

The South Carolina Court of Appeals

The State, Respondent,

v.

Torrance A. Gantt, Appellant.

Appellate Case No. 2015-001051

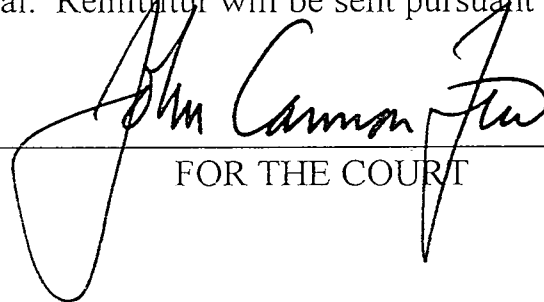
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JUL 06 2015

S.C. Supreme Court

ORDER

The appellant filed a notice of appeal from an action taken by the Saluda County Grand Jury in February of 2011. The appeal is dismissed for failure to timely serve the notice of appeal, lack of standing to appeal a decision not to prosecute, and lack of a written order on appeal. Remittitur will be sent pursuant to Rule 221(b), SCACR.


_____, C.J.
FOR THE COURT

Columbia, South Carolina

cc:

Torrance A. Gantt

Donald V. Myers, Esquire

Alan McCrory Wilson, Esquire

Salley W. Elliott, Esquire

FILED

May 27, 2015 *jt*



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SC Court of Appeals

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Total Postage & Fees	\$ 4.28	04/25/2015
Sent To Street, Apt. No., or PO Box No. City, State, ZIP+4		
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NOTICE OF APPEAL FROM THE COURT OF GENERAL SESSIONS
THE STATE OF SOUTH CAROLINA

In The Court of Appeals
APPEAL FROM SALUDA COUNTY

Court of General Sessions
Solicitor Donald V. Myers, Disposition Judge

Case No. J141504

W. Greg Seigler, Respondent,

v.

Torrance A. Gantt, Appellant

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APR 29 2015

SC Court of Appeals

NOTICE OF APPEAL

Torrance A. Gantt appeals the Nolle Prosequi Order in this case. The Order was imposed by the Grand Jury of Saluda County General Sessions on February 17, 2011. This appeal is taken from the order of the Grand Jury, dated February 17, 2011, which dismissed the charges by the prosecution. Appellant did not received written notice of entry of this order.


Torrance A. Gantt

1000 Watermark Place Apt 307
Columbia SC 29210
(803)480-6318

The Law Offices of W. Greg Seigler
W. Greg Seigler
P.O Box 1852
McCormick SC 29835

FORM 9
LETTER TO CLERK OF LOWER COURT
FILING NOTICE OF APPEAL

April 29, 2015


Doris B Holmes
Clerk of Court for Saluda County
100 E. Church Street, Saluda SC 29138

RE: Respondent, v. Torrance Gantt, Appellant, Case No. J141504

Dear Clerk of Court,

Enclosed for filing is a notice of appeal in the above case.

Sincerely,


Torrance A. Gantt
1000 Watermark Place, Apt 307
Columbia, South Carolina 29210
(202) 641-8298

cc: The Law Offices of W. Greg Seigler
Post Office Box 1852
McCormick, South Carolina 29835
Attorney for Respondent

cc: 11th Circuit Solicitor's Office
Donald V. Myers
Judicial Center 205 E. Main Street, Suite 105
Lexington, SC 29072
(803)785-8197

cc: Clerk of Court
1220 Senate Street
Columbia, South Carolina 29201
(803) 734-1890

FORM 8
LETTER TO THE APPELLATE COURT CLERK
FILING THE NOTICE OF APPEAL

April 29, 2015

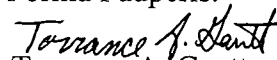
The Honorable Tanya A. Gee
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RE: Respondent, v. Torrance Gantt, Appellant, Case No. J141504

Dear Ms. Gee

Enclosed for filing is a notice of appeal in the above case. Also enclosed are the following:

- (1) Proof of service of the notice of appeal on the respondents.
- (2) A copy of the orders and judgment which are to be challenged on appeal.
- (3) A motion and affidavit to proceed in Forma Pauperis.


