

The Supreme Court Of South Carolina

RECEIVED

DEC 04 2017

Appeal from Florence County

S.C. SUPREME COU

William H. Seals Jr. Chief Administrative Judge

Case No: 2016-CP-21-3066

CERTIFIED, A TRUE COPY  
CLERK OF COURT C.P. # 18  
FLORENCE COUNTY, S.C.

DEC 16 2017

Shavasia Unique Garland #306371 (appellant)

VS

The State of South Carolina (Respondent)

Notice of Intent to appeal Final Order of dismissal of P.C.R under S.C.A.C.R Rule 203

The (appellant) hereby certifies under penalty of perjury that, a true copy of the notice of intent to appeal, in the above referenced case from the order of dismissal of the post conviction relief action, by the honorable chief judge William H. Seals Jr, dated June 22<sup>nd</sup>, 2017 & notice and true copy has been delivered to the chief attorney General Mr. Allen B. Wilson on this (17) day of July 2017 at P.O. Box 11549, Columbia S.C 29211

Sworn to and Subscribed before Me  
on this (17) day of July 2017

My Commission Expires:

Notary Public for the state of South Carolina

\* Shavasia Garland

Expires July 22<sup>nd</sup>, 2026

\* July (17) 2017

# The Supreme Court Of South Carolina

Sha'Nasia Unique Garland #366371  
(appellant)

VS

2015-GS-21-00397

2015-GS-21

The (appellant) files this Brief  
under S.C.A.C.R Rule 227(g)(z) of <sup>affidavit</sup> Service

The State Of South Carolina

The (appellant) submits this brief pursuant to S.C.A.C.R Rule 227

g)(z) on the merits of this appeal on motion for a writ of certiorari, issue

Raised: 6<sup>th</sup> Amendment U.S.C.A Violation. 1. Ineffective Assistant of trial

counsel. 2. The (appellant) did not knowingly and intelligently waived her

rights to appeal the guilty plea. 3. Whether trial counsel did not informed

the (appellant) that she could appeal the county-plea. 4. Whether trial counsel di

not provide the (appellant) with a valid waiver to refuted her claim, that she

signed her rights to appeal the guilty plea. 5. Whether trial counsel erred

when she failed to have the (appellant) case cited for Parole Eligibility

under S.C Code Ann Law 16-25-90, in which she entitled to have

parole after serving 1/4 of her prison sentence.

sworn to and subscribe before me,

on this (17) day of July 2017

\* July (17) 2017

Notary Public for the State of South Carolina

~~Notary Public~~ July 17<sup>th</sup> 2017

My Commission Expires

\* July 2nd, 2026

Sha'Nasia Garland

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DEC 04 2017

S.C. SUPREME COURT

Exhibit B

# The Supreme Court of South Carolina

Shai Nasia Unique Harland #3166371  
(appellant)

VS

The State of South Carolina

2015-GS-21-00-00397

2016-CP-21

Motion to Alter the order of Judgment

Pursuant to S.C.R.C.P. 59

The (appellant) moves upon the above court to alter the order of Judgment in the above-captioned case Pursuant to S.C.R.C.P. Rule 59 the applicant raise this motion based on absence of Attorney Representation no attorney was order to represent the appellant on the merits of this P.C.R. claim

Sworn to and Subscribed before me,

\* Shai Nasia Harland

on this (17) day of July 2017

July (17) 2017

Notary Public for the State of South Carolina

My Commission Expires  
July 17, 2017

My Commission Expires

July 2nd, 2026

# The Supreme Court Of South Carolina

RECEIVED

DEC 04 2017

Sha'Nasia Unique Garland # 366371  
(Appellant)

2015-CR-21

VS

2016-CP-21

S.C. SUPREME COURT

The State Of South Carolina

The (Appellant) Brief (S.C.A.C.F.)

