

STATE OF SOUTH CAROLINA  
COUNTY OF GEORGETOWN

IN THE COURT OF GENERAL SESSIONS  
FOR THE FIFTEENTH JUDICIAL CIRCUIT

JODY LYNN WARD, 300644  
Petitioner,

INDICTMENT CASE NUMBER  
03-GS-22-1030 & 1031

-vs-

MOTION FOR APPOINTMENT  
OF COUNSEL / INDIGENT FUNDS

STATE OF SOUTH CAROLINA  
Respondent.

PUSUANT TO § 17-3-10

ALMA Y. WHITE  
CLERK OF COURT

2012 MAY 16 PM 2:42

FILED  
GEORGETOWN COUNTY, S.C.

The above-named Petitioner, moves before this Court for a Motion For Appointment of Counsel / Indigent Funds, see: Hereto attached of indigent status form from SCDC.

Petitioner herein filed a motion for a New trial based on After-Discovered Evidence pursuant to: SCRCrimP. Rule: 29(b) and a hearing into this matter is necessary and Petitioner is a indigent inmate therefore indigent funds are proper in this instant matter, see: §17-3-10. Person entitled to counsel shall be so advised; when counsel shall be provided.

Any person entitled to counsel under the Constitution of the United States shall be advised and if it is determined that the person is financially unable to retain counsel shall be provided upon of the appropriate Judge unless such person voluntarily and intelligently waives his right thereto...

Order of Counsel should order herein

Respectfully Submitted,

Jody Lynn Ward, 300644  
Jody Lynn Ward, 300644

State RECEIVED

RECEIVED 49

OCT 13 2011  
MAIL ROOM  
LEBERER

OCT 06 2011  
MAIL ROOM  
LEBERER

INMATE TRUST FUND ACCOUNT REPORT  
for SOUTH CAROLINA COURT FILING FEES

INSTRUCTIONS TO INMATE: Complete top portion then give to your mailer. If you are receiving from Accounting, you must mail this form with any payment to the Court.

By signing my name below, I am asking the Financial Accounting Office of the South Carolina Department of Corrections to complete this report. In accordance with SC Code of Laws §24-27-100 and 150, I authorize payment of the full filing fee. If I have insufficient funds in my account at this time to pay the court's full filing fee, I authorize SCDC to deduct the initial and subsequent payments until payment is completed.

INMATE NAME (print): Jody Lynn Ward EA-15

SCDC# 300644 INMATE SIGNATURE: Jody Lynn Ward

I plan to file this action in the SC County of Georgetown.

The section below is for SCDC - Financial Accounting Branch's use ONLY.

- (1) Total deposits to inmate's account for preceding six months' period\* ..... \$ 0
- (2) Twenty percent (20%) of line 1 ..... \$ 0
- (3) Account balance - current date ..... \$ 0
- (4) PAYMENT AMOUNT \*\*  
(lesser of line 2 or line 3)  
Enclosed check # ..... \$ 0

\*\*NOTE to COURT: If payment is for partial fee, Court must notify SCDC once case is accepted and filed. Send notice with case # and balance owed to address below. SCDC will NOT process any additional payments until notification is received from Court.

South Carolina Department of Corrections  
Financial Accounting - Room 234  
PO Box 21787  
Columbia, SC 29221-1737

\*Admission date is noted here if inmate incarcerated less than six months 1/1

SCDC-FINANCIAL ACCOUNTING  
OCT 10 2011



THE STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM GEORGETOWN COUNTY

Court of General Sessions

Benjamin H. Culbertson, Circuit Court Judge

Case No. 2003-GS-22-1030 & 1031

The State of South Carolina . . . . . Respondent,

v.

Jody Lynn Ward, # 300644 . . . . . Appellant,

NOTICE OF APPEAL

Jody Lynn Ward appeals his conviction and sentence in this case from Order Denying Motion For New Trial, Motion For Appointment of Counsel and Motion For Expenses for Investigator and Experts. This order of the Honorable Benjamin H. Culbertson dated July 31, 2012, which denied appellants motion for a New Trial. Appellant received written notice of entry of this Order on August 3<sup>rd</sup>, 2012.

August 3<sup>rd</sup>, 2012

Respectfully Submitted,  
1st Jody Lynn Ward, #300644  
Jody Lynn Ward, # 300644

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM GEORGETOWN COUNTY

Court of General Sessions

Benjamin H. Culbertson, Circuit Court Judge

Case No: 2003-GS-22-1030 & 1031

The State of South Carolina . . . . . Respondents,

v.

Jody Lynn Ward, #300644 . . . . . Appellant

Certificate of Service

I Jody Lynn Ward hereby certify that a true copy has been sent to the below addressed on this 6<sup>th</sup> day of August, 2012. By placing the same in U.S. postal mail postage prepaid. Notice of Appeal with <sup>(1)</sup>Fortion Exhibits

SWORN TO AND SUBSCRIBED before me

On This 6<sup>th</sup> day of August, 2012

(S) Sylvia James  
Notary Public for South Carolina

MY COMMISSION EXPIRES 1/24/2018

Respectfully Submitted,

(S) Jody Lynn Ward, #300644  
Jody Lynn Ward, #300644

1.) Georgetown County Solicitor  
P.O. Box 1688  
Georgetown, S.C. 29442

2.) Georgetown County Clerk  
P.O. Box 479  
Georgetown, S.C. 29442

3.) Office of Attorney General  
Alan Wilson AG  
P.O. Box 11549  
Columbia, S.C. 29211-1549

Jody Lynn Ward, #300644  
Lieber Corr. Inst. E-B-29  
P.O. BOX 205  
Ridgeville, S.C. 29472

Date: October 4, 2012

South Carolina Court Of Appeals  
Attn: Clerk's Office  
P.O. BOX 11629  
Columbia, S.C. 29211

Re: Filing Notice Of Appeal / Case No. 2003-GS-22-1030 & 1031

Dear Clerk Sir or Madam,

Please find here for filing a Notice of Appeal in the above referenced matter. By a copy of this I have also served all the interested parties to this matter. I thank you for all your time and help with this matter, May God Bless You All Abundantly. Also please send me the Indigent Form for Appellate Counsel.

Respectfully Submitted,

*151 Jody Lynn Ward, #300644*  
Jody Lynn Ward, #300644  
Appellant pro se

CC. File  
Ms. Alma Y. White, Clerk  
Scott Hixson, Assistant Solicitor  
Allan Wilson, Attorney General

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM GEORGETOWN COUNTY  
Court of General Sessions

Case No. 2003-GS-22-1030&1031

The State, ..... Respondent.

V.

Jody Lynn Ward, #300644, ..... Appellant.

PROOF OF SERVICE

I certify that I have served the Notice Of Appeal on the below named parties by depositing a copy of it in the United States Mail, postage prepaid on this 4<sup>th</sup> Day of October, 2012. Addressed as follows:

1.) Georgetown County Clerk's Office 2.) Georgetown County Solicitor  
Attn: Ms. Alma Y. White, Clerk Scott Hixson, Assistant  
P.O. BOX 479 P.O. BOX 1688  
Georgetown, S.C. 29442 Georgetown, S.C. 29442

2.) Attorney General of S.C. 3.) S.C. Court of Appeals  
Attn: Allan Wilson Attn: Clerks Office  
P.O. BOX 11549 P.O. BOX 11629  
Columbia, S.C. 29211-1549 Columbia, S.C. 29211

Respectfully Submitted,

*/s/ Jody Lynn Ward #300644*  
Jody Lynn Ward, #300644  
Lieber Corr, Inst. E-B-29  
P.O. BOX 205  
Ridgeville, S.C. 29472

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM GEORGETOWN COUNTY  
Court of General Sessions

Benjamin H. Culbertson, Circuit Court Judge

Case No. 2003-GS-22-1030&1031

The State, ..... Respondent.

v.

Jody Lynn Ward, #300644, ..... Appellant.

NOTICE OF APPEAL

Jody Lynn Ward appeals his conviction and sentence in this case, from the denial of motion for new trial based on after discovered evidence, denial of motion for arrest of judgment; and the denial of motion to reconsideration of order denying motion for new trial. All the listed Orders was denied by the Honorable Benjamin H. Culbertson. [This appeal is taken from the following Orders of the Honorable Benjamin H. Culbertson, dated July 31, 2012; September 25, 2012; and finally September 25, 2012, which denied appellants motions for a new trial or related in nature. Appellant received written notice of entry of these Orders on August 3, 2012; September 28, 2012 and finally October 3, 2012.] It appears that motion to reconsideration was also made in the denial of arrest of judgment.

Date: October 4, 2012

/s/ Jody Lynn Ward, #300644  
Jody Lynn Ward, #300644  
Lieber Corr. Inst. E-B-29  
P.O. BOX 205  
Ridgeville, S.C. 29472

Other Counsel of Record:  
Scott Hixson  
Assistant Solicitor  
P.O. BOX 1688  
Georgetown, S.C. 29442  
Attorney for Respondent

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF GEORGETOWN )

THE COURT OF GENERAL SESSIONS  
FIFTEENTH JUDICIAL CIRCUIT  
CASE NUMBERS: 2003-GS-22-1030  
2003-GS-22-1031

State of South Carolina )  
 )  
vs. )  
 )  
Jody Lynn Ward, )  
 )  
Defendant. )  
\_\_\_\_\_ )

ORDER DENYING  
MOTION FOR NEW TRIAL,  
MOTION FOR APPOINTMENT OF COUNSEL  
AND MOTION FOR EXPENSES

Before the court are the defendant's Motion for New Trial based upon after discovered evidence, Motion for Appointment of Counsel and Motion for Investigative and Expert Expenses.<sup>1</sup>

Defendant argues that he is entitled to a new trial based upon a purported letter from another person claiming to have hired the victims in this case to kill the defendant. However, the letter referenced by the defendant in his motion and attached as an exhibit thereto makes no such admission and the defendant has not presented anything to corroborate such an admission.

To prevail on a motion for a new trial based on after discovered evidence, a defendant must show (1) the evidence is such as will probably change the result if a new trial is granted; (2) the evidence has been discovered since the trial; (3) the evidence could not have been discovered prior to trial by the exercise of due diligence; (4) the evidence is material; and (5) the evidence is not merely cumulative or impeaching. *State v. Needs* (S.C. 1998) 333 S.C. 134, 508 S.E.2d 857, rehearing denied. In the case at hand, the defendant has not only failed to establish that he has new evidence that will probably change the result of his convictions if a new trial is granted, he has failed to show even the existence of newly discovered evidence. Therefore, the defendant's motion for a new trial should be denied.

<sup>1</sup> These motions are based upon the contents of the defendant's motions without oral arguments.

1  
BHC

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF GEORGETOWN )

THE COURT OF GENERAL SESSIONS  
FIFTEENTH JUDICIAL CIRCUIT  
CASE NUMBERS: 2003-GS-22-1030  
2003-GS-22-1031

State of South Carolina )  
 )  
vs. )  
 )  
Jody Lynn Ward, )  
 )  
 )  
Defendant. )  
 )  
\_\_\_\_\_ )

ORDER DENYING  
MOTION TO ARREST JUDGMENT

ALMA Y. WHITE  
CLERK OF COURT

2012 SEP 26 PM 3:10

FILED  
GEORGETOWN COUNTY, S.C.

The defendants Motion to Arrest Judgment in this case is DENIED.<sup>1</sup>

*Benjamin H. Culbertson*

Benjamin H. Culbertson  
Administrative Judge  
Court of General Sessions, 15<sup>th</sup> Judicial Circuit

September 25, 2012  
Georgetown, SC

<sup>1</sup> This motion was decided on the contents of the defendant's motion and without oral arguments.



