

STATE OF SOUTH CAROLINA  
County of Richland

IN THE COURT OF COMMON PLEAS  
Fifth judicial Circuit Common Plea

George Adams, #181283, )  
Applicant, )  
v. )  
State of South Carolina, )  
Defendant. )

Civil No.: 2025-CP-40-3368

**RECEIVED**

JAN 07 2026

Motion For [REDACTED]

McDUFFIE Hearing

S.C. SUPREME COURT

Indictment No; 91-GS-40-5731

The Applicant, George Adams, #181283, Hereby submits to the court a motion for a McDuffie v. State 277 S.E.2d 595 (1996).

In Which, The Supreme Court, Ness. J., held that where an Applicant for Post Conviction Relief alleges in his application that results of his prior conviction still persist, even though the sentence has been fully served, he is entitled to an evidentiary hearing to determine whether he has been prejudiced. South Carolina Code of Laws §17-27-20(1985).

The Applicant is entitled to a expedited hearing, under McDuffie, Supra. To determine whether or not he has been prejudiced, by the use of his prior conviction..

**WHEREFORE, A HEARING IS TO BE Granted.**

Chief Adminstarate Judge

Daniel Coble, Judge

George Adams, #181283

Tyger River Correctional Institution

200 Prison Road

Enoree, S.C. 29335

Date: DECEMBER 19, 2025

The Honorable Daniel Coble, Judge

Richland County Judicial Center

1701 Main Street, Room 205

Columbia, S.C. 29202

RE: George Adams, #181283 v. State of South Carolina,

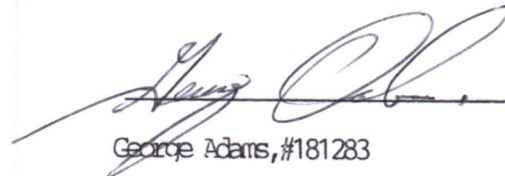
C/A No.: 2025-CP-400-3368; Motion for Relief from Judgment

Dear Judge;

Your Honor, enclosed you'll find the original and copy of applicant's South Carolina Rule of Civil Procedure, Rule 60(a), (b)(5) Motion for Relief from Judgment or Order, along with a certificate of Service. Therefore, would you please file stamp clock-in both motions, upon returning the copy to me in the self addressed envelope.

Thanks in advance for your assistance in regards to this matter.

Respectfully



George Adams, #181283

CC: Attorney General Office S.C.

G.A. #181283

George Adams, #181283 )  
Applicant, )  
v. )  
State of South Carolina, )  
Respondent. )

Applicant's Motion to Proceed  
Without Payment of Costs  
and Fees Pursuant to South  
Carolina Rules of Civil  
Procedure Rule 60 (a), (b)(5)

I.

The applicant George Adams, #181283, indigent, respectfully moving the court of common pleas, pursuant to South Carolina Rules of Civil Procedure Rule 60 (a)/(b)(5), bring notice to the court, requesting vacation of the January 12, 2017 order Restricting Future Filings.

II.

Applicant will move the court to vacate the January 12, 2017, sanctions, pursuant to Williams v. State, 583 S.E.2d 52 (2003).

III.

Applicant request this court to vacate the sanctions in the January 12, 2017 order Restricting Future Filings, based on the May 19, 2025 order of dismissal of above civil action. The applicant request the court to vacate the error in placing restrictions on future filings of pcr actions, because the past filings do not constitute abusive filings. Where the court err in directing, pursuant to In Re Maxton, 478 S.E.2d 679 (1996), ordering the Richland County Clerk of Court not to accept any further applications for pcr from applicant unless the filing fees are paid.

IIII.

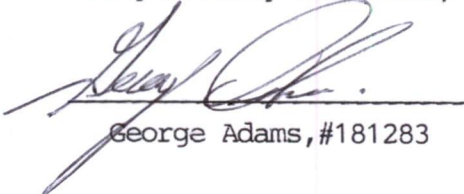
This court erroneously found applicant's filings of (5) pcr applications, (2) federal petitions for writ habeas corpus, (2) State petitions for writ of habeas corpus, and appeals from most of the denials, that was all dismissed without prejudice, were abusive. In applicant's second and third pcr application, applicant was granted a belated appeal of the first pcr application. And there were evidentiary hearings held on all four of the pcr applications.

Applicant ask the court to revise it's ruling from January 12, 2017 and make finding as to whether applicant's filings were completely frivolous? The filings this court found on applicant to be abusive is much fewer than the cases used in the order to make finding of facts and conclusion of law. And significantly fewer than those in Maxton. The relatively low number of filings is insufficient for factual basis of this court to determine applicant is an abusive litigant. Where applicant has filed merely five pcr applications this current six pcr application is neither repetitive, numerous nor totally frivolous. Applicant's current pcr application is clearly distinguishable from those cases listed the judgment order restricting future filing. William v. State, 583 S.E.2d 52 (1996); ( where the trial court erred in sanctioning petitioner with a Maxton, order.

### Conclusion

Based upon the court's err in sanction placed against applicant. The January 12, 2017 order Restricting Future Filings is requested to be vacated. And applicant granted an evidentiary hearing on the current pcr application.

Respectfully Submitted,



George Adams, #181283

cc: Attorney General office  
State of South Carolina

GA#181283

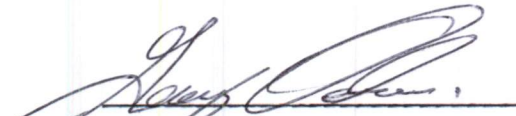
Certificate of Service

I, Applicant, George Adams, #181283, certify that I have served one copy of the Applicant's South Carolina Rules of Civil Procedure Rule 60(a),(b)(5) Motion for relief from judgment or order, on the Honorable Daniel Coble, judge for Richland County Court of Common Pleas, and South Carolina Attorney General office, by depositing the same in a United States mail box, postage prepaid to address as follows:

1) Honorable Daniel Coble judge  
Richland County Court of Common Pleas  
1701 Main Street, Room 205  
Columbia, S.C. 29201

2) Attorney General Office  
State of South Carolina  
Post Office Box 11549  
Columbia, S.C. 29211-1549

This 19<sup>th</sup> Day of DEC, 2025.

  
George Adams, #181283