



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLFEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1880
FAX: (803) 734-1839
www.sccourts.org

February 09, 2016

Retha M. Martin
52 Mt. Olive Rd
Green Pond SC 29446

RECEIVED

FEB 24 2016

SC Court of Appeals

Re: The State v. Retha M. Martin
Appellate Case No. 2016-000203

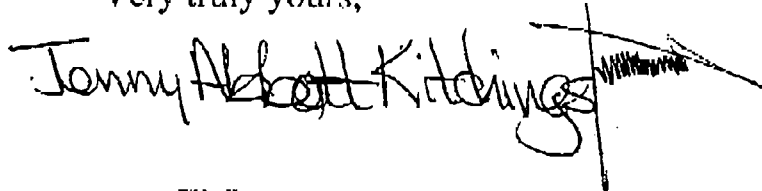
Dear Ms. Martin:

Upon reviewing your notice of appeal, the following deficiency or deficiencies have been noted under the South Carolina Appellate Court Rules (SCACR), and any deficiency must be corrected within ten (10) days of the date of this letter:

- The caption/title does not comply with Rule 267(a), SCACR. Specifically, the notice of appeal is not in the proper format as shown in Form 3 of the Appendices, SCACR. It needs to list not only the lower court number, but also the presiding judge, date you received the written order on appeal and opposing counsel.
- A proof of service has not been provided showing timely service upon the respondent. You must serve and file a proof of service substantially in the format shown by Form 7 in Appendix C to part II of the SCACR.

Also, since this appeal is being handled like a criminal appeal, filing fees are not required. Therefore, we are returning your money order in the amount of \$25.00 with this letter.

Very truly yours,

A handwritten signature in black ink that reads "Jonny Abbott Kittling". The signature is written in a cursive style with a large, sweeping flourish at the end of the word "Kittling".

CLERK

cc: Reed Anthony Evans, Esquire

PROOF OF SERVICE OF A NOTICE OF APPEAL

THE STATE OF SOUTH CAROLINA

In The Court Of Appeals

[In The Supreme Court]

APPEAL FROM COLLETON COUNTY

Court Of Common Pleas

Brenda Bryan, Circuit Court Judge

Case No. 2016-00-0203

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SC Court of Appeals

Jenny Abbott Kitchings

Respondent

V.

Retha M. Martin

Appellant

PROOF OF SERVICE

I certify that I have served the Notice Of Appeal on Jenny A. Kitchings by depositing a copy of it in the United States Mail, postage prepaid, on February 2, 2016, addressed to her attorney of record, Claire Allen, Post Office Box 11629 Columbia, South Carolina 29211 [by personally delivering a copy of it to her attorney of record, Claire Allen, at her office at 1220 Senate Street Columbia, South Carolina 29201 on Februray 2, 2016.

My Commission Expires March 28th 2022

Mary G. Edwards

**NOTICE OF APPEAL FROM COMMON PLEAS REGARDING A
CONVICTION IN MUNICIPAL COURT**

THE STATE OF SOUTH CAROLINA

In The Court Of Appeals

[In The Supreme Court]

RECEIVED

FEB 24 2016

SC Court of Appeals

APPEAL FROM COLLETON COUNTY

Court Of Common Pleas

Brenda Bryan, Circuit Court Judge

Case No. 2016-00-0203

THE STATE OF SOUTH
CAROLINA

Respondent

V.

Retha M. Martin

Appellant

NOTICE OF APPEAL

Retha M. Martin appeals the order of the Honorable Brenda Bryan dated May 7, 2015 which affirmed her conviction in municipal court. Appellant received written notice of the order on May 7, 2015

My Commission Expires March 28th 2022

Mary G Edwards

STATE OF SOUTH CAROLINA

IN THE COURT OF COMMON PLEAS

COUNTY OF COLLETON

15 CP-15 644

State of South Carolina

PLAINTIFF

APPEAL

- VERSUS -

Betha'm martin

DEFENDANT

2015 JUN 19 PM 12:26
PATRICIA G. GRANT
COLLETON COUNTY
COMMON PLEAS

I, Retha Martin, PLAINTIFF/DEFENDANT IN THIS CIVIL ACTION MAKE THE FOLLOWING CLAIM.