JODY LYNN WARD, #300644  
LIEBER CORR. INST. E-B-29  
P.O. BOX 205  
RIDGEVILLE, S.C. 29472

SEPTEMBER 29, 2012

GEORGETOWN COUNTY CLERKS OFFICE  
ATTN: MS. ALMA Y. WHITE, CLERK  
P.O. BOX 479  
GEORGETOWN, S.C. 29442

Re: Disposition on Reconsideration of denial of motion for new trial C/a no. 2003-GS-22-1030; 1031

Dear Ms, White,

I am writing to you to see if the court has made a ruling in the above referenced matter. Please send me a copy of an order if there has been a disposition. Thank you and God Bless You!

Or let me know if its still pending.

RESPECTFULLY SUBMITTED

1st *Jody Lynn Ward*  
Jody Lynn Ward, #300644

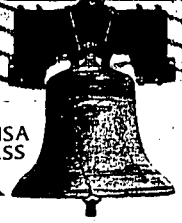
CC.File

60  
GEORGETOWN COUNTY CLERK OF COURT  
COURT OF GENERAL SESSIONS  
ALMA Y. WHITE, CLERK  
P.O. BOX 479  
GEORGETOWN, S.C. 29442

CHARLESTON SC 294

02 OCT 2012 PM 1 T

USA  
FIRST-CLASS  
FOREVER



**RECEIVED**  
OCT 03 2012  
MAIL ROOM  
LIEBER C.I.

JODY LYNN WARD, #300644  
LIEBER CORR. INST. E-B\_29  
P.O. BOX 205  
RIDGEVILLE, S.C. 29472

FOR LEGAL MAIL USE ONLY  
ONLY MAIL ADDRESSED TO A COURT,  
A LAWYER OR TO A JUDGE. ANY  
OTHER USE AND THE MAIL WILL BE  
RETURNED TO THE INMATE.

29472+0205



Alma Y. White  
Georgetown County Clerk of Court




P. O. Box 479 • 401 Cleland St.  
Georgetown, SC 29442

October 2, 2012

Jody Lynn Ward 300644  
Lieber CI E-B-29  
PO Box 205  
Ridgeville, SC 29472

In response to your request regarding:

- PCR Form Enclosed.
- Legal advice.* The Clerk of Court is prohibited from providing *legal advice*. Contact your attorney for assistance.
- Information from file(s).* Please contact a relative, friend or your attorney to research your case(s) and make copies at a minimum cost or you will have to supply this office with warrant numbers and/or indictment numbers and pay a \$15.00 charge, to be paid in advance, to research your files, and pay \$.25 per copy thereafter.
- Being relieved from your attorney. The Clerk of Court has no authority to relieve a Defendant of an attorney. A Circuit Court Judge must address this request.
- Correction(s) on *Sentencing Sheet*. The Clerk of Court has no authority to adjust or change Information on a sentencing sheet. Please contact your attorney for legal advice.
- Forwarding information* to the Solicitor/attorneys/judges/etc. Your documents are being returned. The Clerk's office accepts no responsibility for forwarding information to a third party.
- Clocking and filing motions/documents etc.* Contact your attorney to properly file motions/documents/etc. [This is a Pro Se case. Your document(s) have been clocked and filed].
- A copy of a deposition(s).* Contact the attorney(s) involved in the case for copies.
- Expungement information/application* Contact the Solicitor's Office. **Solicitor's Office, PO Box 1688, Georgetown, SC 29442.**
- A detainer,* Contact the Solicitor's Office. **Solicitor's Office at PO Box 1688, Georgetown, SC 29442.**
- Information on the following *warrants(s)*; \_\_\_\_\_  
**At this time,** this office has no record of the warrant(s) in question. Contact the arresting agency.
- A copy of a transcript(s). You will need to contact the Court Reporter.
- Other/Comments: **A copy of "Order Denying Motion to Arrest Judgment" is enclosed.**

  
\_\_\_\_\_  
Georgetown County Court of General Sessions

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF GEORGETOWN )

THE COURT OF GENERAL SESSIONS  
FIFTEENTH JUDICIAL CIRCUIT  
CASE NUMBERS: 2003-GS-22-1030  
2003-GS-22-1031

State of South Carolina )  
 )  
vs. )  
 )  
Jody Lynn Ward, )  
 )  
 )  
Defendant. )  
\_\_\_\_\_ )

ORDER DENYING  
MOTION TO ARREST JUDGMENT

FILED  
GEORGETOWN COUNTY, S.C.  
2012 SEP 26 PM 3:10  
ALMA Y. WHITE  
CLERK OF COURT

The defendants Motion to Arrest Judgment in this case is DENIED.<sup>1</sup>

*Benjamin H. Culbertson*

Benjamin H. Culbertson  
Administrative Judge  
Court of General Sessions, 15<sup>th</sup> Judicial Circuit

September 25, 2012  
Georgetown, SC

<sup>1</sup> This motion was decided on the contents of the defendant's motion and without oral arguments.

STATE OF SOUTH CAROLINA ) IN THE COURT OF GENERAL SESSIONS  
COUNTY OF GEORGETOWN ) FOR THE 15<sup>th</sup> JUDICIAL CIRCUIT

Jody Lynn Ward, #300644  
Petitioner,  
vs.

State of South Carolina  
Respondents,

) C/A No. 03-GS-22-1030 & 1031  
) MOTION FOR RECONSIDERATION <sup>and</sup> / OR  
) Motion To Reconsider Order/  
) Judgment Denying Motion For  
) New Trial; Motion For Appointment  
) OF COUNSEL AND MOTION FOR  
INVESTIGATIVE & EXPENSES

FILED  
CLERK OF COURT  
GEORGETOWN COUNTY, S.C.  
JAN 13 2018  
3:18 PM

The above named Petitioner Pro se, moves before this Court for a Reconsideration based on the Following grounds

- 1 - Exhibit - A - Affidavit of Randie James Ward which was my Fortior Exhibit G - that the clerk of Court denied to file see: Exhibit B - Affidavit of Petitioner / Pro se litigator / and also a Mental Health Patient. This Affidavit clearly states that Petitioner Due Process Rights & Equal Protection and Access to the courts is being violated. see: Exhibit C - Step 1 Grievance filed on Lieber Corr. Inst. Mailroom Personnel Ms. Sylvia Jones.

see: Exhibit D - a letter to clerk of Court addressed to Mr. Keith Moore about Petitioner's uncle not being able to file the Fortior Exhibit G - Affidavit of Rondie James Ward. and it's notarized I served them.

Exhibit A - Affidavit of Rondie James Ward was also Notarized by the Georgetown Clerk of Court but they would not file it. It had a proper case No. 03-GS-22-1030 & 1031 and it was Evidence that clearly supported the motion for New Trial based on After Discovered Evidence that's Newly.

see: Exhibit E - A letter to clerk of Court Ms. White about Appointment of Counsel so Petitioner could file the Affidavit of Rondie James Ward. I further wrote the public Defenders office with no response at all as requested by the clerks office

see: Exhibit F - Requested Witnesses Petitioner ask Court to Subpoena For Evidentiary Hearing.

see: Exhibit G - Order of Transportation so Petitioner could see a Judge to discuss his denial of Access to the Courts; Due Process & Equal Protection being violated.

Miller v. State, 377 S.C. 99 (2008) Clerks duties.  
Ake v. Oklahoma, 470 U.S. 68 (1985) Funds for mental Health.

It's clear that Petitioner has diligently been trying to use Due Diligence in filing the Affidavit of Rondie James Ward that was Notarized by the Georgetown County Clerks Office but beyond his control he has been denied Due Process & Equal Protection & Access to the Courts; and Lieber Corr. Inst. mailroom worker. Failed to give the petitioner the Affidavit his uncle sent.

Petitioner respectfully ask that the court Grant this Motion & Order Counsel to represent Petitioner; and Investigator & Expert Funds for Services. And Grant an Evidentiary Hearing to hear Testimony & other Evidence.

See: Attached Exhibits B; C; D; E; F; G.

Exhibit A - will be Certified Greencard return receipt upon service on all parties, Due to they want allow it in the Prison. This Motion is timely see: attached Order dated July 31, 2012 it's within 10 days.

Respectfully Submitted  
 13/ Jody Lynn Ward  
 Jody Lynn Ward

August 8, 2012

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF GEORGETOWN )

THE COURT OF GENERAL SESSIONS  
FIFTEENTH JUDICIAL CIRCUIT  
CASE NUMBERS: 2003-GS-22-1030  
2003-GS-22-1031

State of South Carolina )  
 )  
vs. )  
 )  
Jody Lynn Ward, )  
 )  
Defendant. )  
\_\_\_\_\_ )

ORDER DENYING  
MOTION FOR NEW TRIAL,  
MOTION FOR APPOINTMENT OF COUNSEL  
AND MOTION FOR EXPENSES

Before the court are the defendant's Motion for New Trial based upon after discovered evidence, Motion for Appointment of Counsel and Motion for Investigative and Expert Expenses.<sup>1</sup>

Defendant argues that he is entitled to a new trial based upon a purported letter from another person claiming to have hired the victims in this case to kill the defendant. However, the letter referenced by the defendant in his motion and attached as an exhibit thereto makes no such admission and the defendant has not presented anything to corroborate such an admission.

To prevail on a motion for a new trial based on after discovered evidence, a defendant must show (1) the evidence is such as will probably change the result if a new trial is granted; (2) the evidence has been discovered since the trial; (3) the evidence could not have been discovered prior to trial by the exercise of due diligence; (4) the evidence is material; and (5) the evidence is not merely cumulative or impeaching. *State v. Needs* (S.C. 1998) 333 S.C. 134, 508 S.E.2d 857, rehearing denied. In the case at hand, the defendant has not only failed to establish that he has new evidence that will probably change the result of his convictions if a new trial is granted, he has failed to show even the existence of newly discovered evidence. Therefore, the defendant's motion for a new trial should be denied.

<sup>1</sup> These motions are based upon the contents of the defendant's motions without oral arguments.

1  
JHC

Since the defendant's motion for a new trial is denied, his motions for appointment of counsel and funds for investigative and expert services are moot.

NOW, THEREFORE, based upon the above, it is hereby

ORDERED, that the defendant's Motion for a New Trial is DENIED; it is further

ORDERED, that the defendant's Motion for Appointment of Counsel is MOOT; it is further

ORDERED, that the defendant's Motion for Funds for Investigative and Expert Services is MOOT.

AND IT IS SO ORDERED.

*Benjamin H. Culbertson*

Benjamin H. Culbertson  
Administrative Judge  
Court of General Sessions, 15<sup>th</sup> Judicial Circuit

July 31, 2012  
Georgetown, SC

# ATTACHMENT

TO

Motion to Reconsider the  
Motion For New Trial Based on  
After Discovered Evidence denial  
Order / Judgment in the case  
of : C/A : No: 03-GS-22-1030 &  
1031 Exhibits B; C; D; E; F; G

Dear Alma White,

Please file under attachment to motion for reconsideration of denial of motion for new trial based on after discovered evidence.

File under

Jody Ward # 300644  
Lieber Cor. Inst.  
P.O. Box 205 EB-2A  
Fridgewell, SC 29472

c/a no. 03 GSaa  
1030 & 1031

FILED  
ALMA WHITE  
CLERK OF COURT  
2012 AUG 13 PM 3:21

Exhibit A

70

Attachment to motion for reconsideration  
of denial of motion for new trial based  
on after discovered evidence.

FILED  
MONTGOMERY COUNTY, S.C.

