

K. JOHNSON LAW FIRM

223 E Main St, Suite 500

Rock Hill, SC 29730

803.329.1900

kjohnson@kjohnsonlawfirm.com

ATTORNEY FOR APPELLANT