

THE STATE OF SOUTH CAROLINA
In the Court of Appeals
[In the Supreme Court]

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DEC 29 2015
SC Court of Appeals

APPEAL FROM Horry COUNTY
Court of Common Pleas

Larry B. Hyman, Jr., Circuit Judge [Recused]
Steven H. John, Circuit Judge [Final Order]

APPELLATE CASE NO.: 2015-001621

Retha Pierce Sturdivant Appellant

v.

City of Conway Respondent

DESIGNATION OF MATTER
TO BE INCLUDED IN THE
RECORD ON APPEAL

Appellant, Retha Pierce Sturdivant, proposes the following be included in the Record on Appeal:

1. Original CD/Video recording from the vehicle of the City of Conway arresting officer, Josh Scott, for January 8, 2012 [including original SLED CD/video, and a copy of the "implied consent" forms that Officer Scott mentioned for the first time when he gave them to Appellant for her signature after he had deposited her at the J. Reubin Long Detention Center in Conway, South Carolina, while citing "implied consent" as his reason for putting her in jail.
2. Verbatim document which shows that Conway Officer, Josh Scott, received a new vehicle for having the most DUI arrests for the same year [2012] for which the Appellant received

the wrongful arrest for an allegation of driving under influence (DUI) which became a wrongful First Offense DUI Conviction on May 30, 2014 by a jury which deliberated about fifteen minutes and the head one, appointed by Judge Hendrick, literally laughed as she announced the guilty verdict which helps to validate the Court Order from another wrongful case citing the need for a change of venue in search for a more fair and equitable setting for the Appellant [to be included as well as the comment by a male juror in front of the courtouse following the verdict on May 30, 2014 : "... it's obvious ... no drinking... must've been on some kind of medicine..."

3. Essence of conversation between Appellant and two members of The Associated Press: [South Carolina; Georgia] after she received a telephone call on Thursday, May 29, 2014, of talk that some potential jurors in Horry County were being dismissed before Appellant's jury selection as the caller inquired if Appellant was aware that she was to be in court on that Friday — discovering her out of town for a funeral.
4. Verbatim word-for-word typescript and audio for October 1, 2014 court proceedings for Civil Case No.: 2014-CP-26-3911,
5. Letter(s) to and from the court reporter for transcript(s) for Civil Case No.: 2014-CP-26-3911 of which most recent correspondence to the court reporter, imploring the unabridged word-for-word copy of the transcript for Civil Case No.: 2014-CP-26-3911, has not yet been answered [11/16/2015].
6. Conway Municipal Court word-for-word audio/transcript for May 30, 2014 court proceedings.
7. Verbatim copy of Conway Municipal Court CASE HISTORY FOR CASE 12073FV [6/3/14].
8. ADSAP Data [including objectives and results from Shoreline Behavioral Health Services].
9. Re-set Trial Note given to the Appellant and signed by Prosecutor O. Terry Beverly [including

Appellant's response MOTION TO DISMISS the case as a result of inconceivable abuse ; She had timely arrived, as usual, according to summons for Wednesday, May 28, 2014 at 2:00 P.M. only to find, as several times before, no one from whom to choose a jury, arresting officer, Scott, never present; and the prosecuting attorney giving Appellant ultimatums on the jury selection/trial Thursday, May 29, regardless of Appellant's funeral conflict out of town.

10. Verbatim copy of Appellant's MOTION TO DISMISS after being overshadowed by abuses and lack of due process of the case on Wednesday, May 28, 2014 and further triggered by several inconceivable remarks by the prosecuting attorney which included: "I smell alcohol on you right now ..." in front of two policemen who had been present during entire conversation [along with others, including the judge for the case, Andy Hendrick, whom Appellant first mistook as one of the office workers because he, like the others, had been sitting behind a desk and could hear and see all as the Appellant viewed prosecuting attorney appearing to be attempting to stage another false DUI scenario maybe to get her arrested.

11. Verbatim copy of all court Summons from the Conway Municipal Court relative to Civil Case No.: 2014-CP-26-39 [TICKET NO.: 12073FV] with some overlapping summons for other wrongful cases designed to keep Appellant too distracted to handle as many who purport to protect and serve work to keep her appearing criminal in the effort to continue the conspired agenda across lines and various entities that began about one month after the Appellant first defeated the over three-term mayor of Atlantic Beach, South Carolina in November 2007.

12. Verbatim copy of ORDER FROM CONWAY MUNICIPAL COURT received by Appellant after she filed the Notice of Intent to Appeal.

13. Verbatim copy of NOTICE OF APPEAL to Horry County Circuit Court of Common Pleas [June 13, 2014].

14. Verbatim copy of APPEAL FROM CONWAY MUNICIPAL COURT to Horry County Court of

Common Pleas [July 3, 2014].

15. Appellant's RESPONSE TO THE ORDER FROM CONWAY MUNICIPAL COURT relative to verdict, ASAP, etc. [6/24/14].

16. Verbatim copy of all CERTIFICATES OF SERVICE for Civil Case No.: 2014-CP-26-3911.

17. Verbatim copy of Appellant's NOTICE OF MOTION AND MOTION FOR OVERTURNING CONVICTION [6/24/14]

18. Verbatim copy of letter from prosecuting attorney, O. Terry Beverly, dated 10/10/2014 [including the verbatim copy of the proposed FINAL ORDER for Civil Case No.: 2014-CP-26-2014 which he was instructed to propose after Judge Hyman's abrupt dismissal/affirming the wrongful First Offense DUI Conviction [10/16/2014].