Torrance A. Gantt

1000 Watermark Place, Apt 307
Columbia, South Carolina 29210
(202) 641-8298

cc: The Law Offices of W. Greg Seigler
Post Office Box 1852
McCormick, South Carolina 29835
Attorney for Respondent

cc: 11th Circuit Solicitor's Office
Donald V. Myers
Judicial Center 205 E. Main Street, Suite 105
Lexington, SC 29072
(803)785-8197

cc: Clerk of Court
1220 Senate Street
Columbia, South Carolina 29201
(803) 734-1890

FORM 7
PROOF OF SERVICE OF A NOTICE OF APPEAL

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM SALUDA COUNTY
Court of General Sessions

Donald V. Myers, Disposition Judge

Case No. J141504

Donald V. Myers

Respondent,

v.

Torrance A. Gantt,

Appellant.

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APR 29 2015

SC Court of Appeals

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Donald V. Myers by depositing a copy of it in the United States Mail, postage prepaid, on April 25, 2015, addressed 11th Circuit Solicitor's Office, Donald V. Myers, Judicial Center 205 E. Main Street, Suite 105 Lexington, SC 29072.

April 29, 2015

Torrance A. Gantt

Torrance A. Gantt
1000 Watermark Place, Apt 307
Columbia, South Carolina 29210
(202) 641-8298

FORM 7
PROOF OF SERVICE OF A NOTICE OF APPEAL

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM SALUDA COUNTY
Court of General Sessions

Donald V. Myers, Disposition Judge

Case No. J141504

Clerk of Saluda County Court

Respondent,

v.

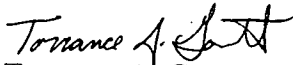
Torrance A. Gantt,

Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on the Saluda County Court of General Sessions by depositing a copy of it in the United States Mail, postage prepaid, on April 25, 2015, addressed Clerk of Court, Saluda County Court House, Suite 6, 100 East Church Street, Saluda, South Carolina 29138

April 29, 2015


Torrance A. Gantt
1000 Watermark Place, Apt 307
Columbia, South Carolina 29210
(202) 641-8298

FORM 7
PROOF OF SERVICE OF A NOTICE OF APPEAL

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM SALUDA COUNTY
Court of General Sessions

Donald V. Myers, Disposition Judge

Case No. J141504

W. Greg Seigler
Attorney for Respondent
Reneta Hill

Respondent,

v.

Torrance A. Gantt,

Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Reneta Hill by depositing a copy of it in the United States Mail, postage prepaid, on April 25, 2015, addressed to her attorney of record, The Law Offices of W. Greg Seigler, Post Office Box 1852, McCormick, South Carolina 29835, Attorney for Respondent.

April 29, 2015


Torrance A. Gantt
1000 Watermark Place, Apt 307
Columbia, South Carolina 29210
(202) 641-8298



Saluda County Eleventh Judicial Circuit Public Index



Saluda County Home Page South Carolina Judicial Department Home Page SC.GOV Home Page

Switch View

The State of South Carolina VS Renata M Hill

Case Number:	J141504	Court Agency:	General Sessions	Filed Date:	10/24/2008
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Disposed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor / Master In Equity G S And C P
Disposition:	Nolle Prosequi Indicted				
Disposition Date:	02/17/2011	Date Received:	10/24/2008	Arrest Date:	10/23/2008
Law Enf. Case:		True Bill Date:		No Bill Date:	
Prosecutor Case:		Indictment Number:	2009GS4100054	Waiver Date:	
Probation Case:					

