

FORM 4

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

JUDGMENT IN A CIVIL CASE  
 CASE NUMBER 2017CP2303406

Tyrone Lamar Roberson	2018 MAR - 5 AM 9:25 FILED-CLERK OF COURT PAUL B. WICKENSIMER GREENVILLE CO. SC	Alan Wilson Correction South Carolina Department Of Larry Cartledge McCormick Correctional Institute James Parker Jr	Bryan P Stirling Perry Correctional Institute Stephen Claytor Leroy Cartledge
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PLAINTIFF(S)  Submitted by:	DEFENDANT(S)  Attorney for: <input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant <input type="checkbox"/> Self-Represented Litigant
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**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: \_\_\_\_\_

**RECEIVED**  
 MAR 16 2018  
 SC Court of Appeals

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.**

3/5/2018

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**Circuit Court Judge**

**Judge Code**

**Date**

**For Clerk of Court Office Use Only**

This judgment was entered on **March 5, 2018**, and a copy mailed first class or placed in the appropriate attorney's box on **March 5, 2018**, to attorneys of record or to parties (when appearing pro se) as follows:

**Tyrone Lamar Roberson #191327** Lieber Correctional  
Institute 136 Wilborn Avenue Ridgeville, SC 29472

**Stephanie Holmes Burton** 308 E. St. John St. Spartanburg,  
SC 29302

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**ATTORNEY(S) FOR THE PLAINTIFF(S)**

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**ATTORNEY(S) FOR THE DEFENDANT(S)**

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**Court Reporter**

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**Paul B. Wickensimer** Greenville County Clerk Of  
Court - 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.**

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**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 )  
 )  
COUNTY OF GREENVILLE )

IN THE COURT OF COMMON PLEAS

Tyrone Lamar Roberson, #191327, )  
 )  
Plaintiff, )

**ORDER GRANTING DEFENDANT'S  
MOTION TO DISMISS**

v. )

C.A. No. 2017-CP-23-03406

South Carolina Attorney General, Alan Wilson; )  
"private party Defendants of Perry Correctional )  
Institution," Warden Larry Cartledge; Associate )  
Warden Stephen Clayton; "private party )  
Defendants of McCormick Corrections )  
Institution," Warden Leroy Cartledge; Associate )  
Warden James Parker, Jr.; Lieutenant Stanley )  
Terry; Nurse Tarcia L. James; "third-party )  
Defendants South Carolina Department of )  
Corrections"; State Budget and Control Board )  
Committee, Commissioner of the Palmetto )  
Unified School District No. #1 Board of Trustee )  
Director; Bryan Stirling, )

**RECEIVED**  
MAR 16 2018  
SC Court of Appeals

Defendants. )  
 )  
 )

\_\_\_\_\_ )  
This matter came before the Court on Defendant's Motion to Dismiss, which was filed on July 28, 2017. The primary ground for Defendant's motion is that Plaintiff's Complaint fails to allege any facts relating to any act of Attorney General Alan Wilson and fails to allege facts sufficient to constitute a cause of action against him. A hearing was held on November 1, 2017.

Taylor P. Heath appeared on behalf of Defendant. Plaintiff brought this action *pro se*.

The Court has reviewed this matter and found that Plaintiff does not allege facts sufficient to constitute a cause of action against Attorney General Wilson. Plaintiff concedes that he has no claim against Attorney General Wilson and that Attorney General Wilson is not a proper defendant in this action.

Plaintiff also seeks to include a specific name to include with the title of a party defendant. Currently, the defendant is labeled as "Commissioner of the Palmetto Unified School District No. #1 Board of Trustee Director". Plaintiff moves this Court to include "Randy Reagan" as the party defendant who holds this title. Defendant has consented to this amendment to add the name in the caption of the Complaint.

For the foregoing reasons, Defendant Attorney General Wilson's Motion to Dismiss is granted and the Court grants Plaintiff's leave to file an amended complaint adding "Randy Reagan," to his title as "Commissioner of the Palmetto Unified School District No. #1 Board of Trustee Director." This case is dismissed without prejudice.

AND IT IS SO ORDERED.