277 On The Merits Of Appeal

The (Appellant) attorney trial counsel did not inform (her) of a her right to appeal the guilty plea. Citing Wilson vs State 348 S.C. 215, 559. S.C. 2d. 581. (2001) The Supreme Court of South Carolina held that the (Appellant) in Wilson vs State meet the burden of showing that she did not knowingly and voluntarily waived her right to a direct appeal of her trial conviction is entitled to belated appeal quoting Weathers vs State 319. S.C. 59. 459. S.C. 2d. 838 (1995) The (P.C.R) Court did not make any specific finding of fact on the issues raised on the P.C.R claim. She state filed a motion to have to original P.C.R claim dismissed for failing to make a claim consequently to that fact. She (Appellant) filed a notice and motion to perfect her P.C.R and filed a motion to amend the P.C.R claim the (Appellant) moved for a modification of her sentence, requesting a Parole date instead of a time reduction. The (Respondent) Reply was that P.C.R was not a valid form. Of use to obtained a parole date and relied upon the case law of alshabazz vs State The Supreme Court ruled in al-shabazz 338. S.C. 354. 380. 529. S.C. 2d. 742. 751. (2000) The statute does not apply court found that the legislative intent of the statute and the act in which it is found (inmate litigation) act was never for the statute to be applied a in the P.C.R setting.

# The Supreme Court Of South Carolina

Sha'Nasia Unique Garland #366371  
(Appellant)

VS

The State Of South Carolina

2015-GS-21

2016-CP-21

The (Appellant) Brief (S.C.A.C.R)

227 On The Merits Of Appeal

The Supreme court further stated a P.C.R. proper review for relief, only when the (applicant) mounts to collateral attack challenging the validity of his conviction and sentence. The (Appellant) state that if her case was original set up to received parole eligibility after serving 1/4 of her prison sentence from the on set of her conviction she order be back in court. The (Appellant) relies upon S.C. Code Ann Law in of the fact that her charge was based on Voluntary Manslaughter that she does meet the criteria batter women syndrome and is relying up this court to grant her such relief.

Sworn to and Subscible before me

Sha'Nasia Garland

In this (17) day of July 2017

\* July (17) 2017

Notary Public for the State of South Carolina

Capital Jones July 17<sup>th</sup>, 2017

My Commission Expires

July 22<sup>nd</sup>, 2026

**RECEIVED**

DEC 04 2017

S.C. SUPREME COURT

# The Supreme Court Of South Carolina

Sha'Nasia Unique Garland #366371  
(Appellant)

VS

The State Of South Carolina

2015-GS-21  
2016-CP-21  
The (Appellant) Brief S.C.A.C.R  
227 On The Merits Of Appeal

This issue of ineffective assistance of trial counsel, for failing to preserved on Record the (Appellant) rights to appeal guilty plea in addition with the issue of (S.C. Code Ann Law) section (16-25-90). The supreme court of Saeter Cunding states that any deffends defendant convicted or pled guilty to any household crime. Shall be eligible for Parole, after serving 1/4 of their prison sentence pursuant to chapter 13 and 21 of title 24, Inconjunction with that fact, trial attorney was gross meletet when he failed to have the (Appellant) to signed a (waiver) giving up her right to appeal in believe failing to advise her of her right to appeal. These issues has not been preserved on the face of the Record. Quoting case law, Washington VS State, atiny Southerland VS State, 337. S.C. 610. 524. S.C 2. 833 (1998) eln- Southerland VS State if come issue is not preserved for appeal then (Appellant) counsel cannot be ineffective for failing to raised if the doctrine of laches bars this issue from being raised if it was not raised on dued appeal, or P.C.R The (Appellant) couldnt raise in effective assit of P.C.R course because no counsel was appointed.

