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## Key Deadlines and Filing Status

Milestone	Date
Incident Date	4/8/2016
Standard Deadline (Expired)	4/8/2019
Final Deadline with Max Tolling	4/8/2024

Because this final deadline passed in **April 2024**, a new filing in **2026** would likely be dismissed by the court as "time-barred." The law also requires that once your mental incapacity ends, you must generally file within **one year** of that recovery, provided it does not exceed the absolute five-year extension limit.  Fulton & Barr Attor... +1

If you have an **active case** that was filed before April 2024 and is still pending, you should consult with your attorney immediately regarding its status. For further assistance, you can contact the South Carolina Bar Lawyer Referral Service or search your case history on the [South Carolina Judicial Branch](#) portal

Ask anything

Q sc can you file a complaint for incident happened 4/8/2016 a

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For an incident occurring on **4/8/2016** in South Carolina, your final deadline to file a claim—including the maximum extension for mental incapacity—was **4/8/2024**. [🔗](#)

Under South Carolina law, the timeline is calculated as follows:

- **Standard Filing Window (3 years):** For most personal injury or civil rights claims, the initial deadline was **4/8/2019**.
- **Mental Incapacity Extension (+5 years):** If you were mentally incapacitated at the time of the incident, the law (S.C. Code § 15-3-40) allows the clock to be paused, but strictly limits this extension to a maximum of **five years**.
- **Combined Maximum (8 years):** Adding the standard three years and the five-year tolling cap results in a total of eight years from the date of the incident. [🔗 mccravylaw.com +3](#)

## Key Deadlines and Filing Status

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**From:** [Bryantavious Murray](#)  
**To:** [Addy, Frank R.](#)  
**Cc:** [Court Of Appeals Filings](#); [Shirley Little](#); [Steven Pruitt](#); [hodges\\_ecf@scd.uscourts.gov](mailto:hodges_ecf@scd.uscourts.gov); [Buffey Hodges](#)  
**Subject:** Re: Concerning case no.2018-cp35-00074  
**Date:** Sunday, April 26, 2026 10:37:33 AM

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[Greenwood, South Carolina 29646](#)

[faddyj@sccourts.org](mailto:faddyj@sccourts.org)

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Fax: (864) 942-8581

AA: Freda Sartin [faddysc@sccourts.org](mailto:faddysc@sccourts.org)

Law Clerk: Nate Tackett [faddyjc@sccourts.org](mailto:faddyjc@sccourts.org)

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**Subject:** Bryantavious K. Murray v. Lt. Geoffrey Rice, Lt. Ronald Cook, Lt. James Thompkins,  
2023-001375

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864.229.5327 (Fx)

[slittle@mcdonaldpatrick.com](mailto:slittle@mcdonaldpatrick.com)

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**Subject:** Re: Concerning case no.2018-cp35-00074  
**Date:** Sunday, April 26, 2026 10:46:14 AM  
**Attachments:** [IMG\\_0295.png](#)  
[IMG\\_0294.png](#)

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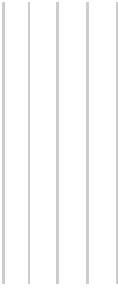
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**Subject:** Re: Concerning case no.2018-cp35-00074  
**Date:** Sunday, April 26, 2026 10:53:50 AM  
**Attachments:** [IMG\\_0298.png](#)  
[IMG\\_0297.png](#)

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**Subject:** Re: Concerning case no.2018-cp35-00074  
**Date:** Sunday, April 26, 2026 10:56:57 AM  
**Attachments:** [IMG\\_0299.png](#)  
[IMG\\_0300.png](#)

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Thank you.

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**From:** Shirley Little <[slittle@mcdonaldpatrick.com](mailto:slittle@mcdonaldpatrick.com)>  
**Sent:** Friday, August 16, 2024 12:31 PM  
**To:** Court Of Appeals Filings <[ctappfilings@sccourts.org](mailto:ctappfilings@sccourts.org)>  
**Cc:** Bryantavious Murray <[MurrayBryantavious@gmail.com](mailto:MurrayBryantavious@gmail.com)>; Steven Pruitt <[spruitt@mcdonaldpatrick.com](mailto:spruitt@mcdonaldpatrick.com)>  
**Subject:** Bryantavious K. Murray v. Lt. Geoffrey Rice, Lt. Ronald Cook, Lt. James Thompkins, 2023-001375

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Thank you for your time and consideration,

*Shirley Little*

Legal Assistant to Steven M. Pruitt, Esquire

[McDonald Patrick Poston Hemphill & Roper, LLC](#)

PO Box 1547

Greenwood, SC 29648

[414 Main Street \(29646\)](#)

864.388.1025 (Ph)

864.229.5327 (Fx)

[slittle@mcdonaldpatrick.com](mailto:slittle@mcdonaldpatrick.com)

