

In state of South Carolina
Court of Appeal

RECEIVED

Appeal from Greenwood County of Court of Pleas

JUN 16 2026

SC Court of Appeals

Honorable Judge Fant..... Circuit Court Judge

Case No: 2026-000968

Joey C. Reel..... Petitioner
VS.

Dennis Kelly, Greenwood County Detention Center..... Respondent

This motion is to reconsider the dismissal of my case No. 2026-000968 and to reinstate the case and prevent the sending of the remittitur due to Pursuant "Prison mailbox Rule" as decided in Houston v. Lack. It wasn't properly served directly to me. See exhibit A and B, in reference to dates the letters from South Carolina Court of Appeals for "order" from the filed date May 13, 2026 and letter from Jasmine D. Smith Deputy Clerk dated May 18, 2026 informing me to write this motion to reinstate this case within 15 days of the date of this letter; By which was written and received by hand to me 6-8-26 at Kershaw mailroom window. see exhibit A, B, to confirm. Reason to continue case No. 2026-000968 along with exhibit C, that show that a Proof of service. was properly served at the proper timing of me access to legal notice and material and receiving letter in detention status before being placed "intake status" at Kirkland R & E Center where were restricted from obtaining access to the court where neither department inhibited the use of access. Which the Appellants Due Diligent "Access to the court was not available to submit his notice of Appeal within Described period as not fault of his own. See "Exhibit A" submitted with previous notice of Appeal and incorporated motion for enlargement of time, requested he incarcerated with motion of April 3, 2026 And If you will see Case Haines v. Kerner where Appellant was entitled to offer proof in whatever manner the limits on the scope of inquiry of courts into the internal administration of prisons, allegations such as those asserted by Petitioner

Respectfully Submitted

Donna A. Truesdale
June 10th, 2026



5/ _____
Joey C. Reel

The South Carolina Court of Appeals

Joey C. Reid, Appellant,

v.

Dennis Kelly of the Greenwood County Detention
Center, Respondent.

Appellate Case No. 2026-000968

ORDER

RECEIVED

JUN 09 2026

KERSHAW CI
MAIL ROOM

On April 13, 2026, Appellant filed a notice of appeal from a circuit court order granting summary judgment to Respondent. In his notice of appeal, Appellant stated he received the circuit court order "[o]n or about February 3, 2026." Appellant did not provide this court with a proof of service for his notice of appeal; therefore, this court sent a deficiency letter to him on April 21, 2026. On April 29, 2025, Appellant provided this court with a certificate of service stating he served Respondent with his notice of appeal on April 26, 2026. After careful consideration of the filings, we dismiss this appeal as untimely served. *See* Rule 203(b)(1), SCACR ("A notice of appeal shall be served on all respondents within thirty (30) days after receipt of written notice of entry of the order or judgment."); *Mears v. Mears*, 287 S.C. 168, 169, 337 S.E.2d 206, 207 (1985) ("Service of notice of intent to appeal is a jurisdictional requirement, and this Court has no authority to extend or expand the time in which the notice of intent to appeal must be served.");¹ The remittitur will be sent as provided by Rule 221(b) of the South Carolina Appellate Court Rules.

FOR THE COURT

J.

FILED
May 13 2026

¹ Appellant moved to allow late filing of his notice of appeal and for an enlargement of time to finalize his motion to proceed *in forma pauperis*. Because we dismiss this appeal, we take no action on Appellant's motions.

Donna A. Truesdale
June 10th, 2026



* Exhibit (B) *



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

CATHERINE S. HARRISON
CHIEF DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

May 18, 2026

Joey C. Reid, 288142
Kirkland Correctional Institution
4344 Broad River Road
Columbia SC 29210

Re: Joey C. Reid v. Dennis Kelly
Appellate Case No. 2026-000968

RECEIVED

JUN 09 2026

KEPCHAW CI
MAIL ROOM

Dear Mr. Reid:

The Court received your transcript status updated on May 15, 2026. Due to the dismissal of your case on May 13, 2026, the Court is returning your filing to you without action. You must file a motion to reinstate the case within fifteen (15) days of the date of this letter if you wish to prevent the sending of the remittitur.

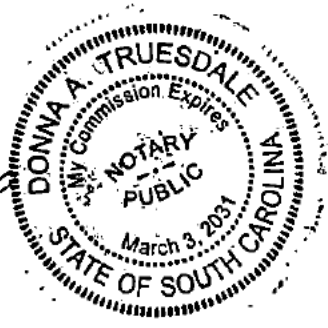
Very truly yours,

Jasmine D. Smith, Deputy

CLERK

cc: Russell W. Harter, Jr., Esquire

Donna A. Truesdale
June 10th, 2026



Columbia, South Carolina

cc:

Joey C. Reid, 288142

Russell W. Harter, Jr., Esquire

RECEIVED

JUN 09 2026

KERSHAW CI
MAIL ROOM

"Exhibit(C")

