

In The State Of South Carolina
In The Court Of Appeals
[Supreme Court]

Appeal from McCormick County
Court Of Common Pleas

Judge Thomas G. Cooper, Jr.

Case No: 2011-CP-35-113

South Carolina Department of Corrections. . . . Respondents,

v.

Anthony James, 310987. . . . Appellant.


Motion For Appointment
Of Counsel

Due to my indigent status and due to my imprisonment, I will not be able to meet the requirements of providing the number of copies of briefs in order to litigate this appeal. Nor will I be able to obtain a copy of necessary transcripts from the Court Reporter(s) due to my lack of funds.

Also, because of my imprisonment the Respondents are [still] refusing to provide me with certain discovery material that will be relevant to this appeal. Without appointment of counsel I will not obtain this material. Without obtaining this material, I will not be able to properly support my appeal issues. (1) S.C.D.C. Policy OP-22.01 (Use of Force) and (2) S.C.D.C. Policy GA-05.01 (Investigations). (See attached discovery response)

February 26, 2015.

Other Counsel of Record:
Steven M. Pruitt
414 Main Street
Greenwood, SC 29648


Anthony James 310987
386 Redemption Way
McLor, SC 29849

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August 6, 2013

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Anthony James, #310987
McCormick Correctional Institute
386 Redemption Way
McCormick, SC 29899

RE: Anthony James, #310987, v. SCDC
C/A No.: 2011-CP-35-113
IRF Claim No.: 84159

Dear Mr. James:

Enclosed please find a copy of the Defendants' responses to Plaintiff's Requests to Produce for service upon you in connection with the above referenced case. I have also enclosed a Certificate of Service evidencing service upon you.

Please contact me if you have any questions.

Sincerely,

McDONALD PATRICK POSTON HEMPHILL
& ROPER, LLC

Steven M. Pruitt

Steven M. Pruitt

SMP/leb

prepare documents which are not in existence.

6. Copies of each photo Nurse Vera Courson made of my physical condition of July 25th, 2011, resulting from the assault.

RESPONSE:

Defendant is not in possession of any photos taken by Nurse Vera Courson. Nurse Courson denies taking any photographs of the Plaintiff in relation to this incident.

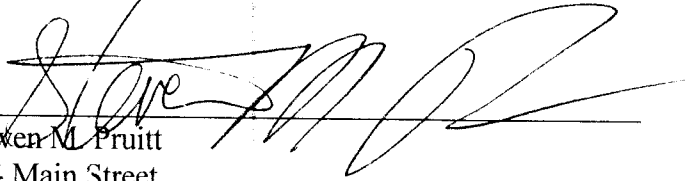
7. Copies of the investigation that was conducted in regards to the assault.

RESPONSE:

Defendant has attached a copy of the Grievance Review Routing Slip from the Division of Investigations in connection with the alleged assault. However, Defendant would note that the Division of Investigations did not conduct a formal investigation in relation to the incident which occurred on July 25, 2011.

McDONALD PATRICK POSTON HEMPHILL & ROPER, LLC

By: _____


Steven M. Pruitt
414 Main Street
Post Office Box 1547
Greenwood, SC 29648
(864) 388-1014
ATTORNEYS FOR DEFENDANT

August 6, 2013
Greenwood, South Carolina

STATE OF SOUTH CAROLINA) IN THE COURT OF COMMON PLEAS
) ELEVENTH JUDICIAL CIRCUIT
COUNTY OF McCORMICK) CIVIL ACTION NO. 2011-CP-35-113

Anthony James, #310987,)

Plaintiff,)

vs.)

South Carolina Department of)
Corrections,)

Defendant.)

CERTIFICATE OF SERVICE

RECEIVED

MAR 06 2015

SC Court of Appeals

The undersigned, Laura Beth Brooks, hereby declares that she is the paralegal of MCDONALD PATRICK POSTON HEMPHILL & ROPER, LLC, Attorneys for the Defendant, and that on the 6th day of August 2013 a true and accurate copy of the attached **Defendant's Responses to Plaintiff's Requests for Production** was placed in an envelope with first class postage thereon prepaid through the United States Postal Service, and mailed to the pro se Plaintiff as follows:

Anthony James, #310987
McCormick Correctional Institution
386 Redemption Way
McCormick, SC 29899

MCDONALD PATRICK POSTON HEMPHILL
& ROPER, LLC

BY Laura Beth Brooks
Laura Beth Brooks
Paralegal to Steven M. Pruitt

In The State Of South Carolina
In The Court Of Appeals
[Supreme Court]

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MAR 06 2015

SC Court of Appeals

Appeal from McCormick County
Court Of Common Pleas

Judge Thomas G. Cooper, Jr.

Case No. 2011-CP-35-0113

South Carolina Department Of Corrections. Respondent,

v.


Anthony James, 310987. Appellant.

Proof Of Service

I certify that I have served the Motion For Appointment of Counsel on the South Carolina Dept. Of Corrections by depositing a copy of it in the United States Mail, postage prepaid on [____], addressed to, Steven M. Pruitt, 414 Main Street, Greenwood, South Carolina 29648.

Sworn to and Subscribed to before me
this 3 day of March 2015.

Notary Public
My Commission Expires: _____



Anthony James, 310987
336 Redemption Way
McCor., SC 29899

I declare under penalty of perjury
that the foregoing is true and correct. Executed
this 3rd day of March 2015.

McCormick Correctional Institute
296 Redemption Way
McCormick, SC 29329

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MAR 26

SC Court of A

S. C. Court of Appeals
Columbia, SC 29201