



# Office of the Clerk of Court

Greenville, South Carolina

Paul B. Wickensimer

Clerk of Court

Circuit Court Division  
Greenville County Courthouse  
305 East North Street  
Greenville, South Carolina 29601  
(864) 467-8551 FAX (864) 467-8540

Family Court Division  
301 University Ridge  
Post Office Box 757  
Greenville, South Carolina 29602  
(864) 467-5800 FAX (864) 467-5856

Reply to: Circuit Court Division

August 26, 2008

Roger D. Navy #251709  
F4-A253  
386 Redemption Way  
McCormick, SC 29899

Re: Freedom of Information Act Request – Transcript of Grand Jury Proceedings

Dear Mr. Navy:

We have received your letter as referenced above. Transcripts of Grand Jury Meetings are not available.

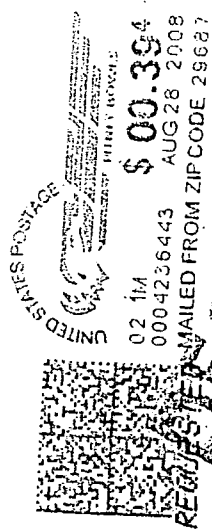
Thank you,

Paul B. Wickensimer  
Clerk of Court

No Grand Jury Documents

AFTER FIVE DAYS RETURN TO

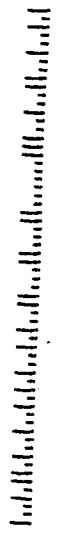
PAUL B. WICKENSIMMER  
GREENVILLE COUNTY CLERK OF COURT  
305 EAST NORTH STREET  
GREENVILLE, SOUTH CAROLINA 29601



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# Grand jury faces through docket

by TOM LANGHORNE  
Staff Writer

Twenty-two seconds. Actual-  
ly slightly less than 22 seconds.  
That's how much time, on  
average, that Spartanburg Coun-  
ty grand jurors had to devote to  
each of the 1,404 cases presented  
to them by 7th Circuit prosecu-  
tors over eight and a half hours  
Tuesday.  
The mass indictments come  
two weeks after a two-day grand  
jury session during which Solicitor  
General Holman Gossett's office pre-  
sented slightly fewer than  
1,800 cases for indictment,  
drawing strong criticism from  
Gossett's successor and a  
leading legal ethics expert.  
Before that session, the high-  
number of charges Gossett's  
office had presented for indict-  
ment at any one time in the past  
20 years had been 968.

200! ?

phone messages seeking com-  
ment, as has been the case since  
his June loss to Trey Gowdy in  
the Republican primary.

Attempts to reach South Car-  
olina Attorney General Charlie  
Condon were unsuccessful.

A spokesman for Gossett said  
last month that mass indict-  
ments were necessary in light of  
Circuit Judge John Kittredge's  
recent decision to fine 13th Cir-  
cuit Solicitor Bob Ariail for not  
complying with South Carolina  
Rules of Criminal Procedure.

Ariail didn't comply with Rule  
3(c), which states that prosecu-  
tors must take action on a given  
arrest warrant within 90 days  
after receiving the warrant from  
the clerk of court.

The fine was eventually  
dropped.

Indicting thousands of old and  
new cases en masse does not add  
to the statistical backlog that  
Gowdy will face when he takes  
office in January. Unindicted  
cases are already counted in the  
backlog as South Carolina Court  
Administration reports it.

But Gossett's mass indict-  
ment strategy does create a  
large pool of indicted cases that  
Gowdy can't be sure have been  
scrutinized first.

"It looks to me like the policy  
we used to have of reviewing  
cases to see if they have a basic  
degree of merit before sending  
them for indictment has been  
abandoned," said Spartanburg

GRAND continued on A15

## GRAND

Continued from page 1

attorney Andy Johnston, who  
worked as an assistant solicitor  
under Gossett from 1963 to 1990.

