

STATE OF SOUTH CAROLINA )  
 )  
 COUNTY OF OCONEE )  
 )  
WILLIAM CANNON GRESHAM, #349177 )  
 Plaintiff, )  
 vs. )  
 )  
STATE OF SOUTH CAROLINA )  
 Defendant. )

IN THE COURT OF COMMON PLEAS  
 \_\_\_\_\_ JUDICIAL CIRCUIT

CASE NO.: 2012 -CP- 37 - 000915 \_\_\_\_\_  
 APPELLATE CASE #: 2016-~~000517~~

**MOTION AND ORDER INFORMATION  
 FORM AND COVERSHEET**

Plaintiff's Attorney: <u>TJAY M. BAGWELL</u> , Bar No. <u>76927</u> Address: <u>1041 S. GREENWICH DR., WALHALLA, SC 29691</u> Phone: <u>864-718-0777</u> Fax <u>864-718-0776</u> E-mail: _____ Other: _____	Defendant's Attorney: _____, Bar No. _____ Address: _____ Phone: _____ Fax _____ E-mail: _____ Other: _____									
<input type="checkbox"/> MOTION HEARING REQUESTED (attach written motion and complete SECTIONS I and III) <input checked="" type="checkbox"/> FORM MOTION, NO HEARING REQUESTED (complete SECTIONS II and III) <input type="checkbox"/> PROPOSED ORDER/CONSENT ORDER (complete SECTIONS II and III)										
<b>SECTION I: Hearing Information</b>										
Nature of Motion: <u>MOTION TO ALLOW TO ALLOW LATE FILING</u> Estimated Time Needed: _____ Court Reporter Needed: <input type="checkbox"/> YES/ <input checked="" type="checkbox"/> NO										
<b>SECTION II: Motion/Order Type</b>										
<input checked="" type="checkbox"/> Written motion attached <input type="checkbox"/> Form Motion/Order I hereby move for relief or action by the court as set forth in the attached proposed order.										
<u><i>[Signature]</i></u> Signature of Attorney for <input checked="" type="checkbox"/> Plaintiff/ <input type="checkbox"/> Defendant <u>3/29</u> , 20 <u>16</u> Date submitted										
<b>SECTION III: Motion Fee</b>										
<input type="checkbox"/> PAID – AMOUNT: \$ _____ <input type="checkbox"/> EXEMPT: (check reason) <table style="width:100%; border: none;"> <tr> <td><input type="checkbox"/> Rule to Show Cause in Child or Spousal Support</td> </tr> <tr> <td><input type="checkbox"/> Domestic Abuse or Abuse and Neglect</td> </tr> <tr> <td><input type="checkbox"/> Indigent Status    <input type="checkbox"/> State Agency v. Indigent Party</td> </tr> <tr> <td><input type="checkbox"/> Sexually Violent Predator Act    <input checked="" type="checkbox"/> Post-Conviction Relief</td> </tr> <tr> <td><input type="checkbox"/> Motion for Stay in Bankruptcy</td> </tr> <tr> <td><input type="checkbox"/> Motion for Publication    <input type="checkbox"/> Motion for Execution (Rule 69, SCRCP)</td> </tr> <tr> <td><input type="checkbox"/> Proposed order submitted at request of the court; or, reduced to writing from motion made in open court per judge's instructions</td> </tr> <tr> <td>Name of Court Reporter: _____</td> </tr> <tr> <td><input type="checkbox"/> Other: _____</td> </tr> </table>		<input type="checkbox"/> Rule to Show Cause in Child or Spousal Support	<input type="checkbox"/> Domestic Abuse or Abuse and Neglect	<input type="checkbox"/> Indigent Status <input type="checkbox"/> State Agency v. Indigent Party	<input type="checkbox"/> Sexually Violent Predator Act <input checked="" type="checkbox"/> Post-Conviction Relief	<input type="checkbox"/> Motion for Stay in Bankruptcy	<input type="checkbox"/> Motion for Publication <input type="checkbox"/> Motion for Execution (Rule 69, SCRCP)	<input type="checkbox"/> Proposed order submitted at request of the court; or, reduced to writing from motion made in open court per judge's instructions	Name of Court Reporter: _____	<input type="checkbox"/> Other: _____
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<input type="checkbox"/> Proposed order submitted at request of the court; or, reduced to writing from motion made in open court per judge's instructions										
Name of Court Reporter: _____										
<input type="checkbox"/> Other: _____										
<b>JUDGE'S SECTION</b> <input type="checkbox"/> Motion Fee to be paid upon filing of the attached order. <input type="checkbox"/> Other: _____	JUDGE CODE _____ Date: _____, 20____									
<b>CLERK'S VERIFICATION</b>										
Collected by: _____ Date Filed: _____, 20____										
<input type="checkbox"/> MOTION FEE COLLECTED: \$ _____ <input type="checkbox"/> CONTESTED – AMOUNT DUE: \$ _____										

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF OCONEE )

IN THE COURT OF APPEALS  
IN THE SUPREME COURT

WILLIAM CANNON GRESHAM, )  
#349177 )  
Appellant, )

Appellate Case No.: 2016-  
Lower Court Case No.: 2012-CP-37-000915

v. )

STATE OF SOUTH CAROLINA )  
Respondent )

MOTION TO ALLOW THE LATE FILING

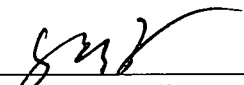
WHEREAS, Appellant was denied Post-Conviction Relief on Order signed June 5, 2015, and recorded in the records of Oconee County June 15, 2015;

WHEREAS, Appellant desired, and still desires, appeal of said Order;

WHEREAS, Appellant's attorney did attempt service of Notice of Appeal on the Attorney General and Supreme Court of South Carolina, but through some error by an unknown party the Supreme Court of South Carolina did not receive, or has no record of receiving said notice;

The Appellant does request that this Court allow for late filing of Appellant's Notice of Appeal.