1. I, BELIEVE THAT THE PLAINTIFF/DEFENDANT RESIDES IN COLLETON COUNTY AND IS WITHIN THE JURISDICTION OF THIS COURT.

2. I MAKE THIS APPEAL BASED ON THE FOLLOWING ERRORS COMMITTED BY THE LOWER COURT because I don't think I was given a fair decision and didn't see none of my evidence. My court date was May 7, 2015.

3. I BELIEVE, BECAUSE OF THE ABOVE INFORMATION, THAT I AM ENTITLED TO AND REQUEST: A Appeal

I STATE UNDER PENALTY OF PERJURY THAT THE ABOVE IS CORRECT AND TRUTHFUL

DATED: 6-9-15

SIGNED: Betha martin

ADDRESS OF PLAINTIFF

ADDRESS OF DEFENDANT

248 Hampton St
Walterboro, SC 29488
843-782-1057
TELEPHONE (BUSINESS)

52 Mt Olive Rd
Green Pond S.C. 29446
843-584-1482
TELEPHONE (BUSINESS)

To The State Of SC For Colleton County

I Retha Martin the defendant is requesting for a second appeal based on I don't think I was given a fair decision and didn't see none of my evidence but everybody else did so I didn't have a chance to defend myself or tell my side of the story. My court date was May 7th 2015.

Yours Truly

Retha Martin
52 Mt Olive Rd
Green pond S.C. 29446
843-584-1482

My Commission Expires March 28th 2022

Mary B Edwards

2-1-16

To The State Of SC For Colleton County

I Retha Martin the defendant is requesting for a second appeal based on I don't think I was given a fair decision and didn't see none of my evidence but everybody else did so I didn't have a chance to defend myself or tell my side of the story. I feel like ive been discriminated by my complaint again against me. My court date was May 7th 2015. I am requesting for my content of motions discovery and petitions.

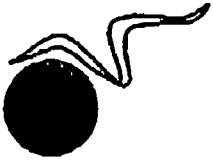
Yours Truly

My Commission Expires March 20th 2022

843-584-1482
Retha Martin
52 Mt Olive Rd
Green Pond S.C. 29446

Mary G Edlund

2-1-16



Coastal Empire CMHC

Administration

1050 Ribaut Road
Beaufort, SC 29902
(843) 524-8899
Fax: (843) 524-8179
Ramon D. Norris, MS.
Executive Director

Allendale County

P.O. Box 514
603 Barnwell Road
Allendale, SC 29810
Clinic: (803) 584-4636
CAF: (803) 584-5008
Fax: (803) 584-5055

Beaufort County

1050 Ribaut Road
Beaufort, SC 29902
Clinic: (843) 524-3378
CAF: (843) 524-2810
PSR: (843) 846-2913
Fax: (843) 524-1879

P O Box 23079
151 Dillon Road
Hilton Head, SC 29925
Clinic: (843) 881-4865
Fax: (843) 689-6267

Colleton County

P.O. Box 578
507 Forest Circle
Walterboro, SC 29488
Clinic: (843) 549-1551
PSR: (843) 549-6536
Fax: (843) 549-5637

Hampton County

P.O. Box 1491
65 Forest Drive
Varnville, SC 29944
Clinic: (803) 943-2828
PSR: (803) 943-4381
Fax: (803) 943-4568

Jasper County

P.O. Box 1016
1510 Grays Highway
Ridgeland, SC 29936
Clinic: (843) 726-8030
Fax: (843) 726-8207

June 10, 2015

City of Walterboro Municipal Court
Attention: Judge /Clerk
242 Hampton Street
Walterboro, SC 29488

RE: Retha Martin (C.I.D. # 10211909)

Dear Ms. Bryan:

I am writing this letter on the behalf of the above, Ms. Retha Martin. Ms. Martin is an active consumer of the Colleton Mental Health Center. She has been very active in her treatment here at the Mental Health Center, she has been a consumer here since June 14, 2013. Her primary diagnosis is Depressive Disorder NOS and she is also prescribed a regimen of antidepressant medications. Overall she has made some progress in her treatment here at this MHC.