"All of a sudden they double the  
number of cases they send normally  
(in October), and then they do it  
again within a short time," Johnston  
said. "It sounds like they took all the  
cases that have been lying around  
and just sent them to the grand jury  
instead of reviewing them and mak-  
ing decisions about them."

Spartanburg Public Safety  
Director Tony Fisher, who sup-  
ported Gowdy in this year's cam-  
paign, accused Gossett of trying to  
sabotage Gowdy when his office  
sought about 1,300 indictments  
last month.

On Wednesday, Fisher said  
"there is no way the system can  
handle that many cases in a reason-  
able amount of time."

"We need to be honest with the  
public," he said. "We need to handle  
cases as quickly as we can, and deal  
with those where there is some rea-  
son to question prosecutorial merit  
within 60 days, instead of waiting  
this period of time and then doing  
this."

"We owe that to victims and the  
public."

Sheriff Bill Coffey, who support-  
ed Gossett in this year's campaign,  
declined to answer questions about  
Gossett's decision to seek thou-  
sands of indictments in a matter of  
weeks.

Coffey did say through a  
spokesman that such questions  
should be addressed to the grand  
jury and the court system.

Gowdy, who will take office on  
Jan. 10, said the time to decide  
whether a case is prosecutable is  
before indictment.

"I don't know what level of  
scrutiny was given these cases  
before they were submitted to the  
grand jury," he said. "I know it  
would be difficult for me to ade-  
quately scrutinize 1,400 cases in  
the period since the last grand jury  
met, which was about six weeks

getting with law enforcement  
screening cases on the front  
Gowdy vowed. "If you can't  
cases in a timely fashion, you  
contributing to a backlog  
adversely affects victims past  
sent and future."

Eldon D. Wedlock Jr., a crim-  
law professor and legal ethics  
expert at the University of S  
Carolina's School of Law, reiterated  
his earlier criticism that seeki  
large number of indictments at  
time defeats the investigative  
purpose of grand juries.

But Wedlock said grand ju-  
rors themselves should share the blame  
with Gossett.

"Their duty is to listen to the  
evidence of criminal allegations pre-  
sented by prosecutors and wit-  
nesses, and to act as a screen against  
vindictive prosecutions and  
unfounded charges," Wedlock said.  
"They're not taking that duty  
seriously as they should."

Wedlock said the grand jury  
foreman or a grand juror "should  
have objected and said 'Wait  
a minute, I want to hear some  
evidence why the state thinks the  
person has committed a crime.'"

Wedlock did not spare Gossett's  
office from criticism.

"They're allowing it to go on,"  
he said. "They have an ethical obliga-  
tion to do justice."

Wedlock said he understands  
that Gossett has to be mindful of  
Judge Kittredge's action against  
Ariail, but Gossett wouldn't be  
in this position if he had been eval-  
uating his cases promptly  
along.

Tom Langhorne can be reached  
at tom.langhorne@shj.com or 703-  
4511, Ext. 7221.

EXHIBIT B-1

Roger Dale Navy, SCDC#251709  
Evans Correctional Institution  
610 Hwy 9 West / F-5D-143  
Bennettsville, SC 29512-2130

December 9, 2013

Greenville County  
Clerk of Court Office  
305 E. North Street  
Greenville, SC 29601

RE: Post-Conviction Relief Application filing requests.

Dear Hon. Clerk,

Please find enclosed Applicant's Original Post-Conviction Relief Application, Supplemental Brief, Attachments and Certificate of Service along with this Letter Request that you clock-date-stamp-file and return a copy of the same to me at the above listed address and information. Thank you in advance for your anticipated cooperation & assistance in this matter.