Case Parties Charges Sentencing Associated Cases Actions Financials Bonds

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
<input checked="" type="checkbox"/> Hill, Renata M	104 Bittersweet Rd Saluda SC 291380000	Black	F	1981	Defendant		02/22/2011
Seigler, W. Greg	The Law Offices of W. Greg Seigler P.O. Box 1852 McCormick SC 29835				Defendant Attorney		
<input checked="" type="checkbox"/> Seigler, W. Greg	The Law Offices of W. Greg Seigler P.O. Box 1852 McCormick SC 29835				Defendant Attorney		
Hill, Renata M	104 Bittersweet Rd Saluda SC 291380000	Black	F	1981	Defendant		02/22/2011

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APR 29 2015

SC Court of Appeals



Saluda County Eleventh Judicial Circuit Public Index



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Search By... Court Type All Courts Court Agency All Agencies

Case # Case Type All Case Types Case SubType All Case Sub-Types

Last Name/Business abney First kendall Middle Suffix Party

Type All

Action Type All Actions

Date Type Beginning Ending

Tax Map# From Through

Only for Civil Cases... Index Search All Lis Pendens Judgments | Cross Index Search All Judgment For Judgment Against

Name	Party Type	Case Number	Filed Date	Case Status	Disposition Date	Type	Subtype	Judgment #	Court Agency
Abney, Kendall	Defendant	2009TR4100131	02/20/2009	Judgment	02/20/2009	Judgment	Miscellaneous	30811	Common Pleas
Abney, Kendall & Hill, Reneta	Defendant	2008CV4110100498	11/24/2008	Disposed	11/24/2008	Civil	Rule to Vacate \$40	2008CV4110100498	Saluda Magistrate
Abney, Kendall & Hill, Reneta	Defendant	2008CV4110100557	12/30/2008	Disposed	01/12/2009	Civil	Rule to Vacate \$40	2008CV4110100557	Saluda Magistrate
Abney, Kendall Lester	Defendant	X185118	07/01/1999	Disposed	07/15/1999	Traffic			Saluda Magistrate

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WITNESSES

NEWTON

SLED

ARREST WARRANT NUMBER

J141503

ACTION OF GRAND JURY

TRUE BILL

Foreperson of Grand Jury

Date:

JAN 12 2009

VERDICT

Foreperson of Petit Jury

Date:

DOCKET NO. 2009-GS-41- 001

The State of South Carolina

County of SALUDA

COURT OF GENERAL SESSIONS

JANUARY TERM 2009

THE STATE

VS.

KENDELL LISTER ABNEY

CDR# 2481

Indictment for

CHILD NEGLECT

DONALD V. MYERS, SOLICITOR

*Not to proceed w/ leave to
restone.*

[Signature]
ASST SOI
2/17/0

ARREST WARRANT

J141503

STATE OF SOUTH CAROLINA

County/ Municipality of SALUDA COUNTY

NCIC

THE STATE against

ARNEY, KENDELL LISTER

Address: SALUDA, SC 29138

Phone: SSN:

Sex: M Race: B Height: 6' 1" Weight: 164

State: SC DL #: 007628912

DOB: Agency ORI#: SCLED0000

Prosecuting Agency: SLED

Prosecuting Officer: ROBIN NEWTON

Offense: CHILD NEGLECT

Offense Code: G2481

Code/Ordinance Sec. 20-7-50

This warrant is CERTIFIED FOR SERVICE in the County/ Municipality of

The accused is to be arrested and brought before me to be dealt with according to law.

Signature of Judge (L.S.)

