

THE STATE OF SOUTH CAROLINA
IN The Court of Appeals
IN The Supreme Court

APPEAL FROM GREENVILLE COUNTY
COURT OF COMMON PLEAS

Perry H. Gravely, Circuit Court Judge

Case No. 2017-CP-23-01463

RECEIVED

JAN 23 2018

SC Court of Appeals

South Carolina Department of Corrections

Director Brian Sterling

Warden Scott Lewis

Respondent

v.

Harold Ayton

Appellant

NOTICE OF APPEAL

Harold Ayton # 353371 appeals the decision and Order of the Honorable Perry H. Gravely dated October 27, 2017 but was entered in the computer on November 1, 2017, and the Order denying motion to alter or amend dated December 4, 2017 but was entered in the computer on December 5, 2017. Appellant received written entry of this Order on December 11, 2017. Appellant request a De novo Review Hearing

Date: January 17, 2018

*Other Counsel of Record
James P. Walsh, Esquire
Post Office Box 6728
Greenville, SC 29606*



*Harold Ayton # 353371
Perry Corr Inst. Q4A213
430 Oaklawn Rd
Pelzer, SC 29669
Appellant*

THE STATE OF SOUTH CAROLINA
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PROOF OF SERVICE

I certify that i have served the Notice of Appeal on The South Carolina Court of Appeals by depositing a copy of it in the United States Mail, postage prepaid, on January 17, 2018 addressed to the clerk of record Jenny Abbott Kitchings, Post Office Box 11629, Columbia, SC 29211.

January 17, 2018



Harold Ayton #353371

Perry Corr Inst. Q4A213

430 Oaklawn Rd

Peizer, SC 29669

Appellant



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

January 08, 2018

Harold R. Ayton, 353371
Perry Correctional Institution
430 Oaklawn Road
Pelzer SC 29669

Re: Harold Ayton v. SC Dept. of Corrections
Appellate Case No. 2017-002636

Dear Mr. Ayton:

Upon reviewing your notice of appeal, the following deficiency has been noted under the South Carolina Appellate Court Rules (SCACR), and any deficiency must be corrected within ten (10) days of the date of this letter or your appeal will be dismissed:

- The accompanying proof of service is not in compliance with the SCACR. Your proof of service should be substantially in the format shown by Form 7 in Appendix C to part II of the SCACR. Specifically, the notice of appeal shall be served on all respondents, pursuant to Rule 203(b), SCACR.

Very truly yours,


CLERK

cc: P. Christopher Smith, Jr., Esquire
James P. Walsh, Esquire

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JAN 23 2018

SC Court of Appeals

Perry Correctional
Harold Ayton #353371
430 Oaklawn Rd
Pelzer, SC 29669

RECEIVED
JAN 23 2018
SC Court of Appeals

South Carolina Court of Appeals
Jenny Abbott Kitchen
P.O. Box 11629
Columbia, SC 29211

1-17-18

Re: Harold Ayton v. South Carolina Department of Corrections
C/A: 2017-CP-23-01463 / Appellate Case No. 2017-002636

Dear Ms. Kitchen:

I am writing you this letter to inform you that I have made all of the corrections on the proof of service like you have require in the format of the appendix Form 7 and I resubmitted the new appeal and proof of service. Also, I do understand that I had Ten (10) days to file for the transcript but in my defense, I have wrote to the Court of Administration asking them to provide me with the name and address of the court reporter on December 19, 2017. As of I have not heard nothing from them.

Enclose is the copy of the letter I sent to their office and my debit form that shows that I have mailed a letter to their offices requiring this information.

With kindest regard

Sincerely



Perry Correctional Inst
Harold Ayton # 353371
430 Oaklawn Rd
Pelzer, SC 29669

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JAN 23 2018
SC Court of Appeals

South Carolina Court of Appeals
Jenny Abbott Kitchen
P.O. Box 11629
Columbia, SC 29211

1-17-18

Re: Harold Ayton v. South Carolina Department of Corrections
Appellate Case No. 2017-002636

Dear Ms. Kitchen:

ENCLOSED is the corrected Notice of Appeals with the corrected Proof of Service and the Appellant Motion and Affidavit Request Permission To Order Transcript Outside of The Filing Deadline and my proof showing that i did have try to get the Court Reporters name and address from the Court Administration Office. Also all parties has been served with a copy of the Notice of Appeal. on January 17, 2018.

ENCLOSED: 1) Letter To The Court of Administration Office dated 12-19-17
2) Debit Form showing that i did mail a letter to the Court of Administration
3) Appellant Motion asking permission to order transcript
4) Notice of Appeal with Order

With kindest regards

Sincerely

Harold Ayton

SMJ

Perry Correctional Inst.
Harold Ayton #353371
430 Oaklawn Rd
Pelzer, SC 29669

RECEIVED

JAN 1 8 2018

PCI Mailroom

South Carolina Court of Appeals
Jenny Abbott Kitchen - Clerk
Post Office Box 11629
Columbia, SC 29211

RECEIVED

JAN 23 2018

SC Court of Appeals

LEGAL MAIL