Please see attached Form 7 Proof of Service of a Notice of Appeal.

  
\_\_\_\_\_  
Tjay M. Bagwell  
Attorney for Appellant  
#76927

\_\_\_\_\_ Granted

\_\_\_\_\_ Denied

\_\_\_\_\_ Dated

**RECEIVED**

APR 01 2016

**S.C. SUPREME COURT**

# Bagwell & Corley Law Firm, PC

Tjay M. Bagwell, Esquire and Stephanie M. Corley, Esquire

603 W. Main St. (PO Box 400)  
Walhalla, SC 29691  
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June 29, 2015

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

Notice of Appeals  
Lorraine French  
PO Box 11589  
Columbia, South Carolina 29201-1589

The Honorable Edgar W. Dickson  
Supreme Court for South Carolina  
Supreme Court Building  
P.O. Box 11330  
Columbia, SC 29211

RECEIVED

APR 01 2016

S.C. SUPREME COURT

Re: William Cannon Gresham vs. State of South Carolina  
Case Number 2012-CP-37-915

Dear Mrs. French:

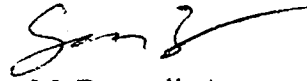
Enclosed for filing is a notice of appeal in the above case. Also enclosed are the following:

1. Proof of service of the notice of appeal on the respondent.
2. A Copy of the order which is to be challenged on the appeal.

Tjay M. Bagwell, Contact Information  
Phone: 864-718-0777 • Fax: 864-718-0776  
Email: [tjay@bagwellcorley.com](mailto:tjay@bagwellcorley.com)  
Address: 603 W. Main Street, Walhalla, SC 29691

3. Under Rule 203(d)(2)(B)(iii), SCACR, a filing fee is not required if the appeal is from a criminal case including juvenile delinquency matters, or if the appeal is taken by the state of South Carolina, its departments or agencies. Further, no filing fees are required in post-conviction relief cases. Rule 240(d), ACACR
4. This appeal is being filed with the Supreme Court because this is an appeal of an order (judgment) of a Post-Conviction Relief case, which is to be appealed directly to the Supreme Court of South Carolina.

Sincerely,



Tjay M. Bagwell, Attorney at Law

cc: William Cannon Gresham

**FORM 7**  
**PROOF OF SERVICE OF A NOTICE OF APPEAL**

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

---

APPEAL FROM OCONEE COUNTY  
Court of Common Pleas

Edgar W. Dickson, Circuit Court Judge

---

Case No. 2012-CP-37-915

---

William Cannon Gresham,  
#349177

Appellant,

v.

STATE OF SOUTH  
CAROLINA

Respondent,

---

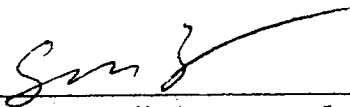
**PROOF OF SERVICE**

---

I certify that I have served the Notice of Appeal on, South Carolina Assistant Attorney General, by depositing a copy of it in the United States Mail, postage prepaid, on June 29, 2015, addressed as follows:

P.O. Box 11549  
Columbia, S.C. 29211

June 29 2015

  
Tjay M. Bagwell, Attorney at Law  
Bagwell & Corley Law Firm PC  
Post Office Box 400  
Walhalla, South Carolina 29691  
(864) 718-0777  
Attorney for Appellant

**NOTICE OF APPEAL IN A CIVIL CASE**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM OCONEE COUNTY  
Court of Common Pleas

Edgar W. Dickson, Circuit Court Judge

Case No. 2012-CP-37-915

William Cannon Gresham,

Appellant,

v.

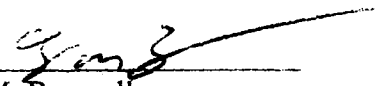
State of South Carolina,

Respondent.

**NOTICE OF APPEAL**

William Cannon Gresham appeals the Order of Dismissal of the Honorable Edgar W. Dickson dated June 5, 2015. Appellant received written notice of entry of this order on June 15, 2015.

Date: June 17, 2015

  
\_\_\_\_\_  
Tjay M. Bagwell  
PO Box 400  
Walhalla, South Carolina 29691  
(864) 718-0777

Other Counsel of Record:  
J. Walt Whitmire  
Assistant Attorney General  
PO Box 11549  
Columbia, SC 29211-1549  
Attorney for Respondent  
(803) 734-3970

JUN 24 05 PM 1:38

FILED OCONEE, SC  
BEVERLY H. WHITEFIELD  
CLERK OF COURT

Respectfully,  
PO Box 400  
Walhalla, SC 29691

NY Law Firm PC

Supreme Court for South Carolina  
Supreme Court Building  
Attn: Janet  
P.O. Box 11330  
Columbia, SC 29211



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