

Mr. Shearhouse  
Clerk of Court  
Post office Box 11330  
Columbia, South Carolina 29211

Re: Appellant reply to Clerk's request  
for explanation.

Appellate Case no. 2015-001479

Lower Court Case no. 2013-CP16-00678

Charles Jordan  
7901 Farrow Rd.  
Bldg. 3 F13  
Columbia, S.C. 29203

To: Mr. Shearhouse,

On August 21, 2015, Appellant received a letter, i.e. Clerk of Court Mr. Shearhouse, requiring that (I) submit an explanation as to why the determination of the lower court is improper claiming this action was barred as being successive and untimely under the statute of limitations.

**RECEIVED**

SEP 02 2015

S.C. SUPREME COURT

(1.) Appellant asserts this action is not barred as successive where this action is based solely on the Civil Commitment's Court lack of subject matter jurisdiction and jurisdiction over this person, which the lower courts have refused to address in violation of Appellant right to equal treatment pursuant to SCRCR, Rule 52(A.) "shall find the facts specially and separately its conclusions of law thereon;"

(2.) The lower court have evaded answering to Appellant's challenge to subject matter jurisdiction which can be raised at any time, and thus not barred by any statutes of limitation's when all along Appellant is simply exhausting his state remedies.

(3.) Under rule 243(C.) SCRCR "initial brief of appellant contains the main argument against the lower courts determination was improper, (see) initial brief in support of this letter.

(4.) Appellant understands this action (Appeal) must show why he has been denied a fair determination and the lower court errors.

(5.) The underlying argument is Appellant asserts the Civil Commitment Court erred by committing Appellant based on a unlawfully conviction. whereby, (I) was sentenced to the lesser included offense lewd act of Assault with intent to Commit CSC.

The warrant charged CSC, and indicted through its numbering, describing a lewd act under 16-15-140 to which there was no supporting warrant nor Affidavit.

(6.) Appellant Can not and has not argued what the Criminal Court did or did not do.

Appellant argues the errors committed in civilly committing appeal process.

(B.) Simply put " you can't be repetitive seeking redress when there has been no repetitive ruling addressing the courts lack of subject matter jurisdiction. The only repete has been the lower courts evasion and stall tactics.

(7.) Appellant asserts it should be the state that must show it has subject matter jurisdiction to whole Appellant under a unlawfully sentencing steem which in turn violates 44-48-30 (2) where there is no separate prerequisite lesser included offense of lewd act in a Assault with intent to Commit CSC. There is (H.) Assault with intent to Commit Criminal Sexual Conduct, and (K.) lewd act but no 44-48-30 (2).

(8.) Appellant request for the clerk of Court to require the state to carry this burden of proof.

Respectfully submitted by,

DATED: August 30, 2015

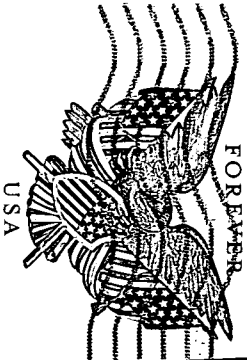
Charles Jordan

cc; Served on  
Joshua L. Thomas, Esquire  
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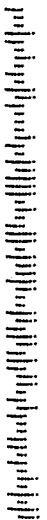
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The Supreme Court of South Carolina  
Daniel E. SHEARHOUSE, Clerk of Court  
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