If I can be of any further assistance to you, please let me know.

Respectfully Yours,

Angie B. Salley, Regional Director
Colleton and Hampton Clinics
843-549-1551-Ph./ 843-549-6537-Fax

The attached or enclosed information has been disclosed to you from records whose privacy is protected from disclosure by federal and state law including, as applicable, 45 CFR Part 160 HIPAA; 42 CFR Part 2, (alcohol and drug treatment) and Section 44-22-100, Code of Laws of South Carolina. The applicable law or laws may prohibit you from making any further disclosure without the specific written authorization by the individual to whom it pertains or their authorized representative, or as otherwise permitted or required by law. A general authorization for release of information is not sufficient for this purpose unless it conforms to the specific requirements of the applicable law or laws. Further disclosure not in accordance with applicable federal and state law may result in civil and/or criminal penalties.

John Magill, State Director of Mental Health



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FEB 24 2016

SC Court of Appeals

STATE OF SOUTH CAROLINA)
 COUNTY/CITY OF COLLETON)
)
 Retha Mae Martin)
 Name of Defendant)

CHECKLIST

- TRIAL COURT:
 GENERAL SESSIONS COURT
 MAGISTRATE COURT
 MUNICIPAL COURT

CASE NUMBER/CHARGE:
 43815GZ DUI / Driving under the Influence, no alcohol levels tested, 1st Offense

DEFENDANT'S COPY

CHECKLIST FOR MAGISTRATE AND MUNICIPAL JUDGES

DIRECTIONS: Magistrate and Municipal Court Judges must use this checklist for ALL GENERAL SESSIONS and for ALL MAGISTRATE AND MUNICIPAL COURT CASES IN WHICH BOND HAS BEEN SET BY A JUDGE. Magistrates and municipal judges must also use the Checklist on those non-bailable GENERAL SESSIONS OFFENSES IN WHICH THEY ARE CONDUCTING FIRST APPEARANCES. The judge shall attach this checklist to the charging document (arrest warrant or uniform traffic ticket) when the defendant first appears before a judge for a bond hearing or first appearance, and complete the appropriate sections. Defendant must be provided a completed copy of this form.

BAIL PROCEEDING / FIRST APPEARANCE (NON-BAILABLE OFFENSES)

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 FEB 24 2016
 SC Court of Appeals

1. Form used at bail proceeding
 - a. Bond Form I (personal recognizance)
 - b. Bond Form II (surety, cash, percentage)
 - c. None (Non-Bailable Offense) because:
 - charge carries a penalty of life or death; or
 - defendant charged with violent offense while bonded out on violent offense
2. For cases in which bond was set, defendant was informed:
 - a. Warrant for arrest will be issued for violation of any condition of bail bond order.
 - b. His right and obligation to be present at trial and that trial will proceed in his absence if he fails to attend.
 - c. Failure to appear in court as required will result in institution of additional criminal charges. Failure to appear in connection with a felony, or while awaiting sentence after conviction, additional charge has penalty of not more than \$5,000 or imprisonment for not more than 5 years, or both. Failure to appear in connection with a charge for a misdemeanor for which the maximum possible sentence is at least one year, additional charge has penalty of not more than \$1,000 or imprisonment for not more than one year, or both. Failure to appear in court as required on any charge not specified above will result in the issuance of a warrant for defendant's arrest, as well as loss of any posted bond.
3. For cases to be tried in Court of General Sessions, defendant was informed of right to preliminary hearing if requested within ten (10) days:
 - a. Orally
 - b. In writing [NOTE: Defendant must be informed of right both orally and in writing]
4. Defendant was informed of the right to trial by jury.
5. In all general sessions cases, in all criminal domestic violence cases, and in all magistrate or municipal cases in which a prison sentence is likely to be imposed, defendant was informed of the following:
 - a. Charges against defendant and nature of the charges.
 - b. Right to counsel and right to court-appointed counsel if financially unable to employ counsel.
 - c. Defendant was informed orally and provided a copy of this form advising him of his right to obtain court appointed counsel if indigent (must meet federal poverty guidelines) and instructions on how to obtain court appointed counsel. In order to apply for court appointed counsel, defendant is required to appear before _____ located at _____ for indigency screening. Defendant is responsible for a statutory fee of \$ _____ for indigency screening.
6. In all criminal domestic violence cases and any case where defendant is subject to an Order of Protection or Restraining Order, defendant signed and was provided a document explaining that entering the grounds or property of a domestic violence shelter in which the person's household member resides constitutes an additional misdemeanor charge and, if in possession of a dangerous weapon, an additional felony charge.
7. If the charges that have been brought against you are discharged, dismissed, or nolle prossed or if you are found not guilty, you may have your record expunged.