19. Verbatim copy of FINAL ORDER from Judge Larry B. Hyman, Jr., for Civil Case No.: 2014-CP-26-3911 [including Letter from Circuit Judge John about the recusal [6/1/2015]

20. Verbatim copy of NOTICE OF AND MOTION FOR RE-CONSIDERATION OF FINAL ORDER FOR CASE NO.: 2014-CP-26-3911 [10/30/2014].

21. Verbatim copy of Document(s) relative to recusal of Judge Larry B. Hyman, Jr. from Appellate's case [including removal of him from the Appeal of the wrongful First Offense Driving Under Suspension (DUS) via of the wrongful First Offense DUI Conviction as well as any and all references that affect Civil Case No.: 2014 -CP-26-3911 [TICKET NO.: 12073FV].

22. Verbatim Copy of letter to Prosecuting Attorney, O. Terry Beverly, from Horry County Circuit Judge, Steven John, for Beverly to write a RETURN TO APPELLANT'S MOTION FOR RECONSIDERATION_of Civil Case No.: 2014-CP-26-3911 after Hyman's recusal [6/1/2015].

23. Letter to Circuit Judge Steven John from Attorney O. Terry Beverly [June 12, 2015].

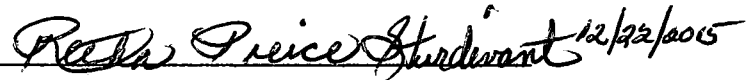
24. Verbatim copy of the prosecuting attorney's RETURN TO APPELLANT'S MOTION FOR RECONSIDERATION which accompanied the letter dated June 12, 2015; CERTIFICATE OF

SERVICE show the DATE OF MAILING: October 17, 2012 for the document that is also shown filed with the Horry County Clerk of Court on October 24, 2014 [seven days later].

25. Verbatim copy of RETURN OF THE MUNICIPAL COURT attached to the RETURN TO APPELLANT'S MOTION FOR RECONSIDERATION from the prosecuting attorney, Beverly, to Circuit Court Judge, Steven John on July 1, 2014 which Appellant was never given a copy of the RETURN OF THE MUNICIPAL COURT until seeing it attached thereto; nor did she ever receive a single response to any of the several documents the Appellant had served Attorney Beverly before the Appeal in Common Pleas under the Honorable Larry B. Hyman, Jr. on October 1, 2014.

26. Copy of NOTICE OF APPEAL to South Carolina Supreme Court.

I certify that this designation contains no matter which is irrelevant to this appeal.


Retha Pierce Sturdivant
412 32nd Avenue South
Atlantic Beach, South Carolina 29582-4716
(843) 503-8752
Pro Se Appellant

December 22, 2015
North Myrtle Beach, South Carolina

Counsel of Record:

O. Terry Beverly, Esquire
City of Conway
229 Main Street
Conway, South Carolina 29526

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Retha Pierce Sturdivant Appellant

v.

City of Conway Respondent

CERTIFICATE OF SERVICE

I, Retha Pierce Sturdivant, Appellant for Case No.: 2015-001621, certify that I have mailed on the 22nd day of December 2015 a copy of the Initial Brief and Designation of Matter to each listed below with prepaid first class postage affixed thereto:

O. Terry Beverly, Esquire
City of Conway
229 Main Street
Conway, South Carolina 29526

South Carolina Court Administration
1015 Sumter Street; Suite 200
Columbia, South Carolina 29201

Retha Pierce Sturdivant
412 32nd Avenue South
Atlantic Beach, S.C. 29582-4716
(843) 503-8752
Pro Se Appellant

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December 22, 2015
North Myrtle Beach, S.C.

Retha Pierce Sturdivant
412 32nd Avenue South
Atlantic Beach, South Carolina 29582-4716
December 20, 2015
(843) 503-8752

South Carolina Court of Appeals
V. Claire Allen, Deputy Clerk
Post Office Box 11629
Columbia, South Carolina 29211

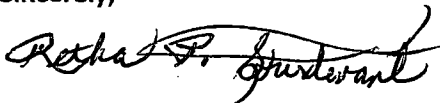
Re: Enclosed Initial Brief, Designation of Matter, and Certificate of Service With Motion to Extend File Out-of-Time for Appellate Case No.: 2015-001621 — \$25.00 Fee Enclosed

Dear Deputy Clerk Allen:

In response to the deficiency notice received from you on December 12, 2015, please find a copy of the Initial Brief and Designation of Matter for Appellate Case No.: 2015-001621 along with the Certificate of Service. Appellant moves for the granting of the extension of the filing of the Initial Brief and Designation of Matter Out-of-Time for Appellae Case No.: 2015-001621.

Please find a money order enclosed for \$25.00 to defray the cost for the Motion.

Sincerely,



Retha Pierce Sturdivant
Appellant

Cc: O. Terry Beverly, Esquire
City of Conway
229 Main Street
Conway, South Carolina 29526

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Retha Sueve Gudwiant
412 32nd Avenue South
Atlantic Beach, SC 29582-4716



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South Carolina Court of Appeals
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Columbia, South Carolina 29211

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