\_\_\_\_\_  
Edward W. Miller, Judge  
Court of Common Pleas

December \_\_\_\_, 2017  
\_\_\_\_\_, South Carolina



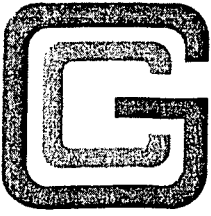
Greenville Common Pleas

**Case Caption:** Tyrone Lamar Roberson vs. Alan Wilson , defendant, et al  
**Case Number:** 2017CP2303406  
**Type:** Order/Dismissal

So Ordered

s/ Edward W. Miller

Electronically signed on 2018-03-02 12:04:31 page 3 of 3



**Greenville  
County**

# Office of the Clerk of Court Greenville, South Carolina

**Paul B. Wickensimer  
Clerk of Court**

Circuit Court Division  
Greenville County Courthouse  
305 East North Street  
Greenville, South Carolina 29601  
(864) 467-8551 FAX (864) 467-8540

FILED-CLERK OF COURT  
GREENVILLE CO. S.C.  
PAUL B. WICKENSIMER  
2017 JUN 5 PM 2 47

DATE: June 5, 2017

Tyrone Lamar Roberson 191327  
Perry Correctional Institute  
430 Oaklawn Rd  
Pelzer SC 29669

**RECEIVED**  
MAR 16 2018  
SC Court of Appeals

CASE NUMBER: 2017CP2303406

Re: POLICIES AND PROCEDURES

Please note the following policies and procedures related to your civil action recently filed in the Greenville County Court of Common Pleas:

**COURT FEES:** Pursuant to the Chief Administrative Judge's Order, you are responsible for payment of court fees (initial case filing fee, motion filing fee, etc.) incurred during the process of this litigation. All appropriate court fees will be charged to your Cooper Trust Fund Account.

**MOTIONS:** Each motion must be accompanied by the appropriate Form SCCA233, filled in and attached to the motion. Motions that are not accompanied by this required form will not be processed and will be returned. They may be resubmitted with the required form attached.

**DOCUMENTS:** Appropriate documents sent to the court for filing in this case and which conform to the SC Rules of Civil Procedure will be entered into the court record and placed in your file. No receipt confirmation will be sent to you from the Office of the Clerk of Court.

**CLOCKED COPIES:** The Office of the Clerk of Court is not able to make copies of original documents that are sent for filing. If you desire a copy of your filings returned to you, please provide it with your original. The copy will be clocked at the same time as your original and mailed back to you.

You may also wish review the inmate litigation statutes at SC Code Title 24, Chapter 27. Please note that this office does not provide any service of documents.

Thank you for your attention to these matters.

Sincerely,  
Clerk of Court Staff  
Greenville County Court of Common Pleas

Stephanie H. Burton  
sburton@gibbesburton.com



July 25, 2017

The Honorable Paul B. Wickensimer  
Greenville County Clerk of Court  
305 E. North Street  
Greenville, SC 29601

Re: Tyrone Lamar Roberson #191327 v. South Carolina Attorney General, Alan Wilson, et al  
C. A. No.: 2017-CP-23-03406

Dear Mr. Wickensimer:

We are enclosing for filing the original and one copy of the following:

1. Motion Information Form and Cover Sheet;
2. Defendant Attorney General Alan Wilson's Motion to Dismiss; and
3. Our Certificate of Service.

We are also enclosing our firm's check in the amount of \$25.00 for the required motion filing fee. We would appreciate you filing these papers and returning clocked copies to us in the enclosed envelope. By copy of this letter, we are serving a copy of this motion upon the Plaintiff.

With kind regards,

Yours very truly,

GIBBES BURTON, LLC

A handwritten signature in black ink that reads "Stephanie H. Burton / BRE".