2012 AUG 13 PM 3:21

ALMA Y. WHITE  
CLERK OF COURT

Jodie Ward

Case # 03GS22

1030 & 1031 Pending motion for new trial based on after discovered evidence.

Forces Exhibit G

FILED  
CLERK OF COURT  
2012 AUG 13 PM 3:21  
SOUTH CAROLINA

July 23, 2012

I Rondie J. Ward to the best of my knowledge did speak with Michael Colner at my home of 153 Bear Loop, Georgetown

Michael called late one night and told me that he and Jodie had gotten into a fight at the railroad tracks and me ~~was~~ there. And Michael told me that he paid three boys to beat Jodie.

And this is all I know about the whole case.

Rondie J. Ward  
7-23-12

Rondie J. Ward  
7-23-12

Sworn to before me this  
23rd day of July, 2012.

Jennifer M. Lawrence  
NOTARY PUBLIC FOR SOUTH CAROLINA



General Sessions

Clerk : Alma Y. White

P. O. Box 479

Georgetown, SC 29442

(843) 545-3037

72

Received From: Rondie Ward

Date : 7/23/2012

Paying for: Rondie Ward,

RECEIPT # 38004

Clerk: c22dnewton

Payment Type: Cash \$0.50

Reference #

Total Paid 0.50

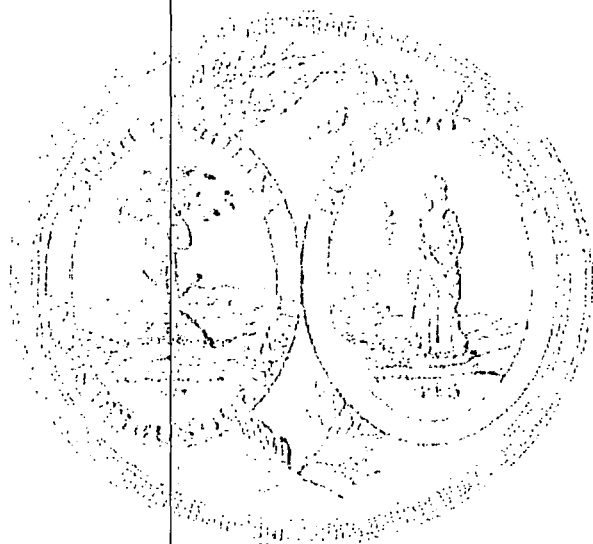
Comment: Notarized Signature

Total Received \$0.50

Change Due \$0.00

ALMA Y. WHITE  
CLERK OF COURT

2012 AUG 13 PM 3:21





# Certificate of service

73

FILED  
2012 AUG 13 PM 3: 21  
ALMA Y. WHITE  
CLERK OF COURT

I, Jody L. Ward certify that I have served the below named parties, by way of certified green card certificate of service of this 10th day of August 2012.

Jody L. Ward

Georgetown County Clerk of Court  
Alma White  
P.O. Box 479  
Georgetown SC 29140  
Scott Hickson - The Solicitor's Office  
P.O. Box 1688  
Georgetown SC 29140

The Honorable Benjamin Culbertson  
P.O. Box 479  
Georgetown SC 29140

## Exhibit B

Affidavit of Jody Lynn Ward acting as Pro Se litigant is using this Exhibit to Support his Motion For Reconsideration of the Motion For New Trial Based on After-Discovered Evidence Order Denying it.

SWORN AFFIDAVIT OF  
JODY LYNN WARD

I hereby, Jody Lynn Ward, 300644, acting as a prose litigant swear that the affidavit I'm about to give herein is true and correct to the best of my ability.

On or before June 29, 2012 my uncle Rondie James Ward went to the Georgetown County Clerk of Courts office to have his Affidavit notarized and filed in my behalf. And Mr. Keith Moore told him that he had to talk to a public defender. Well Clerk Keith Moore was well aware I did not have an Attorney and I was acting Pro se. Family members are / can file papers / Affidavits in my place.

I wrote to Mr. Moore dated June 29, 2012 and also had a meeting by phone with all 4 clerks who advised me to have my uncle come back down there. I wrote again dated July 9, 2012 see: attached Fortior Exhibit B and I was never contacted by the Public Defenders Office. Now on or about July 23, 2012 my uncle Rondie J. Ward went back to the clerk of courts office and the Clerk of Court for Georgetown is the ones that notarized his Affidavit and he paid .50¢ charge. And in that Affidavit he said that Michael A. Abner called him and told him by phone that he paid my 2 alleged victims "murder for hire" to kill me. Now the

Clerk of Court then told him that he could not file that affidavit in my place to support the motion. Then my uncle left with the Affidavit and mailed the Original to me on or about July 25<sup>th</sup>, 2012 Address to Lieber Cor. Inst. where I reside in the Mental Health Dorm as I'm a mental Health patient inmate. Now Lieber mailroom personnel has been holding the Affidavit of Rondie J. Ward due to the contents has to be reviewed before it can be given to me. I filed an Emergency step 1 Grievance so the warden will get her to release this Affidavit/envelope which is still pending and I receive an Order denying my Motion For New Trial. That Order is wrong/Erroneous I've been denied Access to the Courts in a violation of My Constitutional Rights to Due Process of Law, at no fault of my own. It's also in a violation of Ake v. Oklahoma, 470 U.S. 68 (1985) I'm a mental Health patient denied legal Counsel; and Investigator as the letter that Michael Abner wrote clearly shows that they poured coffee on the Affidavit and he is not getting a Affidavit as his mail also is being damaged and withheld, tampered with.

SWORN TO AND SUBSCRIBED before me Affiant  
 On This 6<sup>th</sup> day of August, 2012 1st Jody Lynn Ward, #300644  
 1st Sylvia Jones Jody Lynn Ward, #300644  
 Notary Public for South Carolina  
 MY COMMISSION EXPIRES 1/24/2018

# EXHIBIT C

Step 1 Grievance I filed on  
the Lieber Mail Personnel Ms.  
Sylvia Jones same one that  
notarized Exhibit B - Affidavit  
of Petitioner Jody Lynn Ward  
Pro Se litigator / Mental Health Patient

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS  
INMATE GRIEVANCE FORM

78

STEP 1

INMATE NAME: Jody Lynn Ward  
SCDC NUMBER: 300644  
INSTITUTION: Lieber Corr. Inst.  
HOUSING UNIT: Edisto B-29 / Mental Health  
WORK ASSIGNMENT: NONE

Office Use Only  
Grievance No. \_\_\_\_\_  
Code: General \_\_\_\_\_  
Policy \_\_\_\_\_  
Disc. Hear. \_\_\_\_\_  
Class. \_\_\_\_\_  
Date Received \_\_\_\_\_  
IGC Initials \_\_\_\_\_

STATE GRIEVANCE (Include documentation, and date of incident; if SCDC Policy indicate which policy) My Uncle Rondie J. Ward mailed me an envelope which contained Affidavit to support my Motion For a New Trial S.C.R.Crim.P. Rule 29(b); and Ms. Jones at the Lieber mailroom has held my Affidavit a week now. It is Legal mail and to hold my paperwork which supports that Motion has/and will deny my Access to the courts. I'm filing this as an Emergency Grievance as I need that Envelope for my case: 2003-GS-22-1030 & 1031 Affidavit that Supports my motion for New Trial. I have a property interest and Rights Under Due Process of Law.

ACTION REQUESTED: I spoke with the mailroom personnel she said that shes the only 1 in the mailroom, and hasn't had time to look. That I be given my Affidavit and the Court to not hold me responsible for the delay. And to stop holding my mail denying me Access of Courts.

SPECIFY HOW AND WHEN INFORMAL RESOLUTION WAS ATTEMPTED BY GRIEVANT:  
I talked to my Unit Lt. King and she said she was going to talk to Ms. Jones at mailroom on Aug. 2<sup>nd</sup>, 2012; Talk to Ms. Jones at the mailroom on Aug. 3<sup>rd</sup> 2012 at 10:00 A.M she said she's the only 1 in the mailroom and she would have to look for it later on.  
Grievant Signature: Jody Lynn Ward Date: 8/3/12

ACTION TAKEN BY IGC:

IGC Signature \_\_\_\_\_ Date \_\_\_\_\_

Grievant Signature \_\_\_\_\_ Date \_\_\_\_\_

- I accept the action taken by the IGC and consider the matter closed.
- I do not accept the action taken and wish to appeal.



# EXHIBIT D

Letter that I wrote to  
the Clerk of Court  
Mr. Keith Moore about Exhibit  
A - Rondie James Ward Affidavit  
And about legal Counsel.



Jody Lynn Ward, # 300644  
Lieber Corr. Inst. E-8-29  
P.O. Box 205  
Ridgeville, S.C. 29472

80

June 29, 2012

Georgetown County Clerk's Office  
Attn: Mr. Keith Moore, Clerk  
General Sessions Court Clerk  
P.O. Box 479  
Georgetown, S.C. 29442

RE: C/A No. 03-GS-22-1030 & 1031 / Jody Lynn Ward v. State of  
South Carolina status on Motion for Appointment of Counsel that's  
pending on Motion For New Trial Based on After Discovered Evidence  
Pursuant to S.C.R.Crim.P. Rule 29(b).

Dear Mr. Moore,

I'm writing to you in referenced to the above pending matter  
that was clocked-stamped filed on May 16, 2012. My uncle Rondie  
J. Ward said that he talked to you when he went down there to  
file his Affidavit where Michael Andrew Abner called him and told  
him that he payed my (2) alleged victims "Murder for Hire" and  
that you wouldn't file it but referred him to the public defenders  
office. Well as of this date I have heard nothing in referenced to

the above filing as to who my Attorney is that was Appointed by the Court. Well first thing my uncle's Affidavit is necessary because it supports my Motion. I need to know who my Attorney is at the public defenders office that he's suppose to take his Affidavit to. And also I have other Legal Documents to file in reference to the motion that supports it and I need a private investigator and the expert witnesses that I've requested in my Motion for expenditure of funds for investigative and expert services, Pursuant to §17-3-50(b) that's also pending before I go to a hearing on this matter. I thank you for all your time and help with this matter.

May God Bless You All Abundantly. [CERTIFICATE OF SERVICE]

I swear that on This 29<sup>th</sup> day of June, 2012 I have served the below named clerk of Court Mr. Keith Moore, General Sessions clerk with the above letter requesting Counsel Appointment and the disposition, by depositing it in the U.S. postal mail postage prepaid to the following below address. This letter is true to the best of my knowledge and belief sworn. (1.) Georgetown County Clerk's Office

Attn: Mr. Keith Moore, Clerk  
P.O. Box 479

SWORN TO AND SUBSCRIBED before me  
On This 29 day of June, 2012 Georgetown, S.C. 29442

Thetta Blome  
Notary Public for South Carolina

MY COMMISSION EXPIRES 8/20/2016 Respectfully Submitted,

1st Jody Lynn Ward #300644  
Jody Lynn Ward, # 300644

2.

Petitioner Pro se

Verbatim Copy / File

EXHIBIT  
E

Letter to Clerk of Court  
Ms. White about Appointment  
of Counsel to file Affidavit  
of Rondie James Ward since  
the clerk of Court refused  
to do it on 2 occasions.