Sworn to and subsable before me,

In this (17) day of July 2017

Notary Public for the State Of South Carolina

Cristal Sims

My Commission Expires

\* July 2nd, 2016

\* Sha'Nasia Unique Garland

July (17) 2017

RECEIVED

DEC 04 2017

S.C. SUPREME COURT

# The Supreme Court Of South Carolina

Sha'Nasia Unique Garland #366371  
(Appellant)

VS

The State Of South Carolina

2015-GS-21

2016-GS-21

Appellant Brief S.C.A.C.R 22

Affidavit Of Service

## Table of Authorities:

6<sup>th</sup> Amendment U.S.C.A

4<sup>th</sup> Amendment U.S.C.A

S.C Code Ann Law: 16-25-90

Washington VS State 342 S.C. 232. 478. S.C. 2d. 833 (1996)

Sortherland VS State 377. S.C. 610. 524. S.C. 2d 833 (1999)

Wilson VS State 348. S.C. 215. 559. S.C. 2d. 581 (2002)

S.C Code Ann Law 17-27-100 (1985)

Knight VS State 284 S.C 138. 325. S.C. 2d. 535 (1985)

Sworn to and Subscible before me.

On this (17) day of July 2017

Jotajey Public, for the State Of South Carolina

Court June July 17, 2017

My Commission Expires

July 2nd, 2026

\* Sha'Nasia Garland

July (17) 2017

**RECEIVED**

DEC 04 2017

S.C. SUPREME COURT

# The Supreme Court Of South Carolina

Sha'Nasia Unique Garland # 366371  
(appellant)  
VS

2015-GS-21

2016-GS-21

Motion for a lift & stay  
Affidavit of Service

The state Of South Carolina

The above caption (appellant) files this notice and motion for a lift & stay, Pursuant to S.C.A.C.R Rule 225. Quoting - Washington vs State 342 S.C. 232. 478. S.C. 2d. 833 (1996)

S.C.R.C.P motion to alter or amend. Act 324

S.C. At. 237. 478. S.C. 2d. 835

Sworn to and subscribe before me

on this (17) day of July 2017

\* Sha'Nasia Garland

July (17) 2017

Notary Public for the State of South Carolina

= Crystal Jones July 17, 2017

My Commission Expires

= July 22nd, 2026

**RECEIVED**

DEC 04 2017

S.C. SUPREME COURT

The Supreme Court Of South Carolina

Sha'Nasia Unique Garland #366371  
(appellant)

2015-GS-21

VS

2016-CP-21

The State Of South Carolina

The Appellant Brief S.C.A.C.R

227(g)(2) Affidavit Of Service

I certify under penalty of perjury that I have serve  
the Atty Gen. in chief a copy of this notice of intent to  
appeal

Mr. Wilson Atty Gen.

P.O. Box 11549

Columbia S.C 29211

sworn to and subscribe before me

\*Sha'Nasia Garland

In this (17) day of July 2017

July (17) 2017

Notary Public for the State of South Carolina

Crystal G. ... July 17, 2017

My Commission Expires

July 2nd, 2026

RECEIVED

DEC 04 2017

S.C. SUPREME COURT

In The Supreme Court Of South Carolina

Sha'Vasia Unique Garland  
#366371

VS

The State Of South Carolina

Notice of intent to appeal, Final Order of  
Dismissal of P.C.R.

2016-CP-21-3066

Under Federal (203) Rule 203 S.C.R.A.C.P

The Honorable Chief Of Clerk of Court:

Dear Mr. D.E. Shawcase,

I'm requesting to know the status of my P.C.R appeal, which was  
filed on July 20<sup>th</sup> 2017. I've enclosed a photo copy of the notice of  
intent to appeal, along with proof of service, verifying that all parties  
has been served a photo copy of a notice of intent to appeal.