RETURN

A copy of this arrest warrant was delivered to defendant ABNEY, KENDELL LISTER on 10-24-08

Sgt. K.H. Clark

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

JOYCE B. SHULTS 108 SOUTH RUDOLPH STREET SALUDA, SC 291380000

STATE OF SOUTH CAROLINA) County/ Municipality of SALUDA COUNTY)

AFFIDAVIT

CASE #: 5504182

Form Approved by S C Attorney General April 21, 2003 SCCA 618

Personally appeared before me the affiant ROBIN NEWTON who being duly sworn deposes and says that defendant ABNEY, KENDELL LISTER did within this county and state on OCT 24, 2004 violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of SALUDA COUNTY) in the following particulars:

DESCRIPTION OF OFFENSE: CHILD NEGLECT 20-7-50

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:

SEE ATTACHED AFFIDAVIT:

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OCT 22 2008

SALUDA COUNTY SHERIFF'S OFFICE

Signature of Affiant

Affiant's Address 4400 BROAD RIVER RD. COLUMBIA, SC 29210 Affiant's Telephone (864) 445-2112

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

It appearing from the above affidavit that there are reasonable grounds to believe that on OCT 24, 2004 defendant ABNEY, KENDELL LISTER

did violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of SALUDA COUNTY) as set forth below:

DESCRIPTION OF OFFENSE: CHILD NEGLECT 20-7-50

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable.

Sworn to and subscribed before me on OCTOBER 22, 2008

Signature of Issuing Judge (L.S.)

Judge Code: 801 JOYCE B. SHULTS

Judge's Address 108 SOUTH RUDOLPH STREET SALUDA, SC 291380000

Judge's Telephone (864) 445-4500

Issuing Court: Magistrate Municipal Circuit

ORIGINAL



APPLICATION FOR CRIMINAL ARREST WARRANT

DEFENDANTS INFORMATION

Name Kendell Lister Abney
 Alias _____
 Address Saluda, SC
 ZIP CODE 29138
 Phone _____
 SSN. 241-7-7 Sex M Race B Ht. 6'11" Wt. 164 lbs.
 D.L. # 007628912 State SC Age 29 DOB. 4/11/77
 Outstanding Characteristics _____

PROSECUTION INFORMATION

Prosecuting Agency SECD Agency ORI # _____
 Prosecuting Officer S/A Newton Rank Agent Officer I.D. # _____
 Name of Affiant Robin Newton Telephone # 803 737-9000
 Affiant's Address 4400 Broad River Rd
Columbia SC
 ZIP CODE 29210

NATURE OF OFFENSE

Description of Offense Unlawful Neglect Towards A CHILD
 Violation of South Carolina Code (Include Par., Subparagraph #) 20-7-0050
 Incident Date 10/21/04 Time 3:41 Incident Report Number 200901002
 Incident Location 302 Pen Creek Rd, Saluda, SC 29138
 Witness _____ Address _____
 Telephone _____ Witness Statement Attached Yes No

ELEMENTS OF PROBABLE CAUSE

(MUST ESTABLISH HOW THE CRIME WAS COMMITTED)

1. In that on or about October 24th 2004, the Def. did knowingly and willingly fail to render aid to the victim being 15 months of age.
2. Victim sustained life threatening injuries resulting in his death, from accidental blunt force trauma to the head. Def. failed to seek medical treatment for the victim in a timely manner. This incident did occur at 302 Pen Creek Rd, Saluda, SC, same being in Saluda County.

Dated 10/22/08 S/A Robin Newton
 Affiant's Signature
 Probable Cause Established Yes No
Jay B. Shultz
 Judge's Signature

FORM 8
LETTER TO THE APPELLATE COURT CLERK
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April 29, 2015

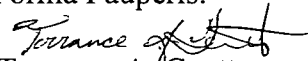
The Honorable Tanya A. Gee
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RE: Respondent, v. Torrance Gantt, Appellant, Case No. J141504

Dear Ms. Gee

Enclosed for filing is a notice of appeal in the above case. Also enclosed are the following:

- (1) Proof of service of the notice of appeal on the respondents.
- (2) A copy of the orders and judgment which are to be challenged on appeal.
- (3) A motion and affidavit to proceed in Forma Pauperis.