Jody Lynn Ward, # 300644  
Lieber Corr. Inst. E-B-29  
P.O. Box 205  
Ridgeville, S.C. 29472

83

July 9, 2012

Georgetown County Clerk's Office  
Attn: Ms. Alma Y. White, Clerk  
P.O. Box 479  
Georgetown S.C. 29442

RE: Jody Lynn Ward -vs- State of South Carolina  
c/A No. 03-GS-22-1030 § 1031 / Application for an  
Appointment of Public Defender

Dear Ms. White,

I am contacting you in referenced to the above matter. I filed on May 16, 2012; <sup>(1)</sup> Motion For a New Trial Based on after-discovered evidence; <sup>(2)</sup> Motion For Counsel; <sup>(3)</sup> And Motion For Investigator & expert services. Well I was told by Mr. Keith Moore that I had to contact the Public Defender's Office. Well to be honest I don't even know where that office would even be, I've been locked up 10 years now. If you will be so kind and forward this request to Public Defender's office or if you can send me an Application for Public Defender. I was under the impression that the clerk's office would Appoint Counsel pursuant to

my <sup>(1)</sup> Motion For Counsel Appointment / Indigent Funds Pursuant to § 17-3-10. I guess that under Special Appointments as in my case the Court don't follow the South Carolina Code Ann. § 17-3-10. My uncle Rondie J. Ward has an Affidavit to file in My behalf, he was told that he couldn't file it and it supports my Motion For New Trial. I need Appointed Counsel and Investigator to collect all of the rest of my Evidence that I can not do from prison. Well I thank you for all your time and help with this matter. I look forward to hearing from you as soon as possible. May God Bless You All Abundantly.

Respectfully submitted,  
~~151 Jody Lynn Ward, #300644~~  
Jody Lynn Ward, #300644  
Pro se Petitioner

Verbatim Copy / File

85

Alma Y. White  
Georgetown County Clerk of Court



P. O. Box 479 • 401 Cleland St.  
Georgetown, SC 29442

July 10, 2012

Jody Lynn Ward #300644  
Lieber CI E-B-29  
PO Box 205  
Ridgeville, SC 29472

In response to your request regarding:

- PCR Form Enclosed.
- Legal advice.* The Clerk of Court is prohibited from providing *legal advice*. Contact your attorney for assistance.
- Information from file(s).* Please contact a relative, friend or your attorney to research your case(s) and make copies at a minimum cost or you will have to supply this office with warrant numbers and/or indictment numbers and pay a \$15.00 charge, to be paid in advance, to research your files, and pay \$.25 per copy thereafter.
- Being relieved from your attorney. The Clerk of Court has no authority to relieve a Defendant of an attorney. A Circuit Court Judge must address this request.
- Correction(s) on *Sentencing Sheet*. The Clerk of Court has no authority to adjust or change information on a sentencing sheet. Please contact your attorney for legal advice.
- Forwarding information* to the Solicitor/attorneys/judges/etc. Your documents are being returned. The Clerk's office accepts no responsibility for forwarding information to a third party.
- Clocking and filing motions/documents etc.* Contact your attorney to properly file motions/documents/etc. [This is a Pro Se case. Your document(s) have been clocked and filed].
- A copy of a deposition(s).* Contact the attorney(s) involved in the case for copies.
- Expungement information/application* Contact the Solicitor's Office. Solicitor's Office, PO Box 1688, Georgetown, SC 29442.
- A detainer,* Contact the Solicitor's Office. Solicitor's Office at PO Box 1688, Georgetown, SC 29442.
- Information on the following *warrant(s)*: \_\_\_\_\_  
At this time, this office has no record of the warrant(s) in question. Contact the arresting agency.
- A copy of a transcript(s). You will need to contact the Court Reporter.
- Other/Comments: Georgetown County Public Defender, PO Box 2898, Georgetown, SC 29442

\_\_\_\_\_  
Georgetown County Court of General Sessions

Circuit Court Office  
(843) 545-3215

Circuit Court Fax  
(843) 545-3281

Family Court Fax  
(843) 545-3294

# EXHIBIT F

Requested Witnesses to be present since I've been denied Due Process and Equal Protection. By the Clerk of Court for Georgetown County and the S.C.D.C. Lieber Mail Personnel Ms. Sylvia Jones.

STATE OF SOUTH CAROLINA ) IN THE COURT OF GENERAL SESSIONS  
 COUNTY OF GEORGETOWN ) FOR THE 15<sup>th</sup> JUDICIAL CIRCUIT  
 )  
 Jody Lynn Ward, ) Indictment Case No.  
 Petitioner Pro se, ) 03-GS-22-1030 & 1031  
 Vs. )  
 State of South Carolina, ) REQUESTED WITNESS  
 Respondents, ) COURT TO SUBPOENA  
 ) FOR EVIDENTIARY  
 ) HEARING

On the Motion For New Trial Based on After Discovered Evidence Pursuant to: S.C.R.Crim. P. Rule 29(b) Petitioner herein Pro se request the following witnesses to be Subpoena for any Evidentiary hearing into this matter:

- 1.) Michael Andrew Abner [out-of-state witness]
- 2.) Rondie James Ward.
- 3.) Carol S. Ward
- 4.) Jessie Lynn Ward
- 5.) Ashton Jody Ward
- 6.) John Wesley Locklair, Esquire
- 7.) Margaret Ann Kneece, Esquire
- 8.) Investigator ; Expent witnesses

FILED  
 ALMA J. WHITE  
 CLERK OF COURT  
 2012 JUL 19 PM 4:19  
 GEORGETOWN, S.C.

Jody Lynn Ward, # 300644  
Lieber Corr. Inst. E-8-39  
P.O. Box 205  
Ridgeville, S.C. 29472

88

July 16, 2012

Georgetown County Clerk of Courts Office  
Attn: Ms. Alma Y. White, Clerk  
P.O. Box 479  
Georgetown, S.C. 29442

FILED  
ALMA Y. WHITE  
CLERK OF COURT  
2012 JUL 19 PM 4:19

RE: Notice to clerk ; court ; and Solicitor of witnesses  
that need to be Summoned /suponias served before any  
hearings on Motion For New Trial SCRCrim.P Rule 29(b)  
C/A No. 03-GS-12-1030 & 1031

Dear Ms. White,

I am requesting that the following witnesses be Suponias  
served before any hearing on the above matter. Please File this.

- 1.) Michael Andrew Abner ; Kentucky State Prison
- 2.) Rondie James Ward , 152 Bear Loop Gtown , S.C. 29440
- 3.) Carel S. Ward 152 Bear Loop . Gtown , S.C. 29440
- 4.) Jessie Lynn Ward P.O. Box 973, Gtown, S.C. 29442
- 5.) Ashton Jody Ward , 335 Sir Fields st. G.town sic. 29440
- 6.) Wesley Locklair , Esquire Locklair & Locklair Attorneys at law
- 7.) Margaret Ann Kneece , Esquire P.O. Box 3966 Pawleys Island  
S.C. 29585
- 8.) Investigator , & Expert witness(1.)

STATE OF SOUTH CAROLINA ) IN THE COURT OF GENERAL SESSIONS  
COUNTY OF GEORGETOWN ) FOR THE 15<sup>TH</sup> JUDICIAL CIRCUIT

Jody Lynn Ward, )  
Petitioner Pro, ) Indictment Case No.  
03-GS-22-1030 & 1031

vs.

State of South Carolina, )  
Respondent )

CERTIFICATE  
OF  
SERVICE

FILED  
2012 JUL 19 PM 4:19  
CLERK OF COURT  
ALEXIA Y. WHITE

I hereby swear that the below named address was served on this 17<sup>th</sup> day of July, 2012. By placing the same in the U.S. Postal mail; Postage Prepaid.

(1) Requested witness Court to Subpona For Any Evidentiary Hearing; (2) Certificate of Service.

1) Georgetown County Solicitor's Office  
P.O. Box 1688  
Georgetown, S.C. 29442

Respectfully Submitted  
19 Jody Lynn Ward  
Jody Lynn Ward  
Petitioner Pro se

SWORN TO AND SUBSCRIBED before me  
On This 17<sup>th</sup> day of July, 2012  
Sylvia Jones  
Notary Public for South Carolina

MY COMMISSION EXPIRES: 1/24/2013

Alma Y. White  
Georgetown County Clerk of Court



P. O. Box 479 • 401 Cleland St.  
Georgetown, SC 29442

90

July 19, 2012

Jody Lynn Ward #300644  
Lieber CI E-B-29  
PO Box 205  
Ridgeville, SC 29472

In response to your request regarding:

- PCR Form Enclosed.
- Legal advice.* The Clerk of Court is prohibited from providing *legal advice*. Contact your attorney for assistance.
- Information from file(s).* Please contact a relative, friend or your attorney to research your case(s) and make copies at a minimum cost or you will have to supply this office with warrant numbers and/or indictment numbers and pay a \$15.00 charge, to be paid in advance, to research your files, and pay \$.25 per copy thereafter.
- Being relieved from your attorney. The Clerk of Court has no authority to relieve a Defendant of an attorney. A Circuit Court Judge must address this request.
- Correction(s) on *Sentencing Sheet*. The Clerk of Court has no authority to adjust or change Information on a sentencing sheet. Please contact your attorney for legal advice.
- Forwarding information* to the Solicitor/attorneys/judges/etc. Your documents are being returned. The Clerk's office accepts no responsibility for forwarding information to a third party.
- Clocking and filing motions/documents etc.* Contact your attorney to properly file motions/documents/etc. [This is a Pro Se case. Your document(s) have been clocked and filed].
- A copy of a deposition(s).* Contact the attorney(s) involved in the case for copies.
- Expungement information/application* Contact the Solicitor's Office. Solicitor's Office, PO Box 1688, Georgetown, SC 29442.
- A detainer,* Contact the Solicitor's Office. Solicitor's Office at PO Box 1688, Georgetown, SC 29442.
- Information on the following *warrants(s)*; \_\_\_\_\_  
At this time, this office has no record of the warrant(s) in question. Contact the arresting agency.
- A copy of a transcript(s). You will need to contact the Court Reporter.
- Other/Comments:

\_\_\_\_\_  
Georgetown County Court of General Sessions

Circuit Court Office  
(843) 545-3215

Circuit Court Fax  
(843) 545-3281

Family Court Fax  
(843) 545-3294

# EXHIBIT G

Order of Transportation I  
prepared so I would be taken  
in front of a Judge and tell  
about Equal Protection violation,  
Due Process Violated to hear me  
and Order Counsel and Investigator  
to collect Evidence I'm being denied  
to File. See: Exhibit A - Fortior Exhibit C  
To Motion For New Trial on After-Discovery  
Evidence

Jody Lynn Ward, # 300644  
Lieber Correctional Inst. E-B-29  
P.O. Box 205  
Ridgeville, S.C. 29472

92

July 11, 2012

ALMA Y. WHITE  
CLERK OF COURT

2012 JUL 16 AM 10:33

FILED  
GEOGETOWN COUNTY S.C.

Georgetown County Clerk's Office  
Attn: Ms. Alma Y. White, clerk  
P.O. Box 479  
Georgetown, S.C. 29442

RE: Order of Transportation / Motion's hearing / C/A No. 03-GS-22-1030-1031

- (1) Motion for Appointment of Counsel / Indigent Funds Pursuant to § 17-3-10
- (2) Motion for Expenditure of Funds Pursuant to § 17-3-50(b) for investigative and expert services Pending since May 16, 2012.

Dear Ms. White,

Please find here an Original Court's copy to be file clock-stamped of the above referenced matter. Please be so kind, since we are on a lock-down and send me a clocked stamp copy back for my files in the envelope provided. I thank you for all your time and help with this matter. May God Bless You All Abundantly.