Sincerely,

1st Roger Dale Navy 251709  
Roger Dale Navy, SCDC#251709

cc: file

1 ANY WAY THAT IT CAN BE NON-VIOLENT, AND I TOLD HIM I  
2 DIDN'T THINK SO. UNDER THE STATUTE, ARMED ROBBERY IS  
3 A VIOLENT CRIME. THERE'S NOTHING YOU COULD DO TO  
4 CHANGE IT UNLESS THEY REDUCED THE CHARGES AND THEY  
5 WOULD NOT REDUCE THE CHARGES, SO THAT WAS THE MAJOR  
6 REQUEST, TO GO NON-VIOLENT, BUT I COULD NOT DO THAT.

7 THE COURT: ALL RIGHT, YOUR LAWYER HAS DONE  
8 EVERYTHING YOU'VE ASKED HIM TO DO, IS THAT CORRECT?

9 MR. NAVY: YES, SIR.

10 THE COURT: ALL RIGHT, DO YOU UNDERSTAND WHAT  
11 A VIOLENT OFFENSE IS? DO YOU UNDERSTAND HOW THAT CAN  
12 AFFECT YOU?

13 MR. NAVY: NOT EXACTLY, BUT I KNOW THERE'S A  
14 VIOLENT AND A NON-VIOLENT.

15 THE COURT: ALL RIGHT, WELL, IF YOU GET TWO  
16 VIOLENT OFFENSES, YOU CAN DO LIFE WITHOUT PAROLE.

17 MR. NAVY: OKAY, YES, SIR, I UNDERSTAND THAT.

18 THE COURT: DO YOU UNDERSTAND THAT? HAVE MR.  
19 SULLIVAN AND YOU TALKED ABOUT THAT? HAVE Y'ALL TALKED  
20 ABOUT THAT?

21 MR. SULLIVAN: YES, SIR, I TOLD HIM HE COULD  
22 TRY. IF HE TRIED DIFFERENT TIMES ON THESE CHARGES, IF  
23 HE GOT CONVICTED TWICE HE COULD GET LIFE WITHOUT  
24 PAROLE. THAT'S WHY WE'RE TRYING TO WRAP IT UP IN ONE  
25 PACKAGE.

Tim Sullivan told me I had parole if I did all of this  
at one time. But if I separated them, got found guilty  
of two charges I would do life without parole.

Ineffective  
Assistance of  
Plea Counsel  
Never had  
File On  
Applicants  
Case.

1 MR. SULLIVAN: BUT HE IS INVOLVED IN THE  
2 ROBBERY, HE JUST DIDN'T HAVE THE GUN IN THIS ONE.

3 THE COURT: ALL RIGHT, I ASK YOU AGAIN, HOW  
4 DO YOU PLEAD?

5 MR. NAVY: GUILTY.

6 THE COURT: HAVE Y'ALL TALKED ABOUT THIS, MR.  
7 SULLIVAN?

8 MR. SULLIVAN: YES, SIR.

9 THE COURT: THE HAND OF ONE IS THE HAND OF  
10 ALL?

11 MR. SULLIVAN: YES, SIR, I TOLD HIM THIS  
12 MORNING. AT FIRST HE REFUSED TO SIGN THAT ONE. I GOT  
13 THE STATEMENT, TOOK DOWN BASICALLY MR. SEAY'S FILE,  
14 WENT OVER TO ROGER, I SAID, "ROGER, YOU DON'T HAVE TO  
15 GO IN. IF YOU DROVE THE CAR, PICKED THEM BACK UP AND  
16 SHARED IN THE PROCEEDS, IT'S THE HAND OF ONE, HAND OF  
17 ALL, ACCESSORY BEFORE OR AFTER, WHATEVER, CONSPIRACY,  
18 YOU'RE GUILTY OF ARMED ROBBERY."

19 THE COURT: YOU DID PLEAD GUILTY, IS THAT  
20 CORRECT?

21 MR. NAVY: YES, SIR, I WAS WANTING TO PLEAD  
22 GUILTY TO SOMETHING ALONG THE LINE OF ACCESSORY,  
23 BECAUSE AS MR. SULLIVAN STATED, I DID NOT GO IN THERE  
24 WITH A GUN.

