

advice  
NOTICE

RECEIVED

MAY 11 2017

The State of South Carolina SUPREME COURT  
In The Supreme Court

RECEIVED

Appeal from York County  
Court of Common Pleas

MAY 08 2017

BRCI  
MAILROOM

Thomas G. Cooper, Circuit Court Judge

Case No. #2015-CP-46-1186

State of South Carolina, Respondent,

v.

Johnell Porter, Pro Se, Appellant.

Notice of Appeal

Johnell Porter, pro se appeals the order of the Honorable Thomas G. Cooper dated April 19, 2017, Motion to Believe Counsel Hearing. Whereas the Court would not appoint another attorney and forced the appellant to represent him-


LEGAL MAIL

(2.)

SELF PRO SE. THIS APPEAL IS FILED BECAUSE THE APPELLANT NEVER ASKED THE COURT TO REPRESENT HIMSELF PRO SE, AS REQUIRED IN HEIZELTAL V. CALIFORNIA, 422 U.S. 806 (1975). HOWEVER, BY THE COURT NOT APPOINTING ANOTHER ATTORNEY INSTEAD OF TRYING TO FORCE MR. NATHAN H. SHELDON, ESQ. ON HIM. THE COURT IS VIOLATING A SUBSTANTIAL AND CONSTITUTIONAL RIGHTS UNDER THE SIXTH (6th) AMENDMENT RIGHT TO HAVE WITNESSES TESTIFY IN HIS BEHALF. AND THE FIFTH AND FOURTEENTH AMENDMENTS UNDER THE DUE PROCESS AND EQUAL PROTECTION RIGHTS CLAUSES.

THE MOTION TO RELIEVE COUNSEL, MOTION WAS GRANTED, ON APRIL 19, 2017, AND APPELLANT RECEIVED WRITTEN NOTICE, ON APRIL 24, 2017 !!!

May 8, 2017.

  
Johnell Porter, #240208, Pro Se  
Broad River Court Inst.  
4460 Broad River Rd.  
Columbia, S.C. 29210

LEGAL MAIL

The State of South Carolina  
In The Supreme Court

Appeal from York County  
Court of Common Pleas

Thomas C. Cooper, Circuit Court Judge

Case No. # 2015-CP-46-1186

State of South Carolina, Respondent,  
Johnell Porter, Pro Se, v. Appellant.

Proof of Service

I certify that I have served the Notice of Appeal on Mr. Justin T. Hunter, Ass. Attorney General in the S.C. Attorney General's Office by depositing a copy of it in the United States Mailbox here at Broad River Court Inst. addressed to P.O. Box 11549; Columbia, S.C. 29201-1549.

May, 2017

Johnell Porter, Pro Se

**LEGAL MAIL**

FILED-RECEIVED  
 2017 APR 19 PM 3:01  
 DAVID HAMILTON  
 L.C.C.P. & GS  
 YORK COUNTY, SC

Johnell Porter 240208  
 State of South Carolina  
 PLAINTIFF(S)  
 DEFENDANT(S)

Submitted by: Attorney for :  Plaintiff  Defendant  
 or  
 Self-Represented Litigant

- 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.  See Page 2 for additional information.
  - 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
  - STAYED DUE TO BANKRUPTCY**
  - 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 by the Court:

**ORDER INFORMATION**

This order  ends  does not end the case.  
 Additional Information for the Clerk : Applicant Johnell Porter's Motion to Relieve Counsel is Granted. Court is not to appoint any other representation for Mr. Porter. Will proceed *Pro Se*

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 enrolled. 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 (List amount(s) below)
		\$
		\$
		\$
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. E-Filing Note: In E-Filing counties, the Court will electronically sign this form using a separate electronic signature page.

[Signature]  
Circuit Court Judge

2126  
Judge Code

4/19/17  
Date

**For Clerk of Court Office Use Only**

This judgment was entered on the 19th day of Apr, 2017 and a copy mailed first class or placed in the appropriate attorney's box on this 19th day of Apr, 2017 to attorneys of record or to parties (when appearing pro se) as follows:

Nathan J. Sheldon

Justin Hunter

Johanna Porter

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

David Hamilton  
CLERK OF COURT

Court Reporter: Wanda Nelson

E-Filing Note: In E-Filing counties, the date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgement to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRPC.

**ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.**

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.

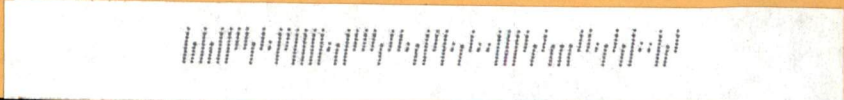
Johnell Porter # 240208  
Broad River Court Trust  
Monticello Unit - (124)  
4460 Broad River Rd.  
Columbia, S.C. 29210



Att: The Honorable Daniel E. Shearouse, Clerk  
South Carolina Supreme Court  
Clerk of Court's Office  
P.O. Box 11330  
Columbia, S.C.

29211

LEGAL MAIL



THE DEPARTMENT OF CORRECTIONS HAS NOT  
CENSORED THIS ITEM; THEREFORE, THE DEPARTMENT  
DOES NOT ASSUME RESPONSIBILITY FOR ITS CONTENTS.

BROADRIVER CORRECTIONAL INSTITUTION  
S.C. DEPARTMENT OF CORRECTIONS