I AM,

Sincerely yours,

151 Jody Lynn Ward, # 300644

Jody Lynn Ward, # 300644  
Petitioner Pro se

verbatim copy / File

Alma Y. White  
Georgetown County Clerk of Court



P. O. Box 479 • 401 Cleland St.  
Georgetown, SC 29442

July 16, 2012

Jody Lynn Ward #300644  
Lieber CI E-B-29  
PO Box 205  
Ridgeville, SC 29472

In response to your request regarding:

- PCR Form Enclosed.
- Legal advice.* The Clerk of Court is prohibited from providing *legal advice*. Contact your attorney for assistance.
- Information from file(s).* Please contact a relative, friend or your attorney to research your case(s) and make copies at a minimum cost or you will have to supply this office with warrant numbers and/or indictment numbers and pay a \$15.00 charge, to be paid in advance, to research your files, and pay \$.25 per copy thereafter.
- Being relieved from your attorney. The Clerk of Court has no authority to relieve a Defendant of an attorney. A Circuit Court Judge must address this request.
- Correction(s) on *Sentencing Sheet*. The Clerk of Court has no authority to adjust or change information on a sentencing sheet. Please contact your attorney for legal advice.
- Forwarding information* to the Solicitor/attorneys/judges/etc. Your documents are being returned. The Clerk's office accepts no responsibility for forwarding information to a third party.
- Clocking and filing motions/documents etc.* Contact your attorney to properly file motions/documents/etc. [This is a Pro Se case. Your document(s) have been clocked and filed].
- A copy of a deposition(s).* Contact the attorney(s) involved in the case for copies.
- Expungement information/application* Contact the Solicitor's Office. **Solicitor's Office, PO Box 1688, Georgetown, SC 29442.**
- A detainer,* Contact the Solicitor's Office. **Solicitor's Office at PO Box 1688, Georgetown, SC 29442.**
- Information on the following *warrant(s)*; \_\_\_\_\_  
At this time, this office has no record of the warrant(s) in question. Contact the arresting agency.
- A copy of a transcript(s). You will need to contact the Court Reporter.
- Other/Comments:

*Debbie Dauter*  
\_\_\_\_\_  
Georgetown County Court of General Sessions

STATE OF SOUTH CAROLINA  
COUNTY OF GEORGETOWN

) IN THE COURT OF GENERAL SESSIONS  
) FOR THE FIFTEENTH JUDICIAL CIRCUIT

Jody Lynn Ward, # 300644  
Petitioner Pro se,

) C/A No. 03-GS-22-1030 & 1031

v.

) ORDER OF TRANSPORTATION

State of South Carolina  
Respondent

)  
)  
)  
)

It appears that the Petitioner Pro se presence is needed for a Motion's Hearing to hear (1) Motion For Appointment of Counsel/Indigent Funds Pursuant to § 17-3-10; (2) Motion For Expenditure of Funds Pursuant to § 17-3-50(b) for investigative and expert services. At the Georgetown County Judicial Center on the \_\_\_\_\_ day of \_\_\_\_\_ 2012, and the Petitioner is incarcerated at Lieber Correctional Institution.

It is THEREFORE ORDERED, that the Department of Corrections make arrangements to transport the Petitioner to the Georgetown County Judicial Center; General Sessions Court no later than (time) \_\_\_\_\_ on (Date) \_\_\_\_\_ (Month) \_\_\_\_\_, 2012, and deliver him back to Lieber Correctional Institution after all hearings are over.

/s/ \_\_\_\_\_

Georgetown, South Carolina

General Sessions Judge

Date: \_\_\_\_\_, 2012



95

State of South Carolina  
The Circuit Court of the Fifteenth Judicial Circuit

Benjamin H. Culbertson  
Resident Circuit Judge

P. O. Box 479 (zip code 29442)  
401 Cleland St. (zip code 29440)  
Georgetown, South Carolina  
Telephone: (843) 545-3030  
Facsimile: (843) 545-3282  
Email: bculbertsonj@sccourts.org

July 31, 2012

Jody Lynn Ward, #300644  
Lieber Correctional Institute, E-B-29  
Post Office Box 205  
Ridgeville, SC 29472

RE: *State v. Ward*  
Case Nos.: 2003-GS-22-1030  
2003-GS-22-1031

Dear Mr. Ward:

I return to you, unsigned, the proposed Order Of Transportation submitted in the above referenced cases for the following reason(s):

- does not comply with S. C. Code Annotated section(s) \_\_\_\_\_;
- does not comply with Rule(s) \_\_\_\_\_, SCRCP;
- Form 4 required in addition to the proposed order;
- motion, motion coversheet and motion fee required;
- hearing required;
- consent signature of \_\_\_\_\_ is required;
- without consent signature(s), a formal hearing is required;
- a different order, attached hereto, was issued by the court;
- file the order signed by the judge;
- serve a copy of the signed order on the attorneys and *pro se* parties in this case;
- other: No hearings are scheduled in these cases.

With kindest regards, I remain

Very truly yours,

Benjamin H. Culbertson

BHC/bhc  
Enclosure (a/s)  
pc: Scott Hixson, Assistant Solicitor

STATE OF SOUTH CAROLINA ) IN THE COURT OF GENERAL SESSION  
COUNTY OF GEORGETOWN / FOR THE 15<sup>TH</sup> JUDICIAL CIRCUIT

Jody Lynn Ward, # 300644 ) C/A No. 03-GS-22-1030 & 1031

Petitioner, )

vs. )

State of South Carolina )

CERTIFICATE  
OF  
SERVICE

HILMA Y. WHITE  
CLERK OF COURT

2012 AUG 13 PM 3:18

FILED  
GEORGETOWN COUNTY, S.C.

I hereby certify that I have served a true copy on the below named parties by placing the same in the U.S. Postal Mail; postage prepaid on This 9<sup>th</sup> day of August, 2012, (") cover letter; copy of the Order of Denial; along with Attachment & to Motion to Reconsideration Exhibit A; its also been filed today also by certified greencard return receipt. this is Attachment Exhibits **A**; **C**; D; E; F; G.

SWORN TO AND SUBSCRIBED before me

On This 9<sup>th</sup> day of August, 2012

151 [Signature]

Notary Public for South Carolina

MY COMMISSION EXPIRES

11/24/2013

1) Georgetown County Clerk &  
Honorable Benjamin Culberts  
P.O. Box 479  
Georgetown S.C. 29442

2) Mr. Scott Hixson, Solicitor  
Georgetown County Solicitor  
P.O. Box 1688  
Georgetown, S.C. 29442

Respectfully Submitted,

151 Jody L. Ward

Attachment to Motion For Reconsideration  
 On denial of Motion For New Trial Based on After-  
 Discovered Evidence

# FORTIOR EXHIBIT H

Clerk of Court Employee Ms. Jennifer Lawrence  
 signed a Petition to have my 3<sup>rd</sup> Bond hearing  
 denied see: signature on # 35 signed on or about  
Sept. 22, 2003.

\* Georgetown County Clerk Jennifer Lawrence

Note: She is the same one that would not file  
 my uncle Rondie J. Ward Affidavit that supports My  
 Motion For New Trial. see: Signature as the  
 very same one that Notarized Rondie J. Ward Affidavit  
 on July 23, 2012 8 days before the Honorable Court denied it.

To Whom It May Concern:

On the 22<sup>nd</sup> of September, Jody Ward, who is currently in jail and awaiting trial for the murders of Elton Rutledge Jr. and Wilfred Wescott Brown, is scheduled for a third bond hearing. The first and second hearings did not result in bond reduction! We, the undersigned, strongly believe that there should not be a third bond hearing, due to the serious and extreme nature of the charges!!!

Name (Please Print)

Signature

1. Jimmy Young

Jimmy Young  
Moeln Bloom

2. Golden Bloom

3. Ollie B. Walker

OLLIE B. WALKER

4. Odessa J Davis

Odessa Davis

5. AL Melia Wright

Alvin Wright

6. Ethel King

ETHEL KING

7. Sadie Wallace

SADIE WALLACE

8. Julie Linn

Julie Linn

9. Margie M Linn

MARGIE M Linn

10. Everleah Holmes

Everleah Holmes

11. King Holmes

King Holmes

12. CHUCK GRATE

Chuck Grate

13. Ollie Bell Grate

Ollie Bell Grate

14. Ruth B Holmes

Ruth B Holmes

15. Hank Holmes

Hank Holmes

16. Rebecca Holmes

Rebecca Holmes

17. Barbara Lawson

Barbara Lawson

18. Loren A Linn

Loren A Linn

19. Reginald Priest

Reginald Priest

- 20. Paul Drayton
- 21. Olivia Deas
- 22. Peggy m. Smith
- 23. ~~Emily~~ Woodberry
- 24. ERVIN Woodberry
- 25. Alfred George
- 26. Barbara Brunson
- 27. Rosa Smith
- 28. Thomas Smith
- 29. Patricia BROWN
- 30. Darren E. BROWN
- 31. Lisa WRAGG
- 32. Joseph WRAGG
- 33. DEMOND LAWRENCE
- 34. ROBERT JOHN
- 35. Jennifer Lawrence
- 36. GLEN REID
- 37. ROBERT REID
- 38. Kenneth L Wright
- 39. Suzra Dorian
- 40. Nickole Young
- 41. Andrew J Brown
- 42. Julia R. Brown
- 43. John R. Grant
- 44. Levern Deas

- Paul Drayton
- Olivia Deas
- Peggy m. Smith
- Emily Woodberry
- Ervin Woodberry
- Alfred George
- Barbara Brunson
- Rosa Smith
- Thomas Smith
- Patricia Brown
- Darren E. Brown
- Lisa Wragg
- Joseph Wragg
- Demond Lawrence
- Robert John
- Jennifer Lawrence
- Glen Reid
- Robert Reid
- Kenneth L Wright
- Suzra Dorian
- Nickole Young
- Andrew J Brown
- Julia R. Brown
- John R. Grant
- Levern Deas

44. Richard A. Geathers

Richard A. Geathers

45. Mary L. Davis

Mary L. Davis

46. MARINE G. Geathers

Marine G. Geathers

47. PAMELA BLAKE

Pamela Blake

48. Alicia Lawrence

Alicia Lawrence

49. Julie Dean

~~Julie Dean~~

50. Brenda Collins

Brenda Collins

Zonai Holmes

~~Zonai Holmes~~

Wanda Walker

General Sessions

Clerk : Alma Y. White

P. O. Box 479

Georgetown, SC 29442

(843) 545-3037

101

Received From: Rondie Ward

Date : 7/23/2012

Paying for: Rondie Ward,

RECEIPT # 38004

Clerk: c22dnewton

Payment Type: Cash \$0.50

Reference #

Total Paid 0.50

Comment: Notarized Signature

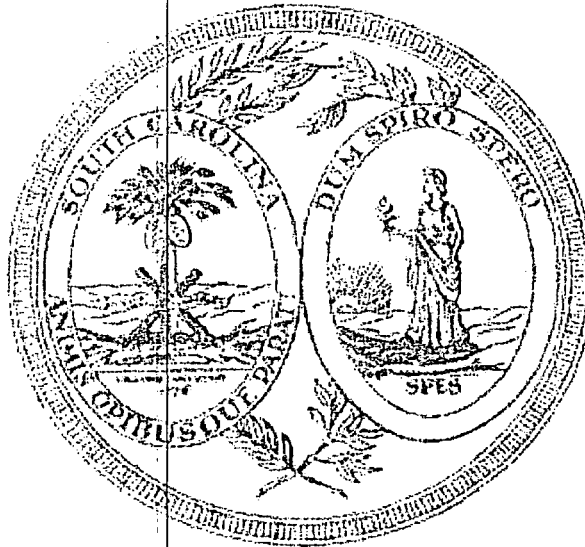
Total Received \$0.50

Change Due \$0.00

ALMA Y. WHITE  
CLERK OF COURT

2012 AUG 13 PM 3: 21

FILED  
JUNIOR DWA COURT, S.C.



