

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF DARLINGTON )  
 )  
IN THE MATTER OF THE CARE )  
AND TREATMENT OF )  
LARRY JAMES TYLER, )  
RESPONDENT. )  
 )  
 )  
 )

IN THE COURT OF COMMON PLEAS  
FOURTH JUDICIAL CIRCUIT  
CASE NO. 2015-CP-16-00788

**RECEIVED**  
AUG 03 2018  
SC Court of Appeals

ORDER

Respondent Larry James Tyler moved for the dismissal of this Sexually Violent Predator matter, specifically objecting to the administration of a penile plethysmograph (hereafter, PPG) examination on him, or to set a date for a jury trial. The State filed a Return opposing the dismissal of this case, and countered for an Order requiring Respondent to be held in contempt for not cooperating in the evaluation for the purposes of determining whether or not he is a sexually violent predator, and for other relief relating to the statutory time limits relating to cases of this nature. A hearing was held September 8, 2016 in the Darlington County Court of Common Pleas. Respondent was personally present and represented by James K. Falk, Esquire, and the State by Senior Assistant Attorney General James G. Bogle, Jr.

After careful consideration of the record in this matter, and the arguments made by counsel, the Court ordered that (1) the motion to dismiss was denied; (2) the Court would hold in abeyance any ruling as to whether Respondent should be held in contempt, in order to give him time to cooperate with Dr. Gottfried's evaluation; and (3) that if Respondent failed to cooperate with that evaluation, and an affidavit to that effect was provided to the Court, Respondent would then be held in contempt and continue to be detained at the Darlington County Detention Center until such time as he purged himself of that contempt by cooperating with the evaluation.

TRUE CERTIFIED COPY  
*[Signature]*  
CLERK OF COURT/RMC  
DARLINGTON COUNTY, SC

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COURT CLERK  
CLERK OF COURT/R.M.C.  
DARLINGTON COUNTY, S.C.

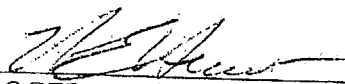
FILED

Such an Affidavit has been provided to the Court, and is attached hereto and incorporated herein. Accordingly,

IT IS HEREBY ORDERED that Respondent is held in contempt and shall continue to be detained at the Darlington County Detention Center until such time as he purges himself of that contempt by cooperating with the State's evaluation.

IT IS FURTHER ORDERED that all relevant statutory time limits are tolled until Respondent cooperates with the evaluation.

AND IT IS SO ORDERED.

  
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ROGER E. HENDERSON  
Circuit Court Judge  
Fourth Judicial Circuit  
Court of Common Pleas

October 31st, 2016  
Darlington, South Carolina