Stephanie H. Burton

SHB/bre  
Enclosures

cc: Mr. Tyrone L. Roberson, #191327  
Lieber Correctional Institution  
P.O. Box 205  
Ridgeville, SC 29472

308 East Saint John Street  
Spartanburg, South Carolina 29302  
Telephone 864.327.5000 • Facsimile 864.342.6884  
www.gibbesburton.com

STATE OF SOUTH CAROLINA )

COUNTY OF GREENVILLE )

Tyrone Lamar Roberson, #191327, )

Plaintiff, )

v. )

South Carolina Attorney General, Alan Wilson; )  
"private party Defendants of Perry Correctional )  
Institution," Warden Larry Cartledge; Associate )  
Warden Stephen Clayton; "private party )  
Defendants of McCormick Corrections )  
Institution," Warden Leroy Cartledge; Associate )  
Warden James Parker, Jr.; Lieutenant Stanley )  
Terry; Nurse Tarcia L. James; "third-party )  
Defendants South Carolina Department of )  
Corrections"; State Budget and Control Board )  
Committee, Commissioner of the Palmetto )  
Unified School District No. #1 Board of Trustee )  
Director; Bryan Stirling, )

Defendants. )

TO: TYRONE LAMAR ROBERSON, PRO SE

IN THE COURT OF COMMON PLEAS

**DEFENDANT ATTORNEY GENERAL  
ALAN WILSON'S MOTION TO  
DISMISS**

C.A. No. 2017-CP-23-03406

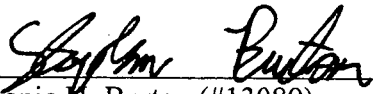
SHB  
#1

Defendant Attorney General Alan Wilson will move the Court, at such date and time as the Court shall direct, pursuant to Rule 12(b)(6) of the South Carolina Rules of Civil Procedure for an order dismissing Plaintiff's claims against Defendant Wilson as a matter of law. This motion will be made upon the following grounds:

1. Plaintiff's Complaint any facts relating to any act of Attorney General Wilson and fails to allege facts sufficient to constitute a cause of action against Attorney General Wilson;
2. Plaintiff's claims are barred by the South Carolina Tort Claims Act; and

3. Defendant Wilson is entitled to an order dismissing Plaintiff's claims as a matter of law.

This motion is based upon the pleadings filed in this action and upon applicable common and statutory law.

 /TPH  
Stephanie H. Burton (#13089)  
GIBBES BURTON, LLC  
308 East Saint John Street  
Spartanburg, SC 29302  
sburton@gibbesburton.com  
Telephone: (864) 327-5000  
Facsimile: (864) 327-5001  
*Attorneys for Defendant Attorney General Alan Wilson*

July 25, 2017  
Spartanburg, South Carolina

Stephanie Burton  
sburton@gibbesburton.com



August 4, 2017

Mr. Tyrone L. Roberson, #191327  
Lieber Correctional Institution  
P.O. Box 205  
Ridgeville, SC 29472

Re: Tyrone Lamar Roberson #191327 v. South Carolina Attorney General, Alan Wilson, et al  
C. A. No.: 2017-CP-23-03406

Dear Mr. Roberson:

We are writing to inform you that a hearing on Defendant Attorney General Alan Wilson's Motion to Dismiss has been set for Tuesday, September 19, 2017 at 9:30 a.m. at the Greenville County Courthouse.

With kind regards,

Very truly yours,

GIBBES BURTON, LLC

A handwritten signature in black ink, appearing to read "Stephanie N. Burton", is written over the typed name.

Stephanie N. Burton

SHB/bre

NOTICE OF MOTION SCHEDULING

August 04, 2017



**Motion "MDISMS - Def/Alan Wilson Motion/Dismiss" for Case: 2017CP2303406 - Tyrone Lamar Roberson vs. Alan Wilson , defendant, et al has been added to the following Motions Roster:**

**175 - NON-JURY MOTIONS - Sept 18-21, 2017 - Judge Perry H.**

**Gravely**  
**This hearing of this motion has been scheduled for 9/19/2017 at 9:30 AM.**

A Hearing in this case is SCHEDULED- DATE & TIME on Subject line above  
Location: Greenville County Courthouse, 305 East North Street, Greenville, SC 29601  
MOVANT IS RESPONSIBLE TO NOTIFY OPPOSING COUNSEL AND PRO SE PARTIES  
Check the online roster at <http://www.greenvillecounty.org/scjd/courtrosters/>  
CONTINUANCE, RESOLVED, WITHDRAWN - send detailed e-mail (copy opposing counsel/party)  
to Non-Jury Coordinator, Steve Lopez at: [njcoord@greenvillecounty.org](mailto:njcoord@greenvillecounty.org)  
**\*\*MEMO REQUIREMENTS\*\***  
([www.greenvillecounty.org/CourtSupport/MemPolicies.aspx](http://www.greenvillecounty.org/CourtSupport/MemPolicies.aspx))