Please Response As Soon As  
Possible

Sincerely Yours,

Sha'Vasia Unique Garland #366371

RECEIVED

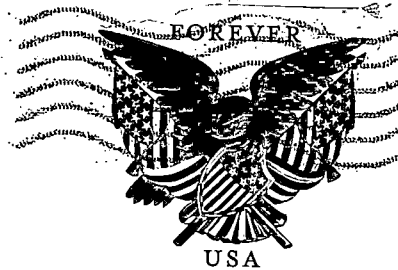
DEC 04 2017

S.C. SUPREME COURT

Sha'Kasia Garland #300371  
CACI-WAB-40  
1450 Swathmore Road  
Columbia SC 29210

COLUMBIA SC 290

30 NOV 2017 PM 1 L



South Carolina Supreme Court  
P.O. Box 11330  
Columbia SC 29202

29211-133030



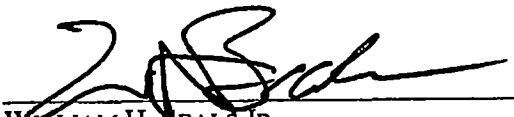


This Court has reviewed Applicant's response to the Conditional Order of Dismissal in its entirety, in conjunction with the original pleadings, and finds a sufficient reason has not been shown why the Conditional Order of Dismissal should not become final. Applicant is seeking relief which cannot be granted in a PCR action, as it is solely an administrative matter. See Al-Shabazz v. State, 338 S.C. 354, 367, 527 S.E.2d 742, 749 (2000) (holding post-conviction relief is a proper avenue of relief only when an applicant mounts a collateral attack challenging the validity of his conviction or sentence).


**IT IS THEREFORE ORDERED** that for the reasons set forth above and in the Court's Conditional Order of Dismissal, the Application for post-conviction relief is hereby **DENIED AND DISMISSED WITH PREJUDICE**.

This Court hereby advises Applicant that she must file and serve a Notice of Appeal within thirty days of the service of this Order to secure appellate review. See Rule 203, SCACR. Applicant's attention is directed to Rule 243, SCACR, for the procedures following the filing and service of the notice of appeal.

AND IT IS SO ORDERED this 22 day of June, 2017.

  
WILLIAM H. SEALS JR.  
Chief Administrative Judge - General Sessions  
Twelfth Judicial Circuit

Mami, South Carolina.

FILED  
2017 JUN 26 PM 11:52  
FLORENCE COUNTY, SC  
CERTIFIED: A TRUE COPY  
  
CLERK OF COURT C.P. & G.S.  
FLORENCE COUNTY, S.C.

FORM 4

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

**FILED**

JUDGMENT IN A CIVIL CASE  
 CASE NUMBER 2016CP2103066

Shanasia Unique Garland	2017 JUN 27 AM 9: 15	State Of South Carolina
	DORIS POULON O'HARA	

PLAINTIFF(S)	CCCP & GS FLORENCE COUNTY, SC	DEFENDANT(S)
Submitted by:		Attorney for: <input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant <input type="checkbox"/> 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: \_\_\_\_\_

**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.**

6/27/2017

Circuit Court Judge

Judge Code

Date

**For Clerk of Court Office Use Only**

CERTIFIED: A TRUE COPY  
*Doris Poulon O'Hara*  
 CLERK OF COURT C.P. & G.S.  
 FLORENCE COUNTY, S.C.

This judgment was entered on **June 26, 2017**, and a copy mailed first class or placed in the appropriate attorney's box on **June 27, 2017**, to attorneys of record or to parties (when appearing pro se) as follows:

<sup># 306371</sup>  
Shanasia Unique Garland Graham Correctional Institution  
4450 Broad River Road Columbia, SC 29210

Lindsey Ann McCallister PO Box 11549 Columbia, SC  
29211-1549

---

ATTORNEY(S) FOR THE PLAINTIFF(S)

---

ATTORNEY(S) FOR THE DEFENDANT(S)

*Doris P. O'Hara*

---

Court Reporter

---

Doris Poulos O'Hara - Clerk of Court

**Court Reporter:**

**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), SCRCF.**

---

**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.

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STATE OF SOUTH CAROLINA ) IN THE COURT OF COMMON PLEAS  
COUNTY OF FLORENCE ) FOR THE TWELFTH JUDICIAL CIRCUIT  
  
Sha'Nasia Unique Garland, ) Case No.: 2016-CP-21-3066  
S.C.D.C. No. 366371, )  
) )  
Applicant, )  
) )  
v. ) **CONDITIONAL ORDER OF DISMISSAL**  
) )  
State of South Carolina, )  
) )  
Respondent. )

FILED  
2017 MAY -5 PM 3:57  
DAN R. OTTARA  
CLERK OF COURT  
FLORENCE COUNTY, SC

This matter comes before the Court by way of an application for post-conviction relief filed by Sha'Nasia Unique Garland (Applicant) on December 15, 2016. Respondent made its Return, requesting the application be summarily dismissed.