2015-03-22

First Appearance or Bond Hearing Date


 JUDGE'S SIGNATURE

43815GZ

CRIMINAL CHARGING DOCUMENT NO

BAIL PROCEEDING FORM I

STATE OF SOUTH CAROLINA
COUNTY OF Colleton

IN THE Walterboro Municipal Court

STATE OF SOUTH CAROLINA

ORDER SPECIFYING METHODS AND CONDITIONS OF RELEASE

Martin, Retha Mae
NAME OF DEFENDANT

DEFENDANT'S COPY

Offense Charged: DUI / Driving under the Influence, less than .10, 1st Offense-[43815GZ]

IT IS HEREBY ORDERED

I That the above named defendant be released from custody on his own recognizance without surety on the condition that he will personally appear before the designated court at the place, date, and time required to answer the charge made against him and do what shall be ordered by the court and not depart the State without permission of the court and be of good behavior

II That the above named defendant be released from custody upon recognizance without surety executed by him.

Appearance Recognizance Without Surety

On the 22nd day of March 2015, personally appeared before the undersigned judge the defendant named above who acknowledged himself indebted to the State of South Carolina, in the sum of 997.00 dollars, to be levied on his real and personal property for the use of the State, if the defendant shall fail in performing the conditions of the Order.

III That the defendant will notify the court promptly if he changes his address from the one contained in this Order and will comply with the following other conditions of release: Do Not Drive When Drinking Alcohol; Do Not Drive Until Suspension is Cleared, Must Appear in Court as Required

IV

That the defendant shall appear at (check one):

- the term of COURT OF GENERAL SESSIONS beginning on at o'clock.
the session of MAGISTRATE COURT MUNICIPAL COURT beginning on May 07, 2015 at 6:00 o'clock, P.M. at Walterboro Municipal Court - 248 Hampton St / P. O. Box 709/Walterboro, SC 294880709 / (843) 549-6559

ACKNOWLEDGEMENT BY DEFENDANT

I understand that if I violate any condition of this Order, a warrant for my arrest will be issued. I understand and have been informed that I have a right and obligation to be present at trial and should I fail to attend the court, the trial will proceed in my absence.

It has been explained to me that if I fail to appear before the court as required, a warrant for my arrest will be issued.

ATTORNEY REPRESENTING ACCUSED (IF KNOWN)

Retha Martin

SIGNATURE OF DEFENDANT

52 Mount Olive Rd

ADDRESS

Green Pond, SC 29446-5118

CITY/STATE/ZIP

247-23-7403

SOCIAL SECURITY NUMBER

843-584-1482

TELEPHONE

009361132 (SC)

DRIVER'S LICENSE OR ID NUMBER

[Signature]
SIGNATURE OF JUDGE

22 Mar 2015
DATE

ORIGINAL AND ONE COPY OF THIS FORM ARE TO BE COMPLETED IN EVERY BAIL PROCEEDING IN WHICH IT IS USED

Original Copy for The Trial Court - Copy For The Defendant

Form Approved by S.C. Attorney General
Section 17-15-40
March 21, 2012

SCCA/510A (Revised 3/2012)

