

~~Dec~~
OCT. 12, 2013

The Honorable Jenny A. Kitchings
Clerk, South Carolina Court Of Appeals
PO Box 11629
Columbia, SC 29211

Re: In The Matter Of Care And
Treatment of William Deans
Case No: 2013-00879

Dear, Mrs. J. A. Kitchings,

Please, find enclosed for filing in this above captioned case,
APPELLANT'S APPLICATION FOR AN ORDER LIFTING SUPERSEDES', which has
been properly served upon the named party's,

Respectfully submitted by,

William Deans

and please return appellants clock stamped copy

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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court Of Appeals

APPEAL FROM ANDERSON COUNTY
Court Of Common Pleas, 04th Judicial Circuit

J.C. Nicholson, Circuit Court Judge

Appellant Case No: 2013-000879

State Of South
Carolina.....Respondent,

v.

William
Deans.....Appellant.

APPELLANT'S APPLICATION FOR AN ORDER LIFTING SUPERSEDES

William Deans
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Columbia, C 29203
Pro-Se Appellant
803-889-2922

Other Counsel of Record
Alan Wilson
SC Attorney General
Asst. Nicole T. Wetherton
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STATEMENT OF CASE FOR APPLICATION AND APPLICATION

On / about May 6, 2013 Appellant, who is granted leave to proceed Pro-se, gave Notice of Intent To Appeal, SCC 44-48-10/170 at 110 presumed Annual Review Hearing held of Jan. 13, 2013.

On May 23, 2013, Appellant's filed Appellant's Initial Brief in this the SC Court of appeals.

On Aug. 8, 2013, Appellant attempted two good faith efforts to file an application for lift of Supersedes pursuant to SCRCF, Rule 5 (e), to his Honor Judge J.C. Nickolson, Chief Administrative Judge for the tenth Circuit, for Anderson, SC.

Since Aug. 8, 2013, Judge Macaulay has refused to file the request to lift automatic Supersedes, That due to the silence of the court by refusing to file the application, Appellant asserts the lower court waives any objections to this court lifting the statutory order of automatic Supersedes.

Appellant is being unduly prejudiced by not being able to proceed with the mechanics of the case, specifically,

1. not being able to prepare for future (2013 / 2014 SCC Ann. 44-48-10/170 at 110 Annual Review Hearing.

a) not being able to defend the case in between SCC 44-48-10/170 at 110 Annual Review Hearings.

b) not being able to obtain documented exculpatory evidence being with held by the State through discovery and compelled production.

c) not being able to pursue perjury and contempt of Court allegations against the State agents.

d) not being able to pursue SVP treatment for which Appellant as civilly committed.

see hereto, Appellant's Exhibit, "Appellant's "SCRCP, R 5 (e) filing to Chief Administrative Judge Macaulay".

ie: Respondent's Motion For Supersedes Of Matter On Appeal.

2. For the Chief Administrative Judge not to have filed Appellants Motion To Lift Supersedes is yet another example of the court attempt to deny Appellant to defend himself against perjury and deceit as demonstrative in Appellants Initial Brief On Appeal.

a) see Appellant's Initial Brief On Appeal filed May 20, 2013.

3. Due directly to the Supersedes, Appellant is unable to pursue enforcement and violations of a lower court ordered Injunction issued against the State / agents of the SCDMH treatment team, and States experts from still violating Appellants 4th Amendment, U.S. Constitutional Rights Against forced self-incrimination. by / through the denial of SVP treatment for which Appellant is ordered civilly committed.

See hereto Appellants Exhibits (AA) showing service of Application For Automatic Supersedes Be Lifted by the lower Court, and (BB) Certificate of Service, and (CC) copy of SCDMH mailing verification and (DD) postage receipt.

Wherefore, Appellant moves this Court for an order,

1. lifting automatic Supersedes in this case.

2. Order lifting automatic Supersedes be for the duration of appeal process.

Respectfully submitted by,

~~Oct.~~ ^{Dec}, 12, 2013 ^{vm}

William Deans

WILLIAM DEANS

7901 Farrow Rd.

Bldg. 3, 3d floor

Columbia, SC 29203

THE STATE OF SOUTH CAROLINA
In The Court Of Appeals

APPEAL FROM ANDERSON COUNTY
Court Of Common Pleas, 04th Judicial Circuit

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William
Deans.....Appellant.

PROOF OF SERVICE

I, William Deans, certify that I have served a "APPELLANT'S APPLICATION FOR AN ORDER LIFTING SUPERSEDES", on Alan Wilson / Nicole T. Wetheron, PO Box 11549, Columbia, SC 29211, by depositing a copy thereof into the United States Mail, with postage prepaid by Appellant, as addressed on

Oct. 12, 2013 ^{ms}

William Deans MS

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Appellant, prose

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