**I. PROCEDURAL HISTORY**

Applicant is confined in the South Carolina Department of Corrections pursuant to orders of commitment of the Florence County Clerk of Court. Applicant was indicted at the April 2015 term of the Florence County Grand Jury for possession of a weapon during the commission of a violent crime, murder, and unlawful conduct towards a child (2015-GS-21-00397). Scott Floyd, Esquire, represented Applicant. On December 10, 2015, Applicant pled guilty to the lesser charge of voluntary manslaughter.<sup>1</sup> The Honorable Michael G. Nettles sentenced Applicant to imprisonment for a term of 16 years. Applicant did not appeal her plea or sentence.

**II. CURRENT APPLICATION**

In her post-conviction relief application, Applicant does not provide any reason why her present incarceration is unlawful, but only requests relief as follows (verbatim):

- "Sentencing Reduced / Parole"

<sup>1</sup> The weapons and child endangerment charges were *nolle prosequied*.

CERTIFIED: A TRUE COPY  
Dan R. Ottara  
CLERK OF COURT C.P. & G.S.  
FLORENCE COUNTY, S.C.

Also before this Court are the Florence County Clerk of Court records, Applicant's records from the South Carolina Department of Corrections, and the records of this current PCR action.

### III. FINDINGS OF FACT AND CONCLUSIONS OF LAW

#### Statute of Limitations

The Court finds the application must be summarily dismissed for failure to comply with the filing procedures of the Uniform Post-Conviction Procedure Act. S.C. Code Ann. § 17-27-10 to -160. Specifically, the act requires as follows:

An application for relief filed pursuant to this chapter must be filed within one year after the entry of a judgment of conviction or within one year after the sending of the remittitur to the lower court from an appeal or the filing of the final decision on appeal, whichever is later.

S.C. Code Ann. § 17-27-45(A).

The South Carolina Supreme Court has held that the statute of limitations shall apply to all applications filed after July 1, 1996. Peloquin v. State, 321 S.C. 468, 469 S.E.2d 606 (1996). A motion for summary judgment may properly be used to raise the defense of statute of limitations. McDonnell v. Consolidated School District of Aiken, 315 S.C. 487, 445 S.E.2d 638 (1994). In addition, S.C. Code Ann. § 17-27-70(c) authorizes this Court to "grant a motion by either party for summary disposition of [an] application when it appears from the pleadings ... that there is no genuine issue of material fact and the moving party is entitled to judgment as a matter of law."

The means of counting days with respect to the statute of limitations are proscribed by the South Carolina Rules of Civil Procedure. In computing the statute of limitations:

[ . . . ] the day of the act, event, or default after which the designated period of time begins to run is not to be included. The last day of the period so computed is to be included, unless it is a Saturday, Sunday or a State or Federal holiday, in which event the period runs until the end of the next day which is neither a Saturday, Sunday nor such holiday.

Rule 6(a), SCRPC. "Mailing does not constitute filing. When a statute requires the filing of a paper or document, it is filed when delivered to and received by the proper officer." Pelzer v. State, 378 S.C. 516, 520, 662 S.E.2d 618, 620 (Ct. App. 2008) (citations omitted).

Applicant pled guilty on Thursday, December 10, 2015, and did not appeal her plea or sentence. Therefore, Applicant had until Monday, December 12, 2016, to file an application for post-conviction relief. The current application was not filed until December 15, 2016—three days after the one-year statutory filing period expired. Therefore, this Court shall dismiss the application as barred by the statute of limitations.