Torrance A. Gantt
1000 Watermark Place, Apt 307
Columbia, South Carolina 29210
(202) 641-8298

cc: ~~The Law Offices of W. Greg Seigler~~
Post Office Box 1852
McCormick, South Carolina 29835
Attorney for Respondent

cc: 11th Circuit Solicitor's Office
Donald V. Myers
Judicial Center 205 E. Main Street, Suite 105
Lexington, SC 29072
(803)785-8197

cc: Clerk of Court
1220 Senate Street
Columbia, South Carolina 29201
(803) 734-1890

FORM 11
LETTER ORDERING TRANSCRIPT FROM COURT REPORTER

May 2, 2015

THE HONORABLE DORIS B. HOLMES
CITY COURTHOUSE
100 E CHURCH ST STE 6
SALUDA, SC 29138-1444
OFFICE: (864) 445-4500

RE: Torrance Gantt, 1000 Watermark Place, Apt. 307 Columbia SC 29210

Dear Court Reporter/Clerk of Court Doris B. Holmes,

CASE # 5141504

Torrance A. Gantt appeals the Nolle Prosequi Order in this case. The Order was imposed by the Grand Jury of Saluda County General Sessions on February 17, 2011. This appeal is taken from the order of the Grand Jury, dated February 17, 2011, which dismissed the charges by the prosecution. Appellant did not received written notice of entry of this order.

I request that you provide me with a transcript of the proceedings. Please transcribe the entire record.

I agree to pay the per page charge for this transcript as provided by Rule 607, SCACR.

Torrance A. Gantt
Torrance A. Gantt
1000 Watermark Place, Apt 307
Columbia SC 29210
(803)480-6318

cc: JENNY ABBOTT KITCHINGS

Clerk of Court
1220 Senate Street
Columbia, SC 29201

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MAY 07 2015

SC Court of Appeals

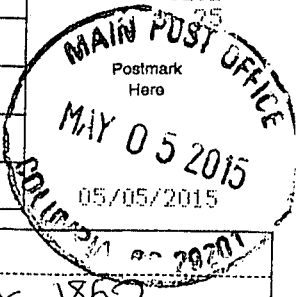
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 McCormick SC 29835

PS Form 3800, August 2006 See Reverse for Instructions

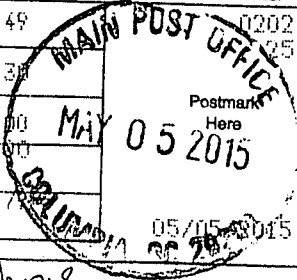
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 City, State, ZIP+4
 Lexington, SC 29072

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*** Thank you ***

To Whom It May Concern :

May 27, 2015

I, Torrance Anthony Gantt notifies Court
of appeal a change of address. My new
address is; P.O. Box 8587
Columbia, SC 29202

CASE # J141504

Sincerely Yours,

Torrance Anthony Gantt
Torrance Anthony Gantt



COPY

RECEIVED

MAY 27 2015

SC Court of Appeals

To Whom It May Concern :

May 27, 2015

I, Torrance Anthony Gantt notifies Court
of appeal a change of address. My new
address is; P.O. Box ~~8785~~ ⁸⁷⁸⁵
Columbia, SC 29202

CASE # J141504

Sincerely Yours,

Torrance Anthony Gantt
Torrance Anthony Gantt



COPY

RECEIVED

MAY 27 2015

SC Court of Appeals

100 East Church St.
Saluda, SC 29138

To Whom It May Concern:

May 27, 2015

I, Torrance Anthony Gantt notifies Clerk of
Court of Saluda County Courts a change of

address. My new address is, P.O. Box ~~8800~~ ⁷⁴¹ 8785
Columbia, SC 29202

CASE # J141504

202-641-8298

Sincerely,
Torrance Anthony Gantt

Torrance Anthony Gantt
Torrance Anthony Gantt

FILED

2015 MAY 28 PM 4:18

CLERK OF COURT
SALUDA CO. S.C.