

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ABBEVILLE COUNTY

R. Scott Sprouse, Circuit Court Judge

Appellate Case Number 2016-000526

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MAR 13 2017

SC Court of Appeals

State of South Carolina

Respondent

vs.

Trey Brown

Appellant.

**Petition for Order Allowing Probate Court to Release Solicitor's Petition for
Judicial Commitment**

The sole issue in this appeal is whether the appellant, Trey Brown, is entitled to credit for time served during his commitment to the Department of Mental Health for lack of competency. Mr. Brown designated a copy of the Solicitor's petition to the Probate Court to be included in the Record on Appeal. Counsel for both parties have documents pertaining to the Probate Court proceedings but not the Solicitor's initial petition. Counsel for Mr. Brown respectfully requests this Court issue and order allowing the Probate Court to release a copy of the Solicitor's petition to the parties for use in this appeal. Prior to filing this petition, counsel for Mr. Brown conferred with counsel for the State. The State concurs in this request.

The requested document will be located in the Probate Court of Abbeville County, Greenwood County, or Darlington County. Abbeville County is the original venue, but Abbeville County had a conflict and Greenwood County handled the

commitment proceedings. Upon information and belief, following Mr. Brown's commitment to the Department of Mental Health, his Probate Court file was managed by the Darlington County Probate Court.

Finally, counsel requests this Court hold in abeyance the deadline for serving and filing the Record on Appeal until this document can be obtained.

IT IS SO MOVED.

Respectfully Submitted,

By 

E. Charles Grose, Jr.
The Grose Law Firm, LLC
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(864) 538-4466
E-mail: charles@groselawfirm.com

Attorneys for the Appellant

March 9, 2017
Greenwood, South Carolina

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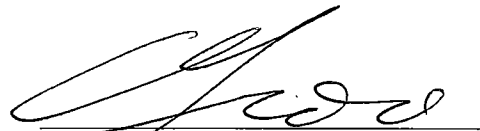
Trey Brown

Appellant.

Certificate of Service

I certify that I have served this pleading on the State of South Carolina by placing a copy in the United States Mail, postage prepaid, on the date reflected below, addressed to:

Caroline M. Scrantom, Esquire
Office of the Attorney General
P.O. Box 11549
Columbia, SC 29211



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March 9, 2017

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SC Court of Appeals

The Honorable, Jenny Abbott Kitchings
Clerk of Court, S.C. Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: *State of South Carolina v. Trey Brown*
Appellate Case Number 2016-000526

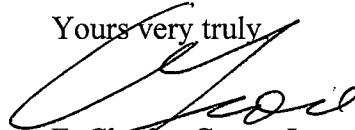
Dear Ms. Kitchens:

Enclosed please find the original and six copies Mr. Brown's Petition for Order Allowing Probate Court to Release Solicitor's Petition for Judicial Commitment.

Thank you for your attention to this matter. Please let me know if you have any questions or require additional information.

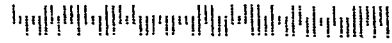
With kindest regards, I am

Yours very truly



E. Charles Grose, Jr.

cc: Mr. Trey Brown
Caroline M. Scrantom, Esquire



404 Main Street
Greenwood, SC 29646



1000



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SC Court of Appeals

The Honorable Jenny Abbott Kitchings
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