PATRICIA C. GRANT
CLERK OF COURT



VICKI H. SYFRETT
DEPUTY CLERK

COLLETON COUNTY

January 4, 2016

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FEB 24 2016

TO: PRO SE PARTIES
RE: MOTION ROSTER

SC Court of Appeals

PLEASE BE ADVISED THAT YOUR CASE HAS BEEN ADDED TO THE MOTION DOCKET SCHEDULED FOR JANUSRY 15, 2016 AT 10:00AM IN THE COLLETON COUNTY COURTHOUSE 101 HAMPTON ST, WALTERBORO, SC 29488. PLEASE PROVIDE THE CLERK'S OFFICE WITH AN E-MAIL WHERE WE MAY CONTACT YOU IF YOUR HEARING HAS BEEN POSTPONED, CANCELLED.

CONTACT E-MAIL FOR THE CLERK'S OFFICE: LWEISS@COLLETONCOUNTY.ORG

IF YOU DO NOT HAVE AN E-MAIL ADDRESS PLEASE CALL THE CLERK'S OFFICE AT (843)549-5791 AFTER 2:00 PM ON THURSDAY JANUARY 14, 2016 TO CHECK THE STATUS OF YOUR HEARING.

SINCERELY,
THE COMMON PLEAS DEPARTMENT

P. O. Box 620 • WALTERBORO, S C • 29488-0028 • TELEPHONE (843)549-5791 • FAX (843)549-6857

NOTICE OF MOTION SCHEDULING

December 31, 2015



Motion "MOFREE - Appeal Hearing" for Case: 2015CPI500641 - State Of South Carolina VS Retha M Martin has been added to the following Motions Roster:

78 - January Motions

This hearing of this motion has been scheduled for 1/15/2016 at 10:00 AM.

THE MOTION ROSTER FOR JANUARY 2016 IS NOW AVAILABLE AT SCCOURTS.ORG. PLEASE SEE ROSTER NEWS FOR DATE, TIME AND INSTRUCTIONS.

PLEASE READ ROSTER NEWS BEFORE CALLING THE CLERK'S OFFICE.

ALL UPDATES TO THE ROSTER MUST BE MADE IN WRITING BY FAX OR E-MAIL

Mail Notice To:
Retha M Martin

Court Info:
Common Pleas P O Box 620 101 Hampton Street Walterboro, SC 29488-9488

If you have any questions regarding the scheduling of this motion, please contact the courts at:

(843)549-5791

Respectfully,

Patricia C Grant
Clerk of Court

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FEB 24 2016

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF COMMON PLEAS

COUNTY OF COLLETON

15 CP-15 641

State of South Carolina

PLAINTIFF

APPEAL

- VERSUS -

Betha'm martin

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FEB 24 2016

DEFENDANT

SC Court of Appeals

2015 JUN 19 PM 12: 25

PATRICIA A. C. GRANT
COLLETON COUNTY
COMMON PLEAS

I, Betha Martin, PLAINTIFF/DEFENDANT IN THIS CIVIL ACTION MAKE THE FOLLOWING CLAIM.

1. I, BELIEVE THAT THE PLAINTIFF/DEFENDANT RESIDES IN COLLETON COUNTY AND IS WITHIN THE JURISDICTION OF THIS COURT.

2. I MAKE THIS APPEAL BASED ON THE FOLLOWING ERRORS COMMITTED BY THE LOWER COURT because I don't think I was given a fair decision and didn't see none of my evidence. My court date was May 7, 2015.

