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

FORM 4
FILED

JUDGMENT IN A CIVIL CASE
CASE NUMBER 2013CP2100874

Jimmy D Meggs Jr

2013 SEP 16 AM 11:27

CONNIE REEL-ONE
ARMA
CCCP & GS
FLORENCE COUNTY, SC

South Carolina State Of

RECEIVED

MAR 13 2014

PLAINTIFF(S)

DEFENDANT(S)

Submitted by:

Attorney for: Plaintiff Defendant
 Self-Represented Litigant

SC Supreme Court

DISPOSITION TYPE (CHECK ONE)

- JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered. See Page 2 for additional information.
- ACTION DISMISSED (CHECK REASON):**
 - Rule 12(b), SCRPC;
 - Rule 41(a), SCRPC (Vol. Nonsuit);
 - Rule 43(k), SCRPC (Settled);
 - Other: _____
- ACTION STRICKEN (CHECK REASON):**
 - Rule 40(j) SCRPC;
 - Bankruptcy;
 - Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award;
 - Other: _____
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**
 - Affirmed;
 - Reversed;
 - Remanded;
 - Other: _____

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: See attached order; (formal order to follow) Statement of Judgment by the Court:

ORDER INFORMATION

This order ends does not end the case.

Additional Information for the Clerk: _____

INFORMATION FOR THE JUDGMENT INDEX

Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.

Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled (List amount(s) below)

If applicable, describe the property, including tax map information and address, referenced in the order:

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure; Amounts to be computed such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk. **Note: Title abstractors and researchers should refer to the official court order for judgment details.**

Circuit Court Judge

Judge Code

Date 9/16/2013

For Clerk of Court Office Use Only

CERTIFIED - A TRUE COPY
Connie Reel-ONE
CLERK OF COURT C.P. & G.S.
FLORENCE COUNTY, S.C.

This judgment was entered on **September 13, 2013**, and a copy mailed first class or placed in the appropriate attorney's box on **September 16, 2013**, to attorneys of record or to parties (when appearing pro se) as follows:

Jimmy D Meggs 610 Hwy 9 West Bennettsville, SC 29512

Joshua Lee Thomas PO Box 11549 Columbia, SC 29211

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

Connie Reel-Shearin

Court Reporter

Connie Reel-Shearin - Clerk of Court

ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.

FILED

STATE OF SOUTH CAROLINA) IN THE COURT OF COMMON PLEAS
2013 SEP 13 PM 2:25) TWELFTH JUDICIAL CIRCUIT
COUNTY OF FLORENCE

CONNIE REEL-DREANN) 2013-CP-21-874
CCCP & GS)
FLORENCE COUNTY, SC)

Jimmy D. Meggs, Jr., SCDC No. 277400,)

Applicant,)

v.)

State of South Carolina,)

Respondent.)

**ORDER OF DISMISSAL
PURSUANT TO SCRCP,
RULE 12(b)(8)**

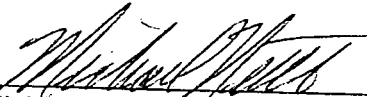
This matter is before this Court by way of a post-conviction relief application (PCR) filed April 1, 2013. The State now makes its motion to dismiss the PCR application pursuant to Rule 12(b)(8) as there is a pending PCR application filed in 2009. The State received the 2009 application in October 2012. The State then filed a motion to dismiss the PCR application. This Court then issued a Conditional Order of Dismissal on January 28, 2013. The State reports that the Condition Order was served on Applicant on February 12, 2013, but that Applicant has not yet responded to the Conditional Order. Both PCR applications represent an action between the State and Applicant and concern a collateral challenge to Applicant's PCR convictions. The allegation raised in this application could have been raised in the 2009 application. Accordingly, this Court finds dismissal pursuant to Rule 12, SCRCP appropriate.

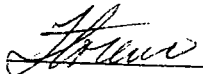
IT IS THEREFORE ORDERED that this PCR application is dismissed pursuant to Rule 12, SCRCP.

NOTIFIED. A TRUE COPY
Marie Rob. Spain
CLERK OF COURT C.P. & G.S.
FLORENCE COUNTY, S.C.

This Court notifies Applicant that he must file and serve a notice of appeal within thirty days after receipt of written notice of entry of judgment to secure the appropriate appellate review. See Rule 203, SCACR. Applicant's attention is directed to South Carolina Appellate Court Rule 243 for appropriate procedures for appeal.

AND IT IS SO ORDERED!

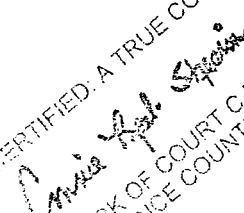

Michael G. Nettles
Chief Administrative Judge
12th Judicial Circuit

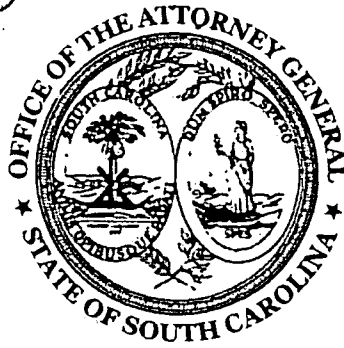
, South Carolina

9-13, 2013

2013 SEP 13 PM 2:25
CONNIE REEL-SHEARER
COPP & GS
FLORENCE COUNTY, SC

FILED

CERTIFIED: A TRUE COPY

CLERK OF COURT C.P. & G.S.
FLORENCE COUNTY, S.C.



ALAN WILSON
ATTORNEY GENERAL

September 5, 2013

FILED
2013 SEP 13 PM 2:25
CONNIE REE-SCOTT
Clerk of Court
FLORENCE COUNTY, S.C.

The Honorable Michael G. Nettles
Presiding Judge, Twelfth Judicial Circuit
180 N. Irby Street, MSC-XX
Florence, SC 29501

Re: Jimmy D. Meggs, Jr., #277400 v. State of South Carolina
2013-CP-21-874

Dear Judge Nettles:

Enclosed please find the proposed original **Order of Dismissal Pursuant to SCRCP, Rule 12(b)(8)** in regards to the above-referenced case. If this Order meets your approval, please sign same and forward to the Florence County Clerk of Court to be filed and served. Thank you for your time and consideration in this matter.

Sincerely,

David Spencer
Assistant Deputy Attorney General

DS/nb
Enclosure(s)

cc: Jimmy D. Meggs, Jr., #277400

FILE COPY
JIMMY D. MEGGS, JR.
2013-CP-21-874
FLORENCE COUNTY, S.C.