

STATE OF SOUTH CAROLINA

County of ☒ Charleston ☐ Berkeley

Jarome Curry

Applicant / Petitioner

vs.

State of South Carolina,

Respondent.

COURT OF COMMON PLEAS

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Case No. 2022-CP10-02017

Exh. 5-11

ORDER

JULIE J. ARMSTRONG
CLERK OF COURT

2024 MAR 18 PM 1:37

FILED

This post-conviction relief case came before the court for a hearing. Having now heard this matter, the court orders as indicated herein.

1. The application for post-conviction relief is hereby: denied granted under advisement. A formal order will be filed (see below - No. 6).

2. Motion(s) was/were heard in this case and the court orders: This motion to dismiss and/or for summary judgment is hereby granted denied under advisement, based upon the statute of limitations and/or the successive nature of the application or other reason as follows:

MOTION FOR MENTAL COMPETENCY WAS GRANTED BY COURT

APPLICANT DOES NOT APPEAR COMPETENT AND CHARGE OF UNLAWFUL
IFC FOR PROSECUTION AT THIS TIME. GRANTED

3. A conditional order of dismissal was previously filed in this case. Upon review of the matter, the court finds:

Good cause as to why the case should not be dismissed has been shown in response to the order of dismissal; therefore, a hearing on the merits of the application shall be scheduled.

The court has considered the response to the conditional order of dismissal and finds that good cause has not been shown or no response has been filed to the conditional order of dismissal; therefore, the application is hereby dismissed.

4. The application was freely, voluntarily, and intelligently withdrawn as indicated on the record; therefore, this case is dismissed with without prejudice.

5. Other: _____

6. The court further orders:

The Attorney General Applicant's counsel is directed to submit to the court a propose order and to serve the order on opposing counsel within _____ days.

Both sides are directed to submit proposed orders to the court and to serve the orders on each other within _____ days.

The court does not request proposed orders.

IT IS SO ORDERED.

Date: 03/12/2024

Charleston, S.C.

Court Reporter: Melissa Singletary

Attorney for State: Danielle Deon

Attorney for Applicant: Pro Se; Blaise G. Abbott (G.A.L.)

Presiding Judge

2024-GS-10-04573