

STATE OF SOUTH CAROLINA  
 COUNTY OF RICHLAND  
 IN THE COURT OF COMMON PLEAS

FORM 4

JUDGMENT IN A CIVIL CASE

CASE NUMBER: 2015CP4005732

George #357770 Cleveland III

Bryan P Stirling

**RECEIVED**

PLAINTIFF(S)

Willie Eagleton

DEC 06 2016

DEFENDANT(S)

Submitted by: \_\_\_\_\_

Attorney for :  Plaintiff  Defendant or  Self-Represented Plaintiff

SC Court of Appeals

**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.
- 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 BOX):**  
 Affirmed;  Reversed;  Remanded;  Other \_\_\_\_\_

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR 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 entered by the Court:

**ORDER INFORMATION**

This order  ends  does not end the case.

Additional Information for the Clerk : \_\_\_\_\_

**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 collected. 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
		\$
		\$
		\$

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. **Note: Title abstractors and researchers should refer to the official court order for judgment details.**

Circuit Court Judge \_\_\_\_\_ Judge Code 2113 Date \_\_\_\_\_

**For Clerk of Court Office Use Only**

This judgment was entered on the 24 day of Oct, 2016 and a copy mailed first class or placed in the appropriate attorney's box on this 24 day of Oct, 2016 to attorneys of record or to parties (when appearing pro se) as follows:

George #357770 Cleveland III

Bryan P Stirling

Samuel F. Arthur III

George #357770 Cleveland III

Bryan P Stirling

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

Court Reporter \_\_\_\_\_

Clerk of Court Jeanette W. McBride

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Circuit Court Judge \_\_\_\_\_ Judge Code 2113 Date \_\_\_\_\_

**For Clerk of Court Office Use Only**

This judgment was entered on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ and a copy mailed first class or placed in the appropriate attorney's box on this 24 day of Oct, 2016 to attorneys of record or to parties (when appearing pro se) as follows:

George #357770 Cleveland III

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Samuel F. Arthur III

George #357770 Cleveland III

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ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

Court Reporter \_\_\_\_\_

Clerk of Court \_\_\_\_\_

*Jeanette W McBride*

STATE OF SOUTH CAROLINA )

COUNTY OF RICHLAND )

George Cleveland, III, )

Plaintiff, )

vs. )

Director Bryan P. Stirling, et al., )

Defendants. )

IN THE COURT OF GENERAL SESSIONS

FOR THE FIFTH JUDICIAL CIRCUIT

Case Number 2015-CP-40-5732

ORDER

RECEIVED

DEC 06 2016

SC Court of Appeals

RICHLAND COUNTY  
FILED  
2016 OCT 21 AM 9:09  
JEANETTE W. MORRIS  
Clerk of Court  
& G.S.

This matter is before the Court on Plaintiff's Motion to Reconsider the Court's order, entered on July 28, 2016, in the above matter. It appears that this Motion was not timely filed or served, but the Court will rule on the Motion.

Plaintiff asserts that the undersigned did not have jurisdiction to hear the matter because Judge Tanya A. Gee was assigned to preside over Richland County Common Pleas Non-Jury Court for the week of July 18, 2016. However, by Order of the Chief Justice of the South Carolina Supreme Court, Judge Gee was reassigned to Greenville County that week and the undersigned was reassigned from Greenville to Richland County for that week. The undersigned did have jurisdiction to preside over the July 18, 2016 term of Common Pleas Non-Jury Court for Richland county. This ground for the Motion is, therefore, without merit.

Plaintiff asserts that he exhausted his grievance appeals, but the Court did not see any ruling by the Administrative Law Court, which is in his grievance process.

Plaintiff asserts that the hearing Judge stated that he did not have time to supervise the Director of the S. C. Department of Corrections. In fact, the Court stated that trial judges did not have the time to run the S. C. Department of Corrections or supervise the Director in his duties.

Plaintiff does have other remedies, including a civil suit under the S. C. Tort Claims Act and an action for violation of his civil rights, if his rights have been violated. An employee of a state governmental entity is exempt from personal liability if acting within the

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GDA

scope of his employment. However, an action may be brought against the governmental entity under the S. C. Tort Claims Act.

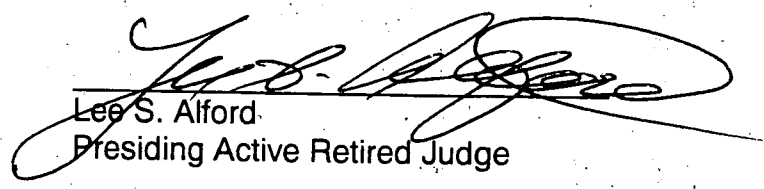
Plaintiff alleges that the Court is biased and did not read the court file before ruling. The Court did read the court file, including Plaintiff's filings. The Court does not agree that Plaintiff is entitled to any relief on the pleadings in this case, but the Court is not biased in any way against him.

The Order adequately addresses the issues in this case and the Court declines to alter or amend the Order.

**IT IS SO ORDERED.**

York, S. C.

October 10, 2016

  
Lee S. Alford  
Presiding Active Retired Judge

#2  
2016

**SCANNED**