3. I BELIEVE, BECAUSE OF THE ABOVE INFORMATION, THAT I AM ENTITLED TO AND REQUEST: A Appeal

I STATE UNDER PENALTY OF PERJURY THAT THE ABOVE IS CORRECT AND TRUTHFUL

DATED: 6-9-15

SIGNED: Betha martin

ADDRESS OF PLAINTIFF

ADDRESS OF DEFENDANT

248 Hampton St
Walterboro, SC 29488
843-782-1057
TELEPHONE (BUSINESS)

52 Mt Olive Rd
Green Pond S.C. 29446
843-584-1482
TELEPHONE (BUSINESS)

may 15, 2015

I, Retha Martin, want to appeal. ~~My~~ Because
I don't think I was giving a fair ~~decision~~ and
didn't see none of my evidence.
My Court date was may 7, 2015

Retha Martin
843-584-1482

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MAY 15 2015

Waterboro Municipal
Court

BB

STATE OF SOUTH CAROLINA)
CITY OF WALTERBORO)

43815 GZ
CASE NUMBER

IN THE CITY OF
WALTERBORO MUNICIPAL COURT

State of South Carolina/City of Walterboro)

SCHEDULED TIME PAYMENT
AND
RULE TO SHOW CAUSE

Vs.
R. Martin

NOTICE OF REQUIRED COMPLIANCE AND RULE TO SHOW CAUSE HEARING

NAME: Retha Mae Martin
TICKET(S)/WARRANT(S): 43815 GZ
CHARGE: DUI
AMOUNT DUE + 3% : \$997.00

You have been ordered to pay your fine and/or restitution on or before 6.8.15

Be advised a Rule to Show Cause hearing is scheduled for

~~June 25, 2015~~ June 25, 2015 4:00 pm
~~5:00 PM~~ at ~~5:00 PM~~ in the Walterboro Municipal Court
to review compliance with the Order and you have been and are ordered to attend.

Failure to attend the hearing will result in a Search Warrant or License Suspension
procedure being implemented. Payment of the fine and/or restitution will cancel the hearing and
attendance is not necessary.

Dated: 5.7.15

Retha Martin
Signature of Defendant

Brenda Bryan
Municipal Court Judge/Clerk

Attend Court at
Walterboro Municipal Court
242 Hampton St.
Walterboro, SC 29488

Pay Fines and/or Restitution at:
Clerk of Walterboro Municipal Court
248 Hampton St.
Walterboro, SC 29488

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THE STATE OF SOUTH CAROLINA

RETHIA MARTIN

FEB 24 2016

PLAINTIFF(S)

DEFENDANT(S)

SC Court of Appeals

Submitted by: RETHIA MARTIN

Attorney for: Plaintiff Defendant
 or
 Self-Represented Litigant

DISPOSITION TYPE (CHECK ONE)

- JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered. See Page 2 for additional information.
- ACTION DISMISSED (CHECK REASON):** Rule 12(b), SCRPC; Rule 41(a), SCRPC (Vol. Nonsuit); Rule 43(k), SCRPC (Settled); Other
- ACTION STRICKEN (CHECK REASON):** Rule 40(j), SCRPC; Bankruptcy; Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award; Other
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE REASON):**
 Affirmed; Reversed; Remanded; Other

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: See attached order (formal order to follow) Statement of Judgment by the Court: The decision of the Municipal Court is Affirmed.

ORDER INFORMATION

This order ends does not end the case.
 Additional Information for the Clerk :

2016 JUN 20 PM 2:56
 COLLETON COUNTY
 COMMON PLEAS

INFORMATION FOR THE JUDGMENT INDEX

Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.

Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled (List amount(s) below)
		\$
		\$
		\$

If applicable, describe the property, including tax map information and address, referenced in the order:

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure. Amounts to be computed such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk. **Notar Title abstractors and researchers should refer to the official court order for judgment details.**

Circuit Court Judge

Ferry M. Buckner

2122

Judge Code

1/20/16

Date

For Clerk of Court Office Use Only

This judgment was entered on the 20th day of Jan, 2016 and a copy mailed first class or placed in the appropriate attorney's box on this 20th day of Jan, 2016 to attorneys of record or to parties (when appearing pro se) as follows:

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)
Patricia C. M... ..
CLERK OF COURT

Court Reporter: Becky Hill

ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.

Att

2-23-16.

TO. S. C. Court of Appeals

from: Retha Martin

Retha Martin
843-584-1482

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FEB 24 2016

SC Court of Appeals