FRIDAY, APRIL 24, 2026

MR. JOEY C. REID #288142
KIRKLAND R/E INSTITUTION A1/B-43
4344 BROAD RIVER ROAD
COLUMBIA, SOUTH CAROLINA 29210

JENNY ABBOTT KITCHINGS, CLERK
SOUTH CAROLINA COURT OF APPEALS
POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211

RE: JOEY C. REID V. DENNIS KELLY
APPELLATE CASE NO.: 2026-000968
CORRECTED DEFICIENCIES

DEAR CLERK KITCHINGS:

PLEASE FIND ENCLOSED WITH THIS LETTER: 1.) NOTICE OF APPEAL;
2.) MOTION FOR ENLARGEMENT OF TIME; 3.) MOTION TO PROCEED IN FORMA PAUPERIS;
AND 4.) PROOF OF SERVICE (CERTIFICATE). PLEASE FILE THE ENCLOSED DOCUMENTS.

ADDITIONALLY, ON APRIL 24, 2026, I RECEIVED A LETTER FROM THIS
OFFICE INFORMING ME OF SEVERAL DEFICIENCIES THAT NEEDED TO BE RESOLVED.
PLEASE NOTE THAT:

- A.) MOTION TO PROCEED IN FORMA PAUPERIS, DUE TO INDIGENT STATUS,
HAS BEEN SUBMITTED TO RESOLVE FILING FEE DEFICIENCIES;
- B.) NOTICE OF APPEAL AND MOTION FOR ENLARGEMENT OF TIME HAVE BOTH
BEEN FILED SEPARATELY; AND
- C.) PROOF OF SERVICE CERTIFICATES HAVE BEEN INCLUDED TO DEMONSTRATE
PROOF OF HAVING SERVED THE NOTICE OF APPEAL ON THE RESPONDENT'S
COUNSEL AND GREENWOOD COUNTY CLERK OF COURT.

AS OF DATE, ALL DEFICIENCIES HAVE BEEN ADDRESSED AND RESOLVED BY WAY OF
THE ENCLOSED DOCUMENTS.

JCR: RUSSELL W. HARPER, JR., ESQUIRE
ENCLOSURE(S)

KINDEST REGARDS,

S/ Joey C. Reid

IN THE STATE OF SOUTH CAROLINA
COURT OF APPEALS

JOEY C. REID,
APPELLANT

- v -

DENNIS KELLY
OF THE GREENWOOD DETENTION CENTER,
RESPONDENT

CASE No. : 2026-000968

MOTION FOR EXTENSION OF TIME

ON APRIL 3, 2026, THE APPELLANT, JOEY C. REID - APPEARING PRO SE - DID SUBMIT A "NOTICE OF APPEAL AND INCORPORATED MOTION FOR EXTENSION OF TIME TO THIS HONORABLE COURT, CONCERNING AN APPEAL FROM THE COURT OF COMMON PLEAS, CASE NUMBER 2023-CP-24-00259.

ON APRIL 24, 2026, THE APPELLANT RECEIVED CORRESPONDENCE FROM SOUTH CAROLINA COURT OF APPEALS DEPUTY CLERK, CATHERINE HARRISON, DATED APRIL 21, 2026, INSTRUCTING THE APPELLANT TO CORRECT THE FOLLOWING DEFICIENCY:

"THE NOTICE OF APPEAL AND THE MOTION
FOR AN ENLARGEMENT OF TIME MUST BE
TWO SEPARATE DOCUMENTS."

THE APPELLANT HAS SUBMITTED A SEPARATE NOTICE OF APPEAL, AND DOES HEREBY SUBMIT THE INSTANT MOTION FOR ENLARGEMENT OF TIME - SPECIFICALLY AS IT RELATES TO THE ALLOTTED TIME TO SUBMIT A NOTICE OF APPEAL.

THE APPELLANT IS PROCEEDING PRO SE AND IS CURRENTLY DETAINED INSIDE THE SOUTH CAROLINA DEPARTMENT OF CORRECTIONS AT KIRKLAND A/E CENTER, WHERE HE IS ASSIGNED "INTAKE STATUS." APPELLANT ARRIVED ON OR ABOUT FEBRUARY 11, 2026. DURING INTAKE STATUS - WHICH IS TYPICALLY BETWEEN 100 AND 120 DAYS, DETAINEES ARE RESTRICTED FROM OBTAINING ACCESS TO LEGAL MATERIALS. DUE TO THIS RESTRICTION, THE APPELLANT'S DUE PROCESS "ACCESS TO THE COURT" WAS INHIBITED AND HE WAS NOT ABLE TO SUBMIT HIS NOTICE OF APPEAL WITHIN THE PRESCRIBED PERIOD - AS NO FAULT OF HIS OWN.

THE APPELLANT DIRECTS THE COURT'S ATTENTION TO THE "EXHIBIT A" SUBMITTED WITH THE PREVIOUS NOTICE OF APPEAL AND INCORPORATED MOTION FOR ENLARGEMENT OF TIME, AND REQUESTS THAT DOCUMENT/EXHIBIT BE INCORPORATED WITH THE INSTANT MOTION.