25 THE COURT: YOU WERE THERE?

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GUILTY. THEY WERE EACH CHARGED, I BELIEVE, WITH FIVE OF THESE ARMED ROBBERIES. MS. MCCARSON RECEIVED TWENTY YEARS. MR. BAILE RECEIVED FIFTEEN. THE RECOMMENDATION WAS THE SAME AS IN THIS CASE.

*was told Recommendation was for 10 years*

MR. NAVY, HOWEVER, WAS PRESENT ON EACH AND EVERY ONE OF THE ARMED ROBBERIES INVOLVED, YOUR HONOR, SO I'M JUST GOING TO READ THROUGH THEM IN CHRONOLOGICAL ORDER.

THE COURT: LET ME ASK YOU, ON THE OTHER TWO CO-DEFENDANTS WHO PREVIOUSLY PLED, THEY WERE ONLY INVOLVED IN FIVE?

MR. SEAY: THEY WERE ONLY INVOLVED IN FIVE OF THE ELEVEN.

THE COURT: ALL RIGHT, GO AHEAD.

MR. SEAY: YOUR HONOR, ON OR ABOUT DECEMBER 2<sup>ND</sup>, 1997, MR. NAVY, ALONG WITH TWO CO-DEFENDANTS, DID ENTER THE TEXACO CORNER MART AT 784 EASLEY BRIDGE ROAD. MR. NAVY PRESENTED A SAWED-OFF SHOTGUN. MONEY WAS TAKEN FROM THE REGISTER. IT WAS APPROXIMATELY \$85.00. ONE OF THE CO-DEFENDANTS REMAINED OUTSIDE THE STORE WITH A MASK ON AS WELL.

EACH TIME THEY MADE ENTRY, THEY WERE ALWAYS WEARING SOME SORT OF MASK AND GLOVES. THE WEAPON OF CHOICE WAS A SAWED-OFF SHOTGUN THAT THE CO-DEFENDANTS INDICATE BELONG TO MR. NAVY.

1 GOING TO HAPPEN ONCE YOU GET IN THERE.

2 MR. NAVY: YES, SIR, YOU'RE RIGHT.

3 THE COURT: AND THESE FOLKS DON'T HAVE ANY  
4 RIGHT TO HAVE TO PUT THEMSELVES IN THAT POSITION.

5 MR. NAVY: NO, SIR.

6 THE COURT: NOW, WHETHER I SENTENCE YOU TO  
7 THIRTY YEARS, I MEAN, YOU COMMITTED ELEVEN ARMED  
8 ROBBERIES. THESE OTHER FOLKS, ONE GETS FIFTEEN, ONE  
9 GETS TWENTY AND THEY COMMIT FOUR AND FIVE. YOU KNOW,  
10 THE MAX UNDER THE AGREEMENT THAT Y'ALL HAVE IS I CAN  
11 GIVE YOU THIRTY YEARS.

12 I THINK YOU GOT A HECK OF A BREAK FROM THE  
13 SOLICITOR'S OFFICE AND THE SHERIFF'S DEPARTMENT WHEN  
14 THEY AGREED TO DO THAT. BECAUSE YOU COULD HAVE BEEN  
15 IN JAIL FOR THE REST OF YOUR BREATHING DAYS.

16 MR. NAVY: YES, SIR.

17 THE COURT: LIKE I SAY, THERE IS NO MAGIC  
18 NUMBER, BUT IN MY OPINION, YOU'VE GOT TO BE PUNISHED  
19 MORE SEVERELY AS A RESULT OF YOU BEING INVOLVED IN  
20 EACH ONE OF THESE THINGS.

21 THE TWENTY YEARS IS GOOD FOR FIVE OF THEM, SIX OF  
22 THEM, WHATEVER IT WAS, THEN MAYBE YOU OUGHT TO GET  
23 ANOTHER YEAR FOR EACH ONE YOU DID AFTER THAT. I DON'T  
24 KNOW, MAYBE YOU OUGHT TO GET TWO YEARS.

