

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Dorchester County
Edgar Dickson, Circuit Court Judge

MAURIO DAETREL RIVERS,

APPELLANT,

V.

DORCHESTER COUNTY SHERIFF'S
DEPT. AND BERKELEY COUNTY
SHERIFF'S DEPT.,

RESPONDENT,

Appellate Case No. 2016-001856

Case No: 2013-CP-18-1297

MOTION FOR LEAVE TO FILE
AN AMENDED COMPLAINT

Appellant, Maurio D. Rivers, pursuant to SCRCF Rule 15, requests leave to file an amended complaint removing a party.

1. The Appellant in his original complaint named Joseph Burnette and Tim Knight (defendants).
2. Since the filing of the Appellant's original complaint(s) with the S.C. Court Of Common Pleas and the U.S. District Court suing Joseph Burnette and Tim Knight (defendants), the Appellant and the two above named defendants have reached a settlement in the District Court for an undisclosed amount of dollars; and the Appellant Maurio D. Rivers has agreed not to file another lawsuit upon either of them.

For the previous mentioned reasons the Appellant requests this Court grant this Motion For Leave To File An Amended Complaint, removing a party in honor of the agreement reached by both the Appellant and the two defendants.

Respectfully submitted,

Maurio D. Rivers
SCDC No. 232669
386 Redemption Way
McCormick SC 29899

October 11th, 2016

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Dorchester County
Edgar Dickson, Circuit Court Judge

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OCT 13 2016

SC Court of Appeals

MAURIO DAETREL RIVERS,

APPELLANT,

v.

DORCHESTER COUNTY
SHERIFF'S DEPT. AND
BERKELEY COUNTY
SHERIFF'S DEPT.,

RESPONDENT,

Appellate Case No. 2016-001856

Case No: 2013-CP-18-1297

MOTION TO SEVER MISJOINDER

Appellant, Maurio D. Rivers, pursuant to SCRCP Rule 21 and Rule 20(b) requests this Court grant this Motion To Sever Misjoinder. (Removing Berkeley Co. Sheriff's Dept. and Mr. Bronson Shelley from this law suit)

The original complaint was prepared and filed by a jail house lawyer, who assisted the Appellant due to his lack of knowledge in regard to the Court's rules and procedures. The jail house lawyer however erroneously joined Mr. Bronson Shelley along with Mr. Rivers complaint, and it would be extremely prejudicial to the Appellant, Rivers, to continue with this suit joined with Mr. Bronson Shelley. Furthermore, it was Mr. Bronson Shelley whose suit was against Berkeley Co. Sheriff's Dept. and not Mr. Rivers.

For the above mentioned reasons the Appellant requests this Court grant this Motion To Sever Misjoinder.

Respectfully submitted,

Maurio D. Rivers
SCDC No. 232669
386 Redemption Way
McCormick SC 29899

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RESPONDENT,

Appellate Case No. 2016-001856

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CERTIFICATE OF SERVICE

I, Maurio D. Rivers, certify that I have served the Motion To Sever Mis-joinder, and the Motion For Leave To File An Amended Complaint upon the defendant by depositing a copy of the same in the United States Mail, postage prepaid, addressed to:

Dorchester County Sheriff's Dept.
212 Deming Way
Summerville SC 29483

Berkeley County Sheriff's Dept.
223 N. Live Oak Dr.
Moncks Corner SC 29461

I further certify that all parties by Rule to be served have been served.
This 11th day of October 2016.

Maurio D. Rivers #282669

M.C.I

386 Redemption way

McCormick SC. 29899

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SC Court of Appeals

S.C. court of APPEALS

P.O. Box. 11629

Columbia SC, 29211