APRIL 24, 2026
COLUMBIA, SOUTH CAROLINA

RESPECTFULLY SUBMITTED,

S/ Joey C. Reid
JOEY C. REID

IN THE STATE OF SOUTH CAROLINA
COURT OF APPEALS

JOEY C. REID,
APPELLANT

- v -

DENNIS KELLY
OF THE GREENWOOD DETENTION CTR.,
RESPONDENT

CASE No.: 2026-000968

MOTION TO PROCEED
IN FORMA PAUPERIS
WITHOUT PREPAYMENT OF
FILING FEES

THE APPELLANT, JOEY C. REID, APPEARING PRO SE, DOES HEREBY SUBMIT THE FOLLOWING MOTION TO PROCEED IN FORMA PAUPERIS. THE APPELLANT IS LAWFULLY INDIGENT. — AND AS A MATTER OF CONSTITUTIONAL DUE PROCESS, SUBMITS THE FOLLOWING.

I, JOEY C. REID, DECLARE THAT, DUE TO FINANCIAL INDIGENCY, I AM UNABLE TO PREPAY FILING FEE COSTS ASSOCIATED WITH THE INSTANT LITIGATION, AND THEREFORE, AM LAWFULLY ENTITLED TO PROCEED IN FORMA PAUPERIS. IN SUPPORT OF THIS MOTION, I AFFIRM THE FOLLOWING, PURSUANT TO PENALTY OF PERJURY:

- 1.) I AM CURRENTLY INCARCERATED IN THE SOUTH CAROLINA DEPARTMENT OF CORRECTIONS AND DO NOT RECEIVE ANY FORM OF PAYMENTS.
- 2.) I AM CURRENTLY UNEMPLOYED AND HAVE BEEN SO FOR GREATER THAN SIX MONTHS.
- 3.) IN THE PAST TWELVE (12) MONTHS, I HAVE NOT RECEIVED, NOR GENERATED ANY SOURCE OF INCOME, INHERITENCE, PENSION, DISABILITY, INSURANCE OR OTHER.
- 4.) I DO NOT HAVE ANY BANK, SAVINGS, RETIREMENT OR CASH ACCOUNTS.
- 5.) I DO NOT OWN ANY TANGIBLE, LIQUID OR FUNGIBLE INVESTMENTS OR ASSETS.

I AFFIRM THE FOREGOING IS TRUE AND CORRECT.

EXECUTED THIS ___ DAY OF _____, 20___, IN COLUMBIA, SC.

RESPECTFULLY SUBMITTED,

S/ Joey C. Reid

IN THE STATE OF SOUTH CAROLINA
COURT OF APPEALS

JOEY C. REID,
APPELLANT

- V -

DENNIS KELLY
OF THE GREENWOOD DETENTION CENTER,
RESPONDENT

CASE No.: 2026-000968

CERTIFICATE OF SERVICE
RECEIVED

JUN 16 2026

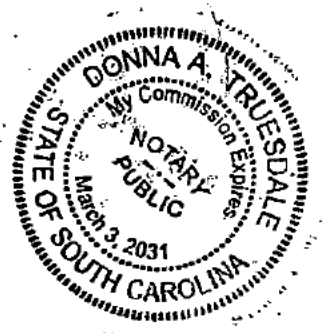
SC Court of Appeals

I, JOEY C. REID, CERTIFY THAT THE ATTACHED NOTICE OF APPEAL,
MOTION FOR ENLARGEMENT OF TIME AND MOTION TO PROCEED INFORMA PAUPERIS —
PURSUANT TO THE "PRISON MAILBOX RULE" AS DECIDED IN HOUSTON V. LACK — ^{HAS BEEN SERVED} BY
DEPOSITING DOCUMENTS INTO THE DEPARTMENTAL MAIL SYSTEM WITH FIRST CLASS
POSTAGE DULY AFFIXED AND ADDRESSED TO:

JENNY A. KITCHINGS, CLERK	RUSSELL W. HARTER, JR.	CLERK OF COURT
S.C. COURT OF APPEALS	CHADMAN HARTER, LAW OFFICE	GREENWOOD COUNTY
P.O. Box 11624	P.O. Box 10224	528 MONUMENT STREET
COLUMBIA, SC 29211	GREENVILLE, SC 29603	GREENWOOD, SC 29648

DATE: April 26, 2026

Donna A. Truesdale
June 10th, 2026



S/ Joey C. Reid
JOEY C. REID
KIRKLAND R/E CENTER
4344 BROAD RIVER ROAD
COLUMBIA, SC 29210

Joey C. Reid # 208142 MA-A-17
4848 Goldmine Hwy.
Kershaw, Corr. Inst.
Kershaw, S.C. 29067-8136

RECEIVED

JUN 11 2026

KERSHAW CI
MAIL ROOM

SCDC

JUL 30 2026

MAIL ROOM

RECEIVED

JUN 16 2026

SC Court of Appeals

The South Carolina Court of Appeals
Honorable Jenny Abbott Kitchens, Clerk
Post Office Box 11629
Columbia, South Carolina 29211