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May 14 2026

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM SPARTANBURG COUNTY
Court of Common Pleas
Hon. Grace Gilcrest-Knie, Circuit Court Judge

Lower Court Case No.: 2025-CP-42-03614
Appellate Court Case No.: 2026-001039

John Garvin. Appellant,

v.

The State of South Carolina and Asst. Solicitor, James E. Hunter. Respondents.

AMENDED NOTICE OF APPEAL

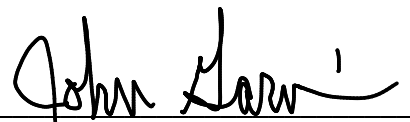
TO THE CLERK OF THE COURT OF APPEALS:

NOTICE IS HEREBY GIVEN that Plaintiff, John Garvin, proceeding as pro se, appeals to the South Carolina Court of Appeals from the final orders entered in this action:

1. The **Order Granting Defendant, James E. Hunter’s Motion to Dismiss**, (see Exhibit – A), entered on November 7, 2025; and
2. The **Order Denying Plaintiff’s Rule – 59(e) Motion to Alter or Amend Judgment**, (see Exhibit – B), entered on April 7, 2026.

This appeal is taken from the final judgment and all interlocutory orders merged therein.

Dated: May 14, 2026



 John Garvin, # 355509, Pro-se
 Ridgeland Correctional Institution
 P.O. Box # 2039
 Ridgeland, S.C., 29936

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John Garvin. Appellant,

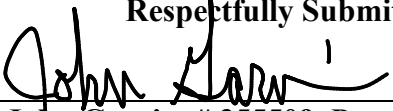
v.

The State of South Carolina and Asst. Solicitor, James E. Hunter. Respondents.

Certificate of Service

I, John Garvin, certify that I have serve a **MOTION TO PROCEED IN FORMA PAUPERIS and an AMENDED NOTICE OF APPEAL** on the Court to be delivered, by via e-mail on May 14, 2026, addressed to the Hon. Jenny A. Kitching, Clerk of S.C. Court of Appeals, at e-mail: ctappfilings@sccourts.org and also delivering to Respondents a filed date-stamped copy by depositing in the United States Mailbox to be delivered via United States First Class Postage Priority Mail on or about May 15, 2026, addressed to Mr. J. Nathan Ozmint, Esq., at 325 Rocky Slope Road, Suite # 201, Greenville, S.C. 29607.

Dated: May 14, 2026

Respectfully Submitted,


John Garvin, # 355509, Pro-se
Ridgeland Correctional Institution
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Ridgeland, S.C., 29936

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Ridgeland, S.C. 29936

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SC Court of Appeals

Attn: Hon. Jenny A. Kitching, Clerk
South Carolina Court of Appeals
P.O. Box # 11629
Columbia, S.C., 29211

RE: *John Garvin v. State of South Carolina and Asst. Solicitor James E. Hunter,*
Appellate Case No.: 2026-001039

Dear Hon. Clerk Kitching:

Enclosed for filing please find the following on behalf of Appellant, John Garvin, proceeding as pro-se:

1. **Motion to Proceed *In Forma Pauperis***
2. **An Amended Notice of Appeal**
3. **A Copy of the Order Granting Defendant's Motion to Dismiss** (entered November 7, 2025)
4. **A Copy of the Order Denying Plaintiff's Rule – 59(e) Motion** (entered April 7, 2026)


Regarding the Filing Fee: Appellant files a Motion to Proceed *In Forma Pauperis* and respectfully requests that the Court waive the \$250.00 filing fee based on his indigence as an incarcerated person with no income. If the Court requires further documentation, please advise.

Correction of Deficiencies: This Amended Notice of Appeal:

- Is accompanied by the orders challenged on appeal (attached);
- Does not contain argument regarding the matters on appeal;
- Follows the format shown by Form 1 in Appendix C to Part II of the SCACR; and
- Identifies all parties in the caption without using "et al."

Thank you for your assistance.

Dated: May 14, 2026

Respectfully,

John Garvin, # 355509, Pro-se

Enclosures
cc: J. Nathan Ozmint