25 BUT THE SENTENCE OF THIS COURT IS THAT YOU BE

*Told Tim Sullivan  
Not guilty of it  
Plea to All charges.  
because they were  
being done as  
one.*

*Tim Sullivan  
Told me  
I was pleading  
to 10 years*

*got extra time  
because Tim  
Sullivan Told  
me to Plea to  
All charges*

1 MR. ANDERSON: In essence, there are two allegations  
 2 of defects within the indictments. The first is that the  
 3 defects were invalid on their -- they were invalid in the  
 4 presentation. The defect being that by reason of State  
 5 v. Anderson, which is a case that holds that the  
 6 Solicitor cannot by himself present the evidence to the  
 7 Grand Jury, that these indictments were defective. It's  
 8 the Petitioner's position on this case that the only  
 9 evidence presented to the Grand Jury were those of --  
 10 presented by the Solicitor and by deputies. And that the  
 11 deputies are the one and the same of the Solicitor. And  
 12 that by reason of that --

13 THE COURT: I'll tell you, as a matter of law, that  
 14 that is not the case. So I'm finding that.

15 So is there something else?

16 MR. ANDERSON: Your Honor, if I could just, for the  
 17 benefit of the record, lay it all out.

18 THE COURT: Yes, sir.

19 MR. ANDERSON: For the Court's record, the cite on  
 20 State v. Anderson is 439 S.E.2d 835 1993.

21 A second -- the second contention of the Applicant in  
 22 post-conviction relief is that the indictment is  
 23 defective by reason of it not being in compliance with  
 24 Rule 3 of the Rules of Civil -- Criminal Procedure. That  
 25 rule requires that the indictment be filed with the Clerk

1 of Court. It is our position that proper filing includes  
2 a time and date stamp. There were no time and date  
3 stamps on these. There's no evidence that they were  
4 filed.

5 The indictments that are part of the record in the  
6 case in the prior plea and prior appeal, while they  
7 contain GS numbers, they don't contain what this Court  
8 generally recognizes as time and filed Clerk of Court  
9 stamps. And by reason of that -- by reason of the  
10 failure to follow Rule 3 and by reason of the violation  
11 of Rule 3, this Court was without subject matter  
12 jurisdiction.

13 THE COURT: Okay. Well, that sounds like it will be  
14 an interesting issue on appeal.

15 What testimony can you possibly present that's going  
16 to enhance to protect the record?

17 MR. ANDERSON: Well, Your Honor, I think that --

18 THE COURT: They speak for themselves.

19 MR. ANDERSON: Well, on that issue, we do need to put  
20 into the record the actual indictments.

21 THE COURT: They are in the record.

22 MR. ANDERSON: All right, sir.

23 There are 11 indictments, 10 from Greenville County,  
24 and one from Pickens County. And I've got copies for the  
25 Court.

1 THE COURT: No. That's fine. We've got them all.  
 2 They're all in the record.

3 Am I correct about that, Mr. Newton?

4 MR. NEWTON: I believe so, Your Honor. We --  
 5 everything we --

6 THE COURT: And if they are not, the State will agree  
 7 at this time to submit any that are not in the record; is  
 8 that right?

9 MR. NEWTON: Will so agree, Your Honor.

10 THE COURT: Okay.

11 MR. ANDERSON: And it would be important to us then,  
 12 Your Honor, to confirm that the only indictments that we  
 13 have don't have the time and date stamp that my client  
 14 and I contend would validate these as indictments. I  
 15 just want to confirm that what's within the record  
 16 doesn't contain the time and date stamps because with  
 17 those --

18 \*THE COURT: The ones I'm looking at are not time and  
 19 date stamped. That's right.