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SC Court of Appeals

**From:** [Bryantavious Murray](#)  
**To:** [Court Of Appeals Filings](#)  
**Cc:** [Shirley Little](#); [Steven Pruitt](#); [Addy, Frank R.](#)  
**Subject:** Concerning case no.2018-cp35-00074  
**Date:** Saturday, April 25, 2026 3:24:26 PM  
**Attachments:** [Murray v. SCDC - Attachment \(2\).pdf](#)

---

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**From:** [Bryantavious Murray](mailto:Bryantavious Murray)  
**To:** [Court Of Appeals Filings](mailto:Court Of Appeals Filings)  
**Subject:** Re: SCACRIIFORM07  
**Date:** Sunday, April 26, 2026 5:16:32 PM

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Can you email a copy of all the paperwork I sent you with the recall and the recalled designation of matter

On Sat, Nov 9, 2024 at 6:37 AM Bryantavious Murray <[murraybryantavious@gmail.com](mailto:murraybryantavious@gmail.com)> wrote:

how do i receive a refund

On Mon, Oct 7, 2024 at 8:56 AM Court Of Appeals Filings <[ctappfilings@sccourts.org](mailto:ctappfilings@sccourts.org)> wrote:

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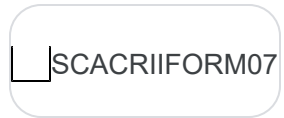
**From:** Bryantavious Murray (via Google Docs) <[murraybryantavious@gmail.com](mailto:murraybryantavious@gmail.com)>  
**Sent:** Sunday, October 6, 2024 7:44 PM  
**To:** Court Of Appeals Filings <[ctappfilings@sccourts.org](mailto:ctappfilings@sccourts.org)>  
**Cc:** Staley, Denesha <[dstaley@sccourts.org](mailto:dstaley@sccourts.org)>  
**Subject:** SCACRIIFORM07

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Bryantavious Murray attached a document

Bryantavious Murray ([murraybryantavious@gmail.com](mailto:murraybryantavious@gmail.com)) has attached the following document: [Learn more](#)

send physical copy threw mail to: 2156 cresthill drive/ columbia sc  
29223



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

new case  
CASE NO. 2018CP3574

Bryantavious Murray  
PLAINTIFF(S)

7013 28 F 2-117  
STATE OF SOUTH CAROLINA  
SCDC  
DEFENDANT(S)

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Mar 25 2024

SC Court of Appeals

CHECK ALL THAT APPLY:

RE: INMATE FILING OF CIVIL SUITS:

( ) THE PLAINTIFF, AN INMATE WITH THE SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, (HAS/HAS NOT) COMPLIED WITH SECTION 24-27-100.

( ) THE CLERK OF COURT IS HEREBY ORDERED (TO FILE/NOT TO FILE) THE WITHIN ACTION.

THE SCDC SHALL DEDUCT THE FILING FEE FROM THE PRISONER'S TRUST ACCOUNT PURSUANT TO SECTION 24-27-100 AND SHALL FORWARD THE FUNDS TO THE CLERK OF COURT FOR MCCORMICK COUNTY, SOUTH CAROLINA. *This includes service fees.*

Dated at McCormick, SC, this 28<sup>th</sup> date of August, 2018

Al Bruce Lee  
Chief Administrative Judge

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Apr 27 2026

SC Court of Appeals

Attorney(s) for Plaintiff

Attorney(s) for Defendant

Entered &  
mailed to  
Judge Utilation  
3/10/18

Bryantavious Murray  
Clerk of Court

STATE OF SOUTH CAROLINA  
COUNTY OF MCCORMICK

CASE NO. 2018CP3574

IN THE COURT OF COMMON PLEAS  
Bryantavious Murray  
PLAINTIFF(S)

STATE OF SOUTH CAROLINA  
SCDC  
DEFENDANT(S)

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SC Court of Appeals

Attorney(s) for Plaintiff

Attorney(s) for Defendant

Entered &  
mailed to  
Judge Utilation  
3/10/18

Bryantavious Murray  
Clerk of Court

10:54



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do I have to file motion for mental incapacity or just show I was on ...

11 sites

In South Carolina, you do not typically file a separate "motion for mental incapacity" just to start your lawsuit. Instead, you file your complaint, and if the other party moves to dismiss it for being late (past the standard three-year deadline), you must then provide **strong medical or legal evidence** to prove you were incapacitated. Avvo +1

The court does not just take your word for it; you must meet a specific legal standard to "toll" or pause the clock. [Link icon](#)

### 1. Proving the Disability

Simply being "on mental health treatment" or having a diagnosis is often not enough. To pause the statute of limitations, you generally must show you were "**insane**" (the legal term

Ask anything

Q sc can you file a complaint for incident happened 4/8/2016 a

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10:55



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EXTENSIONS. 4 AVVO +3

### 3. The Absolute Limit

Even with the best medical proof, South Carolina law (S.C. Code § 15-3-40) strictly forbids extending the deadline by more than **five years** for mental incapacity. For a 2016 incident, this means even a judge cannot extend your final deadline past **April**

**2024.** South Carolina Legi... +1

If you haven't already, you should use the [South Carolina Bar's Find a Lawyer](#) tool to find an attorney who specializes in "tolling" and statutes of limitations, as these arguments are technically complex.