#### **Failure to State a Claim**

The Court finds the application must also be dismissed for failure to state a claim cognizable under the Post-Conviction Procedure Act. Under the Act, an applicant may commence a post-conviction relief action on the following grounds:

1. That the conviction or the sentence was in violation of the Constitution of the United States or the Constitution or laws of this State;
2. That the court was without jurisdiction to impose sentence;
3. That the sentence exceeds the maximum authorized by law;
4. That there exists evidence of material facts, not previously presented and heard, that requires vacation of the conviction or sentence in the interest of justice;
5. That his sentence has expired, his probation, parole or conditional release [was] unlawfully revoked, or he is otherwise unlawfully held in custody or other restraint; or
6. That the conviction or sentence is otherwise subject to collateral attack upon any ground of alleged error heretofore available under any common law, statutory or other writ, motion, petition, proceeding or remedy....

S.C. Code Ann. § 17-27-20(A).

Applicant does not offer any attack—sections 10 and 11 of the Form 5 Application for Post-Conviction Relief are left blank. Therefore, Applicant has failed to state a claim for relief

cognizable under the Uniform Post-Conviction Relief Act, and the Court shall dismiss the application.


### CONCLUSION

Pursuant to S.C. Code Ann. § 17-27-70(b), the Court intends to dismiss this application with prejudice unless Applicant provides specific reasons, factual or legal, why the application should not be dismissed in its entirety. Applicant is granted twenty days from the date of service of this Order upon her to show why this Order should not become final. Applicant shall file any reasons she may have with the Florence County Clerk of Court and shall serve opposing counsel at the following address:

Office of the Attorney General  
Attn: Lindsey A. McCallister, Esquire  
PCR Division – 12<sup>th</sup> Circuit  
P.O. Box 11549  
Columbia, South Carolina 29211


Applicant is cautioned that her response to this order must be actually received by the Florence County Clerk of Court and opposing counsel within twenty days, and the Court will not consider any issues raised in her response if not so timely filed and served.

AND IT IS SO ORDERED this 28 day of April, 2017.

  
WILLIAM H. SEALS JR.  
Chief Administrative Judge  
for General Sessions  
Twelfth Judicial Circuit

2017 MAY -5 PM 3:57  
DONALD J. O'HARA  
CLERK OF COURT C.P. & G.S.  
FLORENCE COUNTY, SC

FILED

  
\_\_\_\_\_, South Carolina

FORM 4

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

**FILED**

JUDGMENT IN A CIVIL CASE  
 CASE NUMBER 2016CP2103066

Shanasia Unique Garland

2017 MAY - 8 PM 3:38 State Of South Carolina

DORIS PAULOS O'HARA  
 CCC DEPENDANT(S)

PLAINTIFF(S)

FLORENCE COUNTY, SC  
 Attorney for:  Plaintiff  Defendant  
 Self-Represented Litigant

Submitted by:

**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: \_\_\_\_\_

**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.**

5/8/2017

Circuit Court Judge

Judge Code

Date

**For Clerk of Court Office Use Only**

CERTIFIED: A TRUE COPY  
*Doris Paulos O'Hara*  
 CLERK OF COURT C.P. & G.S.  
 FLORENCE COUNTY, S.C.

This judgment was entered on **May 5, 2017**, and a copy mailed first class or placed in the appropriate attorney's box on **May 9, 2017**, to attorneys of record or to parties (when appearing pro se) as follows:

*#366371*  
Shanasia Unique Garland Graham Correctional Institution  
4450 Broad River Road Columbia, SC 29210

Lindsey Ann McCallister PO Box 11549 Columbia, SC  
29211-1549

---

ATTORNEY(S) FOR THE PLAINTIFF(S)

---

ATTORNEY(S) FOR THE DEFENDANT(S)

*Doris P. O'Hara*

---

Court Reporter

---

Doris Poulos O'Hara - Clerk of Court

**Court Reporter:**

**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), SCRCP.**

---

**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.

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