20 MR. ANDERSON: Okay.

21 THE COURT: Do you have any other evidence?

22 MR. ANDERSON: The other evidence that he would  
 23 submit, he's got multiple documents demonstrating proper  
 24 time and date stamps from various Clerks of Court. We'd  
 25 ask that those be marked and accepted into the record.

1           MR. NEWTON: Your Honor, we would oppose that.  
2           There's no reason to do that. The Court can take  
3           judicial notice of what -- the time and date stamp and  
4           what it looks like.

5           THE COURT: What's the purpose of that?

6           MR. ANDERSON: It just a matter of creating the  
7           record. If they're going to stipulate to the fact that  
8           these don't contain time and date stamps and they don't  
9           on their face --

10          THE COURT: Well, the documents speak for themselves.

11          MR. ANDERSON: Yes, sir.

12          MR. NEWTON: Your Honor, we'll stipulate there are no  
13          time and date stamps as normally recognized in the State  
14          of South Carolina on any of these indictments.

15          THE COURT: All right.

16          MR. ANDERSON: All right, sir. There is --

17          THE COURT: Now, is there any evidence that you've  
18          got that the Solicitor acted as a witness in these cases?

19          MR. ANDERSON: Your Honor, the evidence that we would  
20          submit would be from my client, based on his knowledge of  
21          customary practices by the Solicitor's Office.

22          THE COURT: No, sir. I'm not -- was he present at  
23          the Grand Jury proceedings? Was he inside the Grand Jury  
24          room?

25          MR. ANDERSON: He was not present.

Roger Dale Navy, SCDC#251709  
Evans Correctional Institution  
610 HWY 9 WEST / F5D J43  
Bennettsville, SC 29512-213010

December 22, 2014

CLERK OF COURT  
GREENVILLE COUNTY  
315 East North Street  
Greenville, SC 29601

Dear Hon. Clerk,

Please find enclosed Applicant's Motion's, Affidavit and  
Certificate of Service for filing in the matter of Roger Dale  
Navy v. State of South Carolina, C/A No.: 2014-CP-23-0125.

Please clock-date-stamp-file and return a copy to me. Thank you  
in advance. NOT 0135

Sincerely,

1st Roger Dale Navy  
Roger Dale Navy, SCDC#251709

cc: file



MEMORANDUM OF POINTS AND AUTHORITIES

IN SUPPORT OF APPLICANT'S MOTION FOR DEFAULT JUDGMENT

Applicant, Roger Dale Navy, SCDC#251709, submits the following Legal Authorities in Support of his Motion for Default Judgment.

1. An Applicant may seek Default Judgment at any time after application for relief is sought and in the States response have failed to plead or otherwise defend as provided by these Rules and that fact is made to appear by Affidavit or otherwise. South Carolina Rules Of Civil Procedure Rule 55(a).

2. The Court has the power to grant Default Judgment to Applicant on the issue of failure to plead or otherwise defend against Applicant's claims. Applicant has applied to the Court, given Notice to the Court and Respondent. South Carolina Rules Of Civil Procedure Rule 55(b)(2).

3. The Court shall render Judgment in Applicant's favor if there has been evidence presented that establishes his claim to the Court that is satisfactory to the Court. Applicant is entitled to judgment as a matter of law. South Carolina Rules Of Civil Procedure Rule 55(e).

DATE: 12/23/14

131 Roger Dale Navy 251709  
Roger Dale Navy, #251709

SWORN to and SUBSCRIBED before me

This 23 day of December, 2014

Notary: S. Outlaw

Expires: 2/24

AFFIDAVIT OF ROGER DALE NAVY

I, Roger Dale Navy, declare under penalty of perjury:

1. I am the Applicant in the case of Roger Dale Navy, SCDC# 251709 v. State of South Carolina, (C/A No.: 2014-CP-23-0125) which is a Post-Conviction Relief Action that is currently pending in The Court Of Common Pleas Of Greenville County in the State Of South Carolina.
2. Applicant placed his original Post-Conviction Relief Application, Supplemental Brief and Attachments in the U.S. Mail (By and through the Evans Correctional Institution's - LEGAL MAIL SYSTEM) on December 9, 2013.
3. Applicant has not been appointed Counsel for representation in this Action since it's filing.
4. Applicant believes he is entitled to Appointment of Counsel and a Full Evidentiary Hearing as a matter of law.
5. Applicant has presented excerpts from Plea Transcript concerning the issue of Parole Eligibility that is clearly unresolved, other documents refute claims made by the State and are opposed by Applicant that are not simply Legal Arguments concerning the Law but are in fact Evidence which he believes should be determined by the Court.

I attest and declare under penalty of perjury that the foregoing is true and correct.

DATE: 12/23/14

1st Roger Dale Navy 251709  
Roger Dale Navy, SCDC#251709

SWORN to and SUBSCRIBED before me

This 23 day of December, 2014

Notary: S. Auland

Expires: 2/24

State of South Carolina ) IN THE COURT OF COMMON PLEAS  
County of Greenville ) FOR THE THIRTEENTH JUDICIAL CIRCUIT

Roger Dale Navy, #251709 ) C/A No.: 2014-CP-23-0125  
) )  
Applicant, ) )  
) )  
v. ) )  
) )  
State of South Carolina, ) )  
) )  
Respondents. ) )

---

Now comes Roger Dale Navy, SCDC#251709; Applicant, pursuant to South Carolina Rules Of Civil Procedure, Rule 12. Defenses And Objections; Objecting to the Respondent's Proposed Final Order Of Dismissal.

1. Applicant would assert that he has presented issues to this Honorable Court that are supported by the Record. The Court is known by it's Record. See Bordeaux v. State, S.E.2d. 2014WL5463053.
2. Applicant has presented additional issues that if proved would nullify his Sentence and Conviction.
3. A Full Evidentiary Hearing is necessary for a proper determination of the disputed evidence and facts.
4. Applicant has provided portions of the Plea Transcript that are in conflict with Plea Counsel's Affidavit and the State's contention.
5. Applicant has made a Prima Facie showing through presentation of Plea Transcripts, Documents and Evidence. See Cruz v. Beto, Allegro, Inc. v. Scully, 408 S.C. 392, 762 S.E.2d. 54(S.C.App.June 30, 2014)(No.5245) and State v. Brockmeyer, 406 S.C. 324, 751 S.E.2d. 645, S.C., November 27, 2013(No. 2011-198266.2733).

CONCLUSION

For the foregoing submissions Applicant should be appointed Counsel, a Full Evidentiary Hearing and Final Judicial Determination of the Record.

DATE: 12/23/14

Respectfully Submitted,

1st Roger Dale Navy 251709  
Roger Dale Navy, SCDC#251709

CERTIFICATE OF SERVICE

I, Roger Dale Navy, SCDC#251709, Applicant, declare under the penalty of perjury that the foregoing is true and correct. See 28 U.S.C.A. § 1746.

I, Roger Dale Navy, hereby certify that a Notice Of Motion And Motion For Default Judgment. Memorandum Of Points And Authorities, Affidavit Of Roger Dale Navy, Objection To Order Of Dismissal By Respondent's and this Certificate Of Service has been mailed to the Clerk of Court, Greenville County, 315 East North Street, Greenville, South Carolina 29601 and Karen C. Ratigan, Senior Assistant Deputy Attorney General, Post Office Box 11549, Columbia, SC 29211-1549 by placing an original and a copy in the United States Mail (By and through the Evans Correctional Institution's - LEGAL MAIL SYSTEM).

DATE: 12/23/14

1st Roger Dale Navy 251709  
Roger Dale Navy, SCDC#251709

SWORN to and SUBSCRIBED before me

This 23 day of December, 2014

Notary: S. Sullivan

Expires: 2/24