

# The Supreme Court of South Carolina

The State, Respondent,

v.

Joseph Todd Rowland, Petitioner.

Appellate Case No. 2017-002108

**Lower Court Case No's 2011-GS-10-05527;  
2011-GS-10-05528 and 2011-GS-10-05531.**

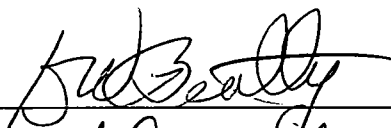
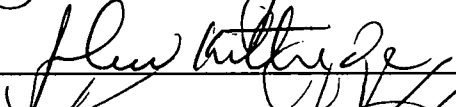



## ORDER

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By order dated January 5, 2018, the State's motion to strike the appendix filed in this matter was granted. We also struck the petition for a writ of certiorari because it made reference to the materials that were not properly included in the appendix and raised questions not raised to the court of appeals in the petition for rehearing. Petitioner was given thirty days to file an amended appendix that contains only the materials specified by Rule 242(e), SCACR. He was given thirty days after the filing of the amended appendix to serve and file an amended petition for a writ of certiorari that does not reference any material that is not in the amended appendix or contain any question or argument unrelated to the issues raised to the court of appeals in the petition for rehearing. *Petitioner was warned that his failure to strictly comply with the requirements of the order may result in the dismissal of this matter.*

In response to our order, petitioner filed a motion entitled "Affidavit of Facts Giving Judicial Notice; Motion for Recusal; Motion to Challenge the S.C. Supreme Court's Jurisdiction to Strike the Documents in the Appendix and Deny the Motion for an Extension of Time; Motion to Vacate those Orders; Motion for Forfeiture and Motion to Motion Therefor" with exhibits. To the extent the motion challenges the January 5, 2018 order, it is denied. Rule 240(i), SCACR (This Court will not entertain petitions for rehearing on a motion or petition unless the action of the Court on the motion or petition has the effect of dismissing or finally deciding the party's appeal.). Petitioner's motions for recusal, for an extension of time, and for "a reset" are denied.

The State has filed a motion to dismiss this matter. In response to the motion to dismiss, petitioner filed an "Affidavit of Facts Giving Judicial Notice; Motion to Strike the Respondent's Motion to Dismiss Due to Additional Acts of Fraud Upon the Court; Renewing the Motion for Sanctions and Forfeiture and All Previously Filed Objections, Claims, Defenses and Motions; Supplementing the Writ of Certiorari and or Appendix in Response to the Motion to Dismiss and Motion to Motion Therefor" with exhibits. Petitioner has *not* filed an amended appendix as required by this Court's order of January 5, 2018. Petitioner's motions to strike the State's motion to dismiss and to impose sanctions are denied. Based on petitioner's failure to file an amended appendix as required and the reasons set forth in the State's motion to dismiss, we grant the State's motion and dismiss this matter.

  
\_\_\_\_\_ C.J.  
  
\_\_\_\_\_ J.  
  
\_\_\_\_\_ J.  
  
\_\_\_\_\_ J.  
  
\_\_\_\_\_ J.

Columbia, South Carolina

February 16, 2018

cc:  
The Honorable Jenny Abbott Kitchings  
Alan McCrory Wilson, Esquire  
Mark Reynolds Farthing, Esquire  
Scarlett Anne Wilson, Esquire  
Joseph Todd Rowland, 290065  
The Honorable Julie J. Armstrong