Jodie Ward

Case # 03GS22

1030 & 1031 Pending motion for new trial based on after discovered evidence.

For tier Exhibit G

FILED  
CLERK OF COURT  
2012 AUG 13 PM 3:21  
ALMA V. WHITE

July 23, 2012

I Rondie J. Ward to the best of my knowledge did speak with Michael Cabrera at my home of 152 Bear Loop, Georgetown

Michael called ~~late~~ one night and told me that he and Jodie had gotten into a fight at the railroad tracks and me ~~was~~ there. And Michael told me that he paid three boys to beat Jodie.

And this is all I know about the whole case.

Rondie J. Ward  
7-23-12

Rondie J. Ward  
7-23-12

Sworn to before me this  
23rd day of July, 2012.

Jennifer M. Lawrence  
NOTARY PUBLIC FOR SOUTH CAROLINA

STATE OF SOUTH CAROLINA ) IN THE COURT OF GENERAL SESSIONS  
 COUNTY OF GEORGETOWN ) FOR THE 15<sup>th</sup> JUDICIAL CIRCUIT  
 )  
 Jody Lynn Ward, # 300644 ) C/A NO. 03-GS-22-10306 1031  
 Pro Se Petitioner, )  
 vs. ) CERTIFICATE  
 State of South Carolina, ) OF  
 Respondent ) SERVICE  
 )

I hereby certify that I have served a true copy on the below named Parties by placing the same in the U.S. Postal mail; Postage Prepaid on This 30<sup>th</sup> day of August, 2012, (1) Fortior Exhibit H- attachment to Motion for Reconsideration; (2) certificate of service

1.) Honorable Benjamin Culbertson  
 P.O. Box 479  
 Georgetown, S.C. 29447

3.) Georgetown County Solicitor  
 Attn: Mr. Scott Hixson  
 P.O. Box 1688  
 Georgetown, S.C. 29442

2.) Georgetown County Clerk's Office  
 Attn: Ms. Alma Y. White, Clerk  
 P.O. Box 479  
 Georgetown, S.C. 29442

SWORN TO AND SUBSCRIBED before me  
 On This \_\_\_\_\_ day of \_\_\_\_\_, 2012

Respectfully Submitted,  
 /s/ Jody Lynn Ward #300644  
 Jody Lynn Ward, # 300644  
 Pro Se Petitioner

/s/ Refuse to sign  
 Notary Public For South Carolina  
 MY COMM. EXPIRES: \_\_\_\_\_

STATE OF SOUTH CAROLINA ) IN THE COURT OF GENERAL SESSIONS  
COUNTY OF GEORGETOWN ) FOR THE 15<sup>th</sup> JUDICIAL CIRCUIT

Jody Lynn Ward, #300644  
Petitioner,

) Indictment Case No:  
) 03-GS-22-103081031

vs.

State of South Carolina  
Respondent

) MOTION TO ARREST OF  
) JUDGMENT / ORDER  
) DENYING MOTION FOR  
) NEW TRIAL, MOTION FOR  
APPOINTMENT OF COUNSEL  
AND MOTION FOR EXPENSES  
FOR EXPERT WITNESS

Petitioner herein moves before the Court Motion to Arrest of Judgment / Order denying motion For New Trial based on after-discovered evidence SCRCrim.P Rule 29(b); Motion for appointment of Counsel; and Motion For Expenses for investigator / Expert witness, based on the following reasons and allegation. See hereto attached copy of order; and copy of Petition signed by clerk of Court Ms. Jennifer Lawrence # [35.] to deny Petitioners third bond hearing; also see attached affidavit of Rondie Ward signed and notarized on July 23, 2017; 8 days before Order was denying Motion for New Trial, this was also signed Notarized by

Ms. Jennifer Lawrence which I have highlighted signature as proof of Conflict of Interest within the Clerk's Office as a duty. It's clear Due Process was violated by clerk Ms. Jennifer Lawrence misconduct in office. See also a Complaint filed against Ms. Jennifer Lawrence with the South Carolina Supreme Court disciplinary Counsel / Public office. I'm a pro se litigant and was awaiting counsel and the Affidavit clearly states as follows: Michael told me that he paid them boys to Kill Jody

The affidavit had Name; Case No; Pending Motion For New Trial based on after-discovered evidence Fortior Exhibit G which clearly supported Motion For New Trial and it's a denial of access to the Courts; Conflict of Interest; Misconduct in office. It's clear that if Ms. Jennifer Lawrence wanted to keep me in jail then she's abusing her authority as a Public official clerk of Court to file my paperwork then she wanting to keep me in Prison. I'm asking the Court to take this in Consideration Grant this Motion And Grant Motion For Counsel; Motion For New Trial Motion For Expert Funds and/or call this case for an Evidentiary Hearing as a Matter of Right & Law.

Arrest of Judgment - The staying of a judgment after its entry; esp., a court's refusal to render or enforce a judgment because of a defect apparent from the record.

see: Blacks Law Dictionary...

Pursuant to Miller v. State, 377 S.C. 99 (2008) wherein our Supreme Court explicitly held that a clerk of Court has the ministerial duty to verify the petition/document contains a case caption, a proper county designation. The clerk of Court's duty is not discretionary, and Clerk should [not construe] a petition / Affidavit. It is not within the Clerk's authority to refuse to perform the duty, no matter if she does not like the Petitioner; upon information & belief Ms. Lawrence is related to alleged victims.

see: Fortior Exhibit A - Order denying Motion For New Trial, Motion For Appointment of Counsel, and Motion For expenses.

see: Fortior Exhibit B - Affidavit of Rondie Ward dated July 23, 2012 Notarized by Jennifer M. Lawrence clerk

see: Fortior Exhibit C - Petition signed # 35 by Ms. Jennifer Lawrence clerk of Court to keep me in jail on my 3rd Bond hearing, dated<sup>3</sup>. sept. 22, 2003.

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see: Fortior Exhibit D - Complaint filed against Ms. Jennifer M. Lawrence with the S.C. Supreme Court disciplinary Counsel and Public officials.

Wherefore, for all the reasons stated Petitioner herein request an Evidentiary Hearing; Appointment of Legal Counsel; Investigator Funds and Expert witnesses to better prepare this case. This Affidavit of Rondie Ward clearly corroborates admission that Michael A. Abner told him that he paid them boys to kill me.

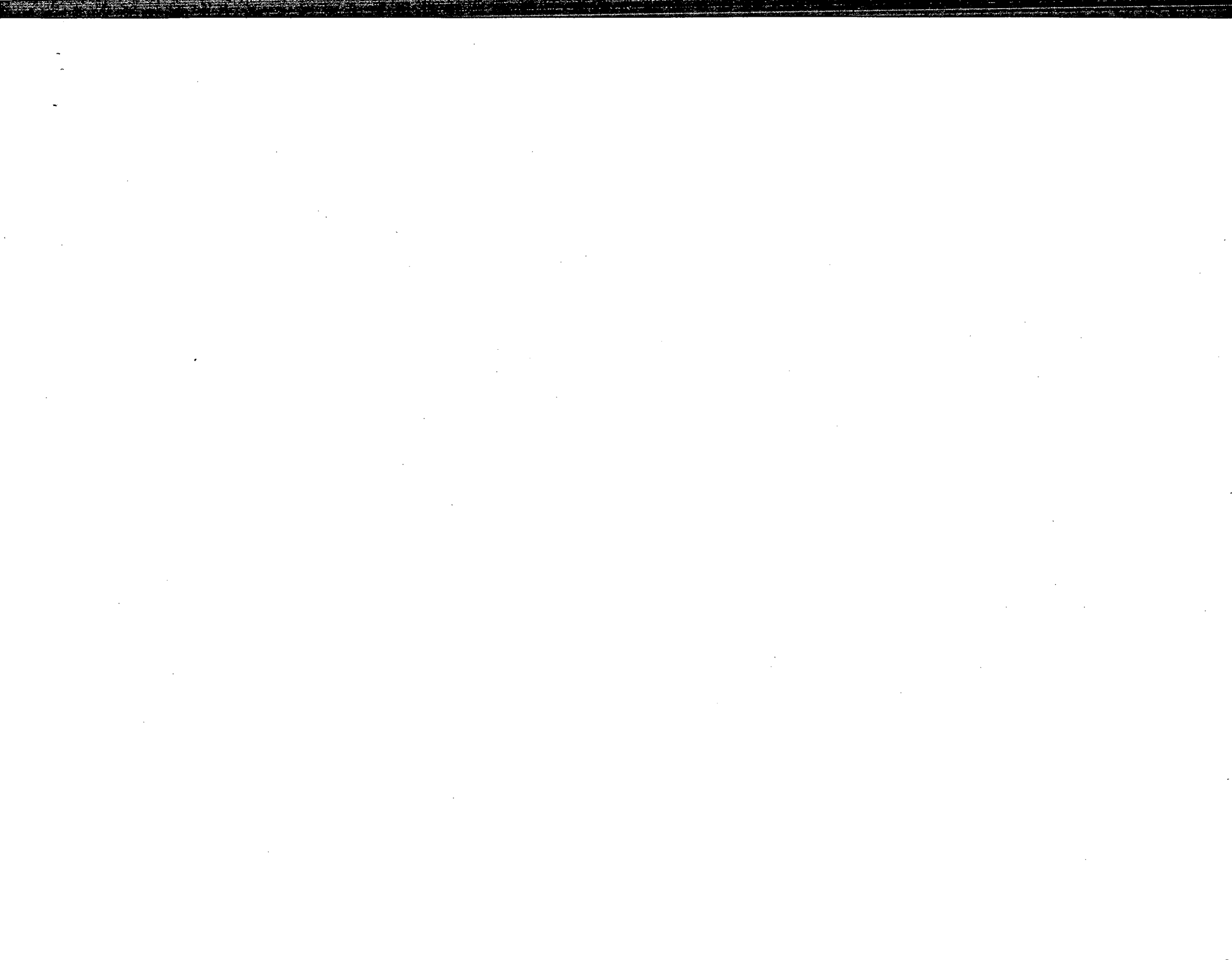
Further Petitioner ask that Arrest of Judgment Order Denying Motion For New Trial based on After Discovered Evidence Pursuant to S.C.R.Crim. P. Rule 29(b). And Grant Motion For Reconsideration And call this case for Evidentiary Hearing for oral Arguments. Note: Respondents has abandoned / failed to even answer Motion For New Trial.

Respectfully Submitted,

151 Jody Lynn Ward  
Jody Lynn Ward

FORTIOR  
EXHIBIT  
A

Order Denying Motion For New Trial,  
Motion For Appointment of Counsel and Motion  
For Expenses



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STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF GEORGETOWN )

THE COURT OF GENERAL SESSIONS  
FIFTEENTH JUDICIAL CIRCUIT  
CASE NUMBERS: 2003-GS-22-1030  
2003-GS-22-1031

State of South Carolina )  
 )  
vs. )  
 )  
Jody Lynn Ward, )  
 )  
Defendant. )  
\_\_\_\_\_ )

ORDER DENYING  
MOTION FOR NEW TRIAL,  
MOTION FOR APPOINTMENT OF COUNSEL  
AND MOTION FOR EXPENSES

ALMA Y. WHITE  
CLERK OF COURT

2012 JUL 31 PM 4:58

FILED  
GEORGETOWN COUNTY, S.C.

Before the court are the defendant's Motion for New Trial based upon after discovered evidence, Motion for Appointment of Counsel and Motion for Investigative and Expert Expenses.<sup>1</sup>

Defendant argues that he is entitled to a new trial based upon a purported letter from another person claiming to have hired the victims in this case to kill the defendant. However, the letter referenced by the defendant in his motion and attached as an exhibit thereto makes no such admission and the defendant has not presented anything to corroborate such an admission.