**Mail Notice To:**

Tyrone Lamar Roberson #191327  
Perry Correctional Institute  
430 Oaklawn Rd  
Pelzer, SC 29669

**Court Info:**

Greenville County Common Pleas  
305 East North Street  
Greenville County Courthouse  
Greenville, SC 29601-2120

**If you have any questions regarding the scheduling of this motion, please contact the courts at:**

**(864)467-8551**

Respectfully,

Paul B. Wickensimer Greenville County Clerk Of Court  
Clerk of Court

**ORDER OF TRANSPORT**

THE SC DEPT. OF CORRECTIONS IS ORDERED TO TRANSPORT  
INMATE FROM THE DEPT OF CORRECTIONS TO THE GREENVILLE COUNTY COURTHOUSE.

CASE #: 2017CP2303406

**INMATE INFORMATION:**

INMATE NAME Tyrone Lamar Roberson #191327

SCDC LOCATION Perry Correctional Institution

FILED-CLERK OF COURT  
PAUL B. WOODWARD  
GREENVILLE, SC  
2017 AUG -4 AM 10:51

**REASON FOR TRANSPORT:**

TYPE HEARING: Common Pleas Motions Hearing - Defendant Alan Wilson's Motion to Dismiss

**DATE NEEDED:**

DATE OF HEARING: Sept 19, 2017

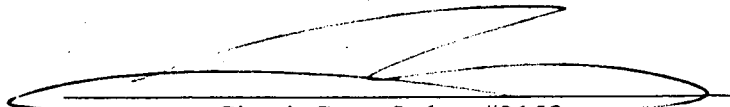
TIME OF HEARING: 9:30 AM

APPEAR BEFORE JUDGE: Perry H. Gravely

LOCATION: Greenville Co. Courthouse, 305 East North Street, Greenville, SC 29601

IT IS SO ORDERED.

DATE: 9/19 2017

  
Circuit Court Judge #2158

ENTERED COMPUTER

Scanned

**ORDER OF TRANSPORT**

THE SC DEPT. OF CORRECTIONS IS ORDERED TO TRANSPORT  
INMATE FROM THE DEPT OF CORRECTIONS TO THE GREENVILLE COUNTY COURTHOUSE.

CASE #: 2017CP2303406

**INMATE INFORMATION:**

INMATE NAME Tyrone Lamar Roberson #191327

SCDC LOCATION Perry Correctional Institution

FILED-CLERK OF COURT  
PAUL B. WOODRUFF  
GREENVILLE, SC

2017 AUG -4 AM 10:51

**REASON FOR TRANSPORT:**

TYPE HEARING: Common Pleas Motions Hearing - Defendant Alan Wilson's Motion to Dismiss

**DATE NEEDED:**

DATE OF HEARING: Sept 19, 2017

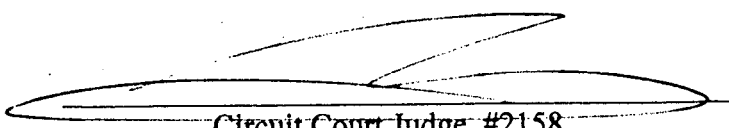
TIME OF HEARING: 9:30 AM

APPEAR BEFORE JUDGE: Perry H. Gravely

LOCATION: Greenville Co. Courthouse, 305 East North Street, Greenville, SC 29601

IT IS SO ORDERED.

DATE: 9/19 2017

  
Circuit Court Judge #2158

ENTERED COMPUTER

2017



Office of the Clerk of Court

Paul B. Wickensimer  
Clerk of Court for Greenville County  
Greenville, South Carolina

[www.greenvillecounty.org](http://www.greenvillecounty.org)

To: Tyrone Lamar Roberson

From: CLERK OF COURT, GREENVILLE

RE: Motion to Amend Complaint CA# 2017CP2303406  
Mailed from Lieber 9/27/17

The above-referenced documents are being returned for the following reason(s):