**Do you already have a doctor or medical professional who is willing to testify that your condition prevented you from filing a lawsuit between 2016 and 2023?**

AI responses may include mistakes. For legal advice, consult a professional. [Learn more](#)



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**To:** [Court Of Appeals Filings](#)  
**Cc:** [Shirley Little](#); [Steven Pruitt](#); [Addy, Frank R.](#); [hodges\\_ecf@scd.uscourts.gov](mailto:hodges_ecf@scd.uscourts.gov); [Buffy Hodges](#)  
**Subject:** Re: Concerning case no.2018-cp35-00074  
**Date:** Saturday, April 25, 2026 3:36:20 PM  
**Attachments:** [Murray v. SCDC - Attachment \(2\).pdf](#)

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**Cc:** Bryantavious Murray <[MurrayBryantavious@gmail.com](mailto:MurrayBryantavious@gmail.com)>; Steven Pruitt <[spruitt@mcdonaldpatrick.com](mailto:spruitt@mcdonaldpatrick.com)>

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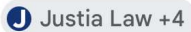
SC Court of Appeals

10:44



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## Impact on Your Timeline

- **Standard Deadline (Expired):** For an incident on 4/8/2016, the standard three-year deadline ended on **4/8/2019**.
- **Mental Incapacity Extension (Maxed Out):** Even if you were mentally incapacitated, the law (S.C. Code § 15-3-40) strictly limits this extension to a **maximum of five years**.
- **Absolute Filing Cut-off:** This five-year extension plus the standard three-year window creates an absolute "dead stop" for filing most claims eight years after the incident. For your 2016 incident, this period likely expired by **4/8/2024**. 

## Scarring in Other Legal Contexts

While scarring doesn't extend your filing deadline, it does affect how compensation is calculated if a case is filed on time:

- **Civil Personal Injury:** Visible scarring on the head or neck can significantly increase the

Ask anything

Q sc can you file a complaint for incident happened 4/8/2016 a

10:41



Glassdoor Jobs

now

Food Team Member (CM-BK) at Army a...  
Burger King is hiring

- **Latent Permanent Damage:** If a medical professional only recently diagnosed a condition as permanent and linked it to the 2016 event for the first time, you might argue for a later discovery date. Packard Law Firm +2

## Challenges with a 2023 Filing

1. **Five-Year Maximum:** South Carolina's extension for mental incapacity is capped at five years beyond the standard three-year limit [S.C. Code § 15-3-40]. This combined eight-year window for a 2016 incident would generally expire by **April 2024**.
2. **Reasonable Diligence:** To use the discovery rule for a permanent injury, you must prove you could not have reasonably known about the permanency or cause earlier. Courts often rule that if you knew you were hurt at all in 2016, you were "on notice" to investigate and file within the standard period. Packard Law Firm

## Defining Permanent Injuries in SC

Ask anything

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**To:** [Bryantavious Murray](#); [Court Of Appeals Filings](#)  
**Cc:** [Shirley Little](#); [Steven Pruitt](#); [hodges\\_ecf@scd.uscourts.gov](mailto:hodges_ecf@scd.uscourts.gov); [Buffey Hodges](#)  
**Subject:** RE: Concerning case no.2018-cp35-00074  
**Date:** Sunday, April 26, 2026 10:31:06 AM

---

Yes, you paid the filing fee from that lawsuit in 2018, but again, you're filing a new suit. Even though I explained that the subject matter is the same and that the new suit will likely be met with a motion to dismiss from SCDC, it's still a new filing which requires a new filing fee.

Please re-read my letter to you which explains all of this.

Additionally, please note that I cannot offer legal advice to you. I would strongly encourage you to consult with an attorney before proceeding with any suit.

Thank you for your understanding.

Frank R. Addy, Jr.

Resident Judge, 8<sup>th</sup> Judicial Circuit

528 Monument Street, Ste. 210

Greenwood, South Carolina 29646

[faddyj@sccourts.org](mailto:faddyj@sccourts.org)

Office: (864) 943-8020

Fax: (864) 942-8581

AA: Freda Sartin [faddyjc@sccourts.org](mailto:faddyjc@sccourts.org)

Law Clerk: Nate Tackett [faddyjc@sccourts.org](mailto:faddyjc@sccourts.org)

**\*\*\*Please note that I do *not* receive email on my cell phone.\*\*\***

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**From:** Bryantavious Murray <murraybryantavious@gmail.com>

**Sent:** Saturday, April 25, 2026 3:35 PM

**To:** Court Of Appeals Filings <ctappfilings@sccourts.org>

**Cc:** Shirley Little <slittle@mcdonaldpatrick.com>; Steven Pruitt <spruitt@mcdonaldpatrick.com>;

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<[bhodges@mccormickcountysc.org](mailto:bhodges@mccormickcountysc.org)>

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