To prevail on a motion for a new trial based on after discovered evidence, a defendant must show (1) the evidence is such as will probably change the result if a new trial is granted; (2) the evidence has been discovered since the trial; (3) the evidence could not have been discovered prior to trial by the exercise of due diligence; (4) the evidence is material; and (5) the evidence is not merely cumulative or impeaching. *State v. Needs* (S.C. 1998) 333 S.C. 134, 508 S.E.2d 857, rehearing denied. In the case at hand, the defendant has not only failed to establish that he has new evidence that will probably change the result of his convictions if a new trial is granted, he has failed to show even the existence of newly discovered evidence. Therefore, the defendant's motion for a new trial should be denied.

<sup>1</sup> These motions are based upon the contents of the defendant's motions without oral arguments.

1  
MHC



Since the defendant's motion for a new trial is denied, his motions for appointment of counsel and funds for investigative and expert services are moot.

NOW, THEREFORE, based upon the above, it is hereby

ORDERED, that the defendant's Motion for a New Trial is DENIED; it is further

ORDERED, that the defendant's Motion for Appointment of Counsel is MOOT; it is further

ORDERED, that the defendant's Motion for Funds for Investigative and Expert Services is MOOT.

AND IT IS SO ORDERED.

*Benjamin H. Culbertson*

Benjamin H. Culbertson

Administrative Judge

Court of General Sessions, 15<sup>th</sup> Judicial Circuit

July 31, 2012  
Georgetown, SC

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# FORTIOR EXHIBIT B

Affidavit of Rondie Ward dated July 23, 2012  
Notarized by Clerk Ms. Jennifer M. Lawrence

Important Notice: Affidavit was made 8 days  
before Order denying Motion for New Trial  
was done on July 31, 2012

Jodie Ward

Case # 03GS22

1030 & 1031 Pending motion for new trial based on after discovered evidence

Further Exhibit G

FILED  
CLERK OF COURT  
2012 AUG 1  
PH 3:21  
SOUTH CAROLINA

July 23, 2012

I Rondie J. Ward to the best of my knowledge did speak with Michael Abner at my home of 152 Bear Loop, Georgetown

Michael called ~~late~~ one night and told me that he and Jodie had gotten into a fight at the railroad tracks and me ~~was~~ there. And Michael told me that he paid them boys to kill Jodie.

And this is all I know about the whole case.

Rondie J Ward  
7-23-12

Rondie J Ward  
7-23-12

Sworn to before me this  
23<sup>rd</sup> day of July, 2012.

Jennifer M. Lawrence  
NOTARY PUBLIC FOR SOUTH CAROLINA

My commission expires: 05/12/2018

F O R T I O R  
E X H I B I T  
C

Petition signed by Clerk Ms. Jennifer Lawrence  
dated Sept 22, 2003 Third bond hearing she  
signed it on Number 35

To Whom It May Concern:

On the 22<sup>nd</sup> of September, Jody Ward, who is currently in jail and awaiting trial for the murders of Elton Rutledge Jr. and Wilfred Wescott Brown, is scheduled for a third bond hearing. The first and second hearings did not result in bond reduction! We, the undersigned, strongly believe that there should not be a third bond hearing, due to the serious and extreme nature of the charges!!!

Name (Please Print)

Signature

1. Jimmy Young

Jimmy Young

2. Golden Bloom

Golden Bloom

3. Ollie B. Walker

OLLIE B. WALKER

4. Adessa J Davis

Adessa Davis

5. Alma Wright

Alma Wright

6. Ethel King

ETHEL KING

7. Sadie Wallace

SADIE WALLACE

8. Julie Linn

Julie Linn

9. Margie Linn

MARGIE LINN

10. Everlee Holmes

Everlee Linn Holmes

11. King Holmes

King Holmes

12. CHUCK GRATE

Chuck Grate

13. Ollie Bell Grate

Ollie Bell Grate

14. Ruth B Holmes

Ruth B Holmes

15. Hank Holmes

Hank Holmes

16. Rebecca Holmes

Rebecca Holmes

17. Barbara Lawson

Barbara Lawson

18. Loren A Linn

Loren A Linn

19. Reginald Priest

Reginald Priest

- 20. Paul Dayton
- 21. Olivia Deas
- 22. Peggy M. Smith
- 23. ~~Emily~~ Woodberry
- 24. Ervin Woodberry
- 25. Alford Guston
- 26. Barbara Brunson
- 27. Rosa Smith
- 28. Thomas Smith
- 29. Patricia Brown
- 30. Darren E. Brown
- 31. Lisa Weacc
- 32. Joseph Wkacc
- 33. DEMOND LAWRENCE
- 34. ROBERT JOHN
- 35. Jennifer Lawrence
- 36. Gwen Reid
- 37. ROBERT REID
- 38. Kenneth C Wright
- 39. Sylvia Doreen
- 40. Nickole Young
- 41. Andrew J Brown
- 42. Julia R Brown
- 43. John R. Grant
- 44. Levern Deas

- Paul Dayton
- Olivia Deas
- Peggy M. Smith
- Emily Woodberry
- Ervin Woodberry
- Alford Guston
- Barbara Brunson
- Rosa Smith
- Thomas Smith
- Patricia Brown
- Darren E. Brown
- Lisa Wenger
- Joseph Wenger
- Demond Lawrence
- Robert John
- Jennifer Lawrence
- Gwen Reid
- Robert Reid
- Kenneth C Wright
- Sylvia Doreen
- Nickole Young
- Andrew J Brown
- Julia R Brown
- John R. Grant
- Levern Deas

- 44. Richard A. Geathers
- 45. Mary L. Davis
- 46. MARINE G. Geathers
- 47. PAMELA BLAKE
- 48. Alicia Lawrence
- 49. Bill Dens
- 50. Brenda Collins
- Zona Holmes
- Wanda Walker

- Richard A. Geathers
- Mary L. Davis
- Marine G. Geathers
- Pamela Blake
- Alicia Lawrence
- ~~Bill Dens~~
- Brenda Collins
- ~~Zona Holmes~~
- ~~Wanda Walker~~

FORTIOR  
EXHIBIT  
D

Complaint filed on Clerk of Court Ms.  
Jennifer Lawrence with the S.C. Supreme  
Court Disciplinary Counsels Office

Jody Lynn Ward, #300644

Lieber Corr. Inst. E-B-29

P.O. Box 205

Ridgeville, S.C. 29472

August 27, 2012

S.C. Supreme Court Disciplinary Counsel

P.O. Box 12159

Columbia, S.C. 29211

RE: Complaint Filed Against Clerk of  
Court Employee Ms. Jennifer M. Lawrence  
For Georgetown County South Carolina

To whom it may Concern,

I filed a motion For a New Trial Based on  
After - discovered Evidence with the Georgetown  
County Clerk of Courts office. And my uncle  
Rondie J. Ward telephone # (843) - 546 - 8774  
152 Bear Loop Georgetown, S.C. 29440  
Went down to the Clerk of Courts Office  
3 times and he was given a run around  
about Filing an Affidavit to support my  
Motion For New Trial where a serial killer  
Michael A. Abner told him by phone that he  
paid my alleged 2 victims to kill me.

Well the last time he went to the Clerks Office he told Ms. Jennifer Lawrence that the sign says that ya'll Notarize paperwork / Affidavits he paid .50¢ to Ms. Lawrence to Notarize which she did. I'm a pro se litigant awaiting counsel and I ask him to file as Fortior Exhibit G Affidavit of Rondie Ward well she refused to file it and ultimately 8 days later the Judge Honorable Benjamin Culbertson denied Motion For New Trial based on after-discovered Evidence Pursuant to S.C.R. Crim. P. Rule 29 (b).

Well hereto attached is a pending Motion to Reconsider with attached Affidavits and all paperwork filed on this behalf. I want to point out that the Clerk of Court Employee named in this Complaint Ms. Jennifer Lawrence signed a Petition to have my 3<sup>rd</sup> Bond reduction denied and now she in a Position as a Public Official blocking me from Filing an Affidavit that clearly supports My Motion For a New Trial. She is a Conflict of Interest / Mis Conduct in Office as Clerks duty in violation of my Due Process & Equal Protection; denying access to Court & Please investigate this matter and see that Justice is done.

Respectfully Submitted  
Jody Lynn Ward

STATE OF SOUTH CAROLINA ) IN THE COURT OF GENERAL SESSIONS  
COUNTY OF GEORGETOWN ) FOR THE 15th JUDICIAL CIRCUIT  
)

Judy Lynn Ward, #300644 ) C/A No. 03-GS-22-1030  
Petitioner, ) & 1031

vs. )

State of South Carolina ) CERTIFICATE  
Respondent ) OF  
) SERVICE

I hereby certify that I have served a true copy on below named Parties by placing the same in U.S. Postal Mail; postage prepaid on This 30th day of August, 2012.

(1) Motion to Arrest of Judgment/order denying Motion For New Trial; with attached Exhibits A; B; C; D.

1.) Honorable Benjamin Culbertson &  
Georgetown County Clerks Office

2.) Ms. Alma Y. White, Clerk  
P.O. Box 479  
Georgetown, S.C. 29442

3.) Mr. Scott Hixson  
Solicitor 15th Judicial Circuit  
P.O. Box 1688  
Georgetown, S.C. 29442

SWORN TO AND SUBSCRIBED before me  
This \_\_\_ day of \_\_\_\_\_, 2012

/s/ Refused to sign

Notary Public for South Carolina  
MY COMM. EXPIRES \_\_\_\_\_

Respectfully Submitted,

/s/ Judy Lynn Ward

Jody Lynn Ward  
Pro se Petitioner



Jody Lynn Ward, #300644  
Lieber Corr. Inst. E-B-29  
P.O. Box 205  
Ridgeville, S.C. 29472

September 24, 2012

Honorable Benjamin H. Culbertson  
ADMINISTRATIVE JUDGE  
COURT OF GENERAL SESSIONS,  
15th JUDICIAL CIRCUIT  
P.O. Box 479  
Georgetown, S.C. 29442

RE: PROPOSED ORDER FOR HONORABLE COURT C/A NO. 2003-GS-22-1030-1031

Dear Honorable Culbertson,

Please find hereto attached a proposed order for the courts consideration. I thank you for your time and consideration in this matter. May God Bless you abundantly!

By a copy of this has also been served on the respondent Mr. Scott Hixson, Assistant Solicitor addressed as P.O. Box 1688, Georgetown, S.C. 29442.

Respectfully Submitted

*151 Jody Lynn Ward*

Jody Lynn Ward, #300644  
Petitioner pro-se

CC. File  
Scott Hixson

STATE OF SOUTH CAROLINA

COUNTY OF GEORGETOWN

State of South Carolina

vs.

Jody Lynn Ward,  
Defendant.

THE COURT OF GENERAL SESSIONS

FIFTEENTH JUDICIAL CIRCUIT

CASE NUMBERS:2003-GS-22-1030  
2003-GS-22-1031

ORDER GRANTING  
ARREST OF JUDGMENT & MOTION  
FOR RECONSIDERATION OF ORDER  
DENYING MOTION FOR NEW TRIAL,  
MOTION FOR APPOINTMENT OF  
COUNSEL AND MOTION FOR  
EXPENSES

Before the court are the defendant's Motion to Arrest of the Judgment, and Motion for Reconsideration of courts Order Denying Motion For New Trial, Motion For Appointment Of Counsel And Motion For Expenses.

Defendant argues that he has an Affidavit from Rondie J. Ward that should have been added as part of the record beyond his control the Affidavit was not filed due to an alleged conflict of interest by an employee Ms. Jennifer M. Lawrence, who is an employee with the Georgetown County Clerks Office. After careful consideration by the court and pursuant to AKE V. OKLAHOMA, 470 U.S. 68 (1985). This Court for that reason Therefore, defendant's Motion for Arrest Of Judgment, and motion for reconsideration is Granted.

It is further Ordered that COUNSEL be appointed to represent this Defendant, and Funds Ordered pursuant to S.C. Code Ann§ 17-3-50(b) Expenditure of Funds for Investigative, and expert services as this court finds necessary and just.

It is further Ordered that this case calls for an Evidentiary Hearing for Oral Arguments.

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NOW, THEREFORE, based upon the above, it is hereby  
ORDERED, THAT THE DEFENDANTS MOTION FOR ARREST OF JUDGMENT IS  
GRANTED.

ORDERED, that the defendants motion for reconsideration is  
GRANTED.

ORDERED, that the defendant be Appointed Counsel; it is further  
ORDERED, THAT the defendant be GRANTED funds for investigative,  
and expert services.

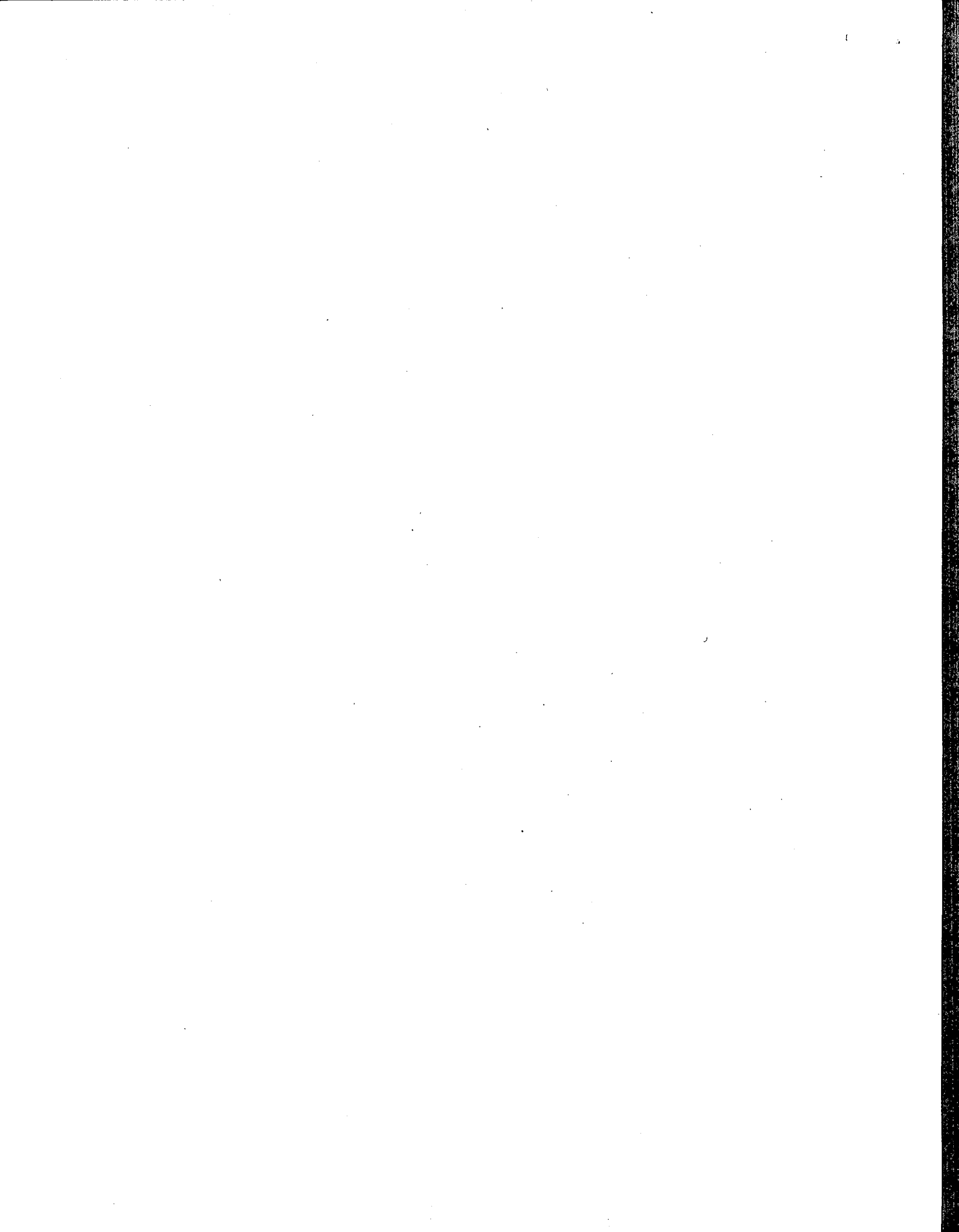
ORDERED, THAT AN EVIDENTIARY HEARING FOR ORAL ARGUMENTS be  
GRANTED before the court makes a ruling and findings of fact on  
Motion for new trial as it is premature at this time.

AND IT IS SO ORDERED.

---

Benjamin H. Culbertson  
Administrative Judge  
Court of General Sessions,  
15th Judicial Circuit

Date; \_\_\_\_\_  
Georgetown, S.C.



STATE OF SOUTH CAROLINA ) IN THE COURT OF GENERAL SESSIONS  
COUNTY OF GEORGETOWN- ) FOR THE FIFTEENTH JUDICIAL CIRCUIT

Jody Lynn Ward, #300644 ) C/A No. 03-GS-22-1030&1031  
Petitioner Prose )

V/S. )

State of South Carolina )  
Respondents, )

ORDER  
OF  
TRANSPORTATION

It appears that the Petitioner Pro Se presence is needed for a Motions Hearing, At the Georgetown County Judicial Center.

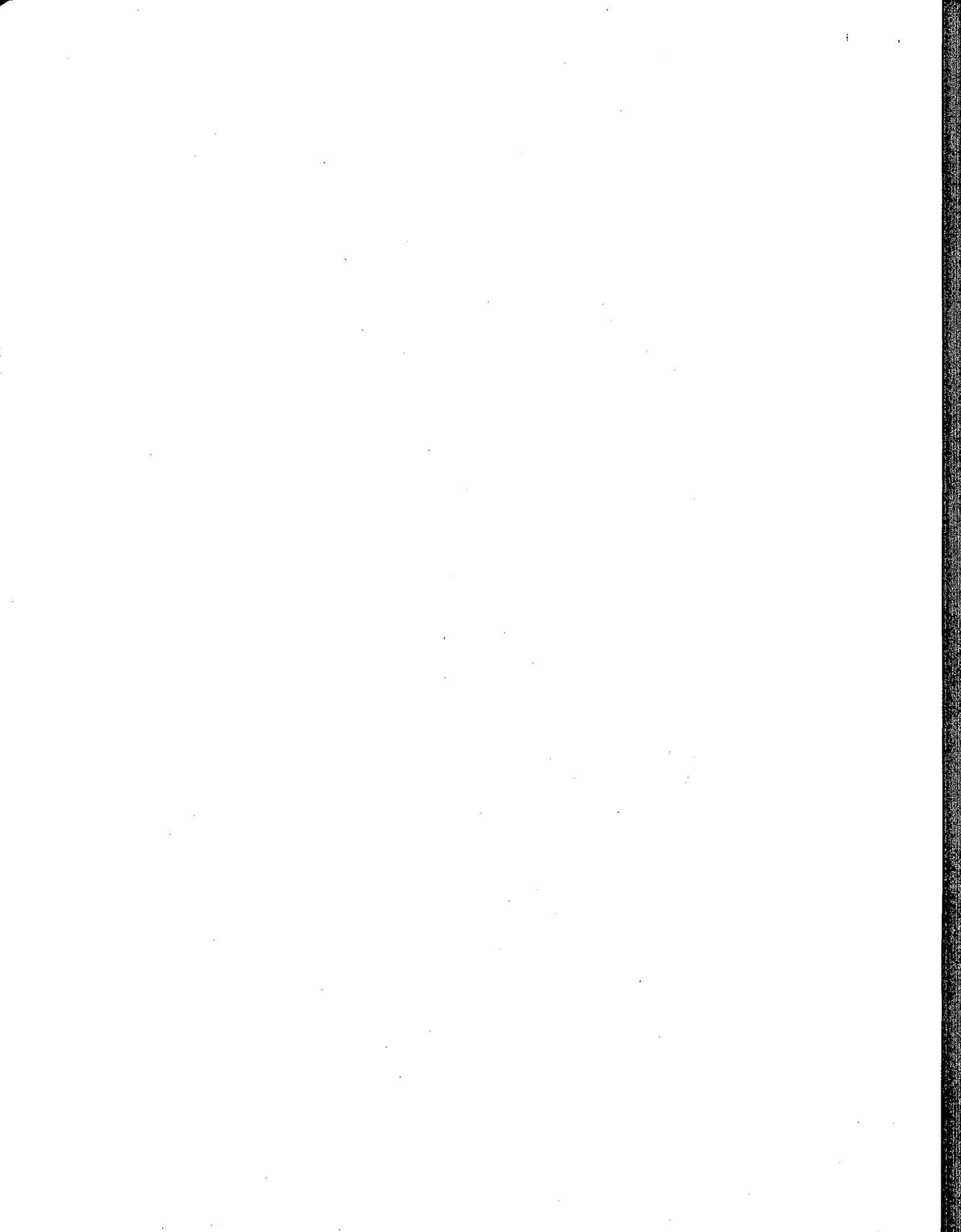
On This \_\_\_ Day of \_\_\_\_\_, 2012, and the Petitioner Is Incarcerated at the Lieber Correctional Institution.

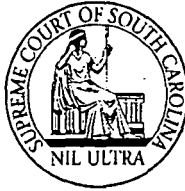
It is THEREFORE ORDERED, that the South Carolina Department Of Corrections make arrangements to transport the Petitioner to the Georgetown County Judicial Center; General Sessions Court no later than (time) \_\_\_\_\_ on (date) \_\_\_\_\_ (month) \_\_\_\_\_, 2012, and deliver him back to Lieber Correctional Institution after all Hearings are over.

/s/ \_\_\_\_\_

Honorable Benjamin Culbertson  
General Sessions Judge

Georgetown, South Carolina  
Date: \_\_\_\_\_, 2012





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**The Supreme Court of South Carolina**  
**OFFICE OF DISCIPLINARY COUNSEL**

Lesley M. Coggiola  
Disciplinary Counsel

Barbara M. Seymour  
Deputy Disciplinary Counsel

Post Office Box 12159  
Columbia, South Carolina 29211

Telephone: (803) 734-2038  
Facsimile: (803) 734-1964

September 18, 2012

PERSONAL AND CONFIDENTIAL

Jody Lynn Ward #300644  
Lieber Correctional Institution  
Post Office Box 205  
Ridgeville, SC 29472

Dear Mr. Ward:

Thank you for your recent letter. The authority of this office is limited to issues of whether a lawyer or judge has committed misconduct or is incapacitated within the guidelines of the conduct rules adopted by the Supreme Court of South Carolina.

This office does not have jurisdiction over Clerks of Court or their employees. For this reason, we are unable to assist you. If you believe that your rights have been violated or your interests compromised, we suggest that you seek the advice of a lawyer.

If you have a complaint about a lawyer or judge, you will need to provide us with the name of the lawyer or judge and a statement of your allegations. Feel free to contact us if you have any questions.

Sincerely,

Tiffany N. Richardson  
Staff Attorney