- (1) \_\_\_ Instrument not signed/dated.
- (2) \_\_\_ Must include Civil cover Sheet SCCA234 with all original pleadings.  
*Downloadable file available at [www.sccourts.org](http://www.sccourts.org) Select FORMS; Choose COMMON PLEAS, then SUBMIT*
- (3) \_\_\_ Motion Fee of \$25 is required for all Motions and proposed Orders (unless exemption claimed)
- (4) X Must submit Motion and Order Information Form SCCA233 with all Motions and proposed Orders.  
*Downloadable file available at [www.sccourts.org](http://www.sccourts.org) Select FORMS; Choose COMMON PLEAS, then SUBMIT*
- (5) \_\_\_ Insufficient amount of filing fee. Correct amount fee: \_\_\_
- (6) \_\_\_ Copy. Must file original.
- (7) \_\_\_ Not a Greenville County Case.
- (8) \_\_\_ Venue change to: \_\_\_\_\_

Other: I have enclosed several copies of the required Form SCCA233 for your convenience. Please attach a properly filled-in Form SCCA233 when you return your Motion for filing.

Also, the current Chief Administrative Judge for Common Pleas (Judge #2158) is:

The Honorable Robin B. Stilwell  
305 East North Street  
Greenville, SC 29601

Please make the requested changes and return the documents to our office for filing. Thank you.

Staff signature Stephen D. Lopez Date October 16, 2017

**ORDER OF TRANSPORT**

THE SC DEPT. OF CORRECTIONS IS ORDERED TO TRANSPORT  
INMATE FROM THE DEPT OF CORRECTIONS TO THE GREENVILLE COUNTY COURTHOUSE.

CASE #: 2017CP2303406

**INMATE INFORMATION:**

INMATE NAME Tyrone Lamar Roberson #191327

SCDC LOCATION Lieber Correctional Institution

FILED-CLERK OF COURT  
PAUL B. WICKENHUISER  
GREENVILLE, SC  
2017 SEP 21 PM 4:39

**REASON FOR TRANSPORT:**

TYPE HEARING: Common Pleas Motions Hearing - Defendant Alan Wilson's Motion to Dismiss

**DATE NEEDED:**

DATE OF HEARING: Nov 1, 2017 TIME OF HEARING: 9:30 AM

APPEAR BEFORE JUDGE: Edward W. Miller

LOCATION: Greenville Co. Courthouse, 305 East North Street, Greenville, SC 29601

IT IS SO ORDERED.

DATE: 9/21 2017



Circuit Court Judge #

NOTICE OF MOTION SCHEDULING

September 21, 2017



**Motion "MDISMS - Def/Alan Wilson Motion/Dismiss" for Case: 2017CP2303406 - Tyrone Lamar Roberson vs. Alan Wilson , defendant, et al has been added to the following Motions Roster:**

**177 - NON-JURY MOTIONS - Oct 30-Nov 2, 2017 - Judge Edward W Miller**  
**This hearing of this motion has been scheduled for 11/1/2017 at 9:30 AM.**

A Hearing in this case is RESCHEDULED- NEW DATE & TIME on Subject line above  
Location: Greenville County Courthouse, 305 East North Street, Greenville, SC 29601  
MOVANT IS RESPONSIBLE TO NOTIFY OPPOSING COUNSEL AND PRO SE PARTIES

Check the online roster at <http://www.greenvillecounty.org/scjd/courtrosters/>  
CONTINUANCE, RESOLVED, WITHDRAWN - send detailed e-mail (copy opposing counsel/party)

to Non-Jury Coordinator, Steve Lopez at: [njcoord@greenvillecounty.org](mailto:njcoord@greenvillecounty.org)

**\*\*MEMO REQUIREMENTS\*\***

([www.greenvillecounty.org/CourtSupport/MemPolicies.aspx](http://www.greenvillecounty.org/CourtSupport/MemPolicies.aspx))

Mail Notice To:

Tyrone Lamar Roberson #191327  
Lieber Correctional Institute  
136 Wilborn Avenue  
Ridgeville, SC 29472

Court Info:

Greenville County Common Pleas  
305 East North Street  
Greenville County Courthouse  
Greenville, SC 29601-2120

**If you have any questions regarding the scheduling of this motion, please contact the courts at:**

**(864)467-8551**

Respectfully,

Paul B. Wickensimer Greenville County Clerk Of Court  
Clerk of Court