

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

---

APPEAL FROM GREENVILLE COUNTY  
EDWARD W. MILLER, CIRCUIT COURT JUDGE

---

Appellate Case Number: 2017-002354

PHILLIP ANDREW BRIDGES,

APPELLANT,

V.

CITY OF SIMPSONVILLE POLICE  
DEPARTMENT,

RESPONDENT.

---

RECORD ON APPEAL

---

Phillip A. Bridges  
217 Brentwood Circle  
Greenville, South Carolina 29605

**RECEIVED**  
NOV 19 2018  
SC Court of Appeals

# Index

Notice of Ishmell Proceeding	3/25/10	1
Disposition Sheets	6/5/17	2-9
Notice of Appeal	6/12/17	10
Notice of Intent to Appeal	8/8/17 (10 p)	11-20
Amended Notice of Appeal	9/1/17 (6 p)	
Memorandum	10/30/17	21-26
Jury Trial Request Form	7/29/24	27-28
Form 4	11/3/17 order (3 p)	29
Transcript	11/1/17 (8 p)	30,31,32
Criminal History Report		33-40
Bond Receipt		41-42
Notice of Suspension	2/19/10	43
Amended Notice	3/30/10	44
Receipt Refund	5/7/10	45
Refund	3/7/10	46
Refund Check	6/3/10	47
Attachment A		48
Attachment B		49
		50

CERTIFICATE OF APPELLANT

Appellant hereby certifies that the Record on Appeal contains all of the material(s) proposed to be included by any of the parties and not any other material(s).

This 16<sup>th</sup> day of November  
2018

/s/

Phillip A. Bridges

**RECEIVED**

NOV 19 2018

SC Court of Appeals

CERTIFICATE OF SERVICE

Phillip A. Bridges hereby certifies that he has served the respondent with the Record on Appeal by mailing, postage prepaid, to their attorney:

David Holmes, Esq.  
712 North Main Street  
Greenville, S.C. 28609-5514

This 16<sup>th</sup> day of November 2018

s/ Phillip A. Bridges

Phillip A. Bridges  
217 Brentwood Circle  
Greenville, SC 29605

1

STATE OF SOUTH CAROLINA

IN THE COURT OF HEMPSTEADVILLE MUNICIPAL COURT

COUNTY OF HEMPSTEADVILLE

CITY OF HEMPSTEADVILLE

ORDER

vs.

Bridges

PHILIP BRIDGES  
DEFENDANT

RE: 979400  
TICKET NUMBER

SC - 0843389

S.C. DRIVER LICENSE NO.

DL# 8433609

MT-DRUGS / POSS. OF 200 (1 OR) OR LESS OF  
TYPE OF VIOLATION

It appears that the above described traffic ticket should be returned to the Clerk of Court of HEMPSTEADVILLE MUNICIPAL COURT and the case reopened based upon the following information:

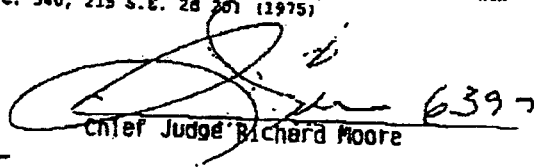
1. This case was initially disposed of on 07/30/2004
2. Defendant received notice of the disposition of the case on or about 03/25/2010
3. A request to reopen the case was made on 03/29/2010 and the said request was timely.
4. The case should be reopened for the following reason:  
THE CHARGE WAS TO BE DISMISSED, BUT WAS SIGNED OFF IN ERROR AS GUILTY PLED.

This order is issued in accordance with the requirements established by Ishell vs. South Carolina State Highway Department, 284 S.C. 340, 215 S.E. 2d 261 (1975)

AND IT IS ORDERED:

Dated

3-29-10

  
Chief Judge Richard Moore 6397

TICKETS TO COLLECTOR \_\_\_\_\_

LETTERS TO \_\_\_\_\_

CC TO OFFICE OF JUDGE ATTORNEY \_\_\_\_\_

SIGN OFF IN ERROR

C \_\_\_\_\_

S NOT IN PROGRESS CHARGED \_\_\_\_\_

AFTER DISCOVERY OF EVIDENCE \_\_\_\_\_

NEW TRIAL GRANTED \_\_\_\_\_

OTHER \_\_\_\_\_

8794100

EPD

Remove

036

436

3/30/2010

87C

K



Receipt Listing for T - 87940CO  
PHILLIP ANDREW BRIDGES

Receipt #	Date	Amount
6095	07/30/2004	625.00
<b>Total:</b>		625.00

This is a true and certified  
 Simpsonville Municipal Court record  
Paula Eld 6/5/17  
 Clerk of Court                      Date

3

**SIMPSONVILLE MUNICIPAL COURT**

118 NE MAIN STREET  
SIMPSONVILLE, SC 29681

4

**DISPOSITION SHEET**

---

**Date Printed:** 06/02/2017

**Case Type:** Traffic Ticket      87941CO

**Case #:** 87941CO

**Name:** PHILLIP ANDREW BRIDGES  
106 ISELIN ST  
SIMPSONSVILLE, SC 29680

**Violation:** NT 44-53-0391 / 2428  
DRUGS / UNLAWFUL TO ADVERTISE FOR SALE, MANUFACTUR

**Trial Date:** 05/20/2005      **Offense Date:** 06/27/2004

**Disposition:** 62      DISMISSED BY COURT

**Total Fine:**      **Total Paid:**

**Sentence:**

This is a true and certified  
Simpsonville Municipal Court record  
Amie Eld 6/5/17  
Clerk of Court      Date

Receipt Listing for T - 87941CO  
PHILLIP ANDREW BRIDGES

5

<u>Receipt #</u>	<u>Date</u>	<u>Amount</u>
6096	07/30/2004	525.00
<b>Total:</b>		525.00

This is a true and certified  
Simpsonville, Municipal Court record

Maureld  
Clerk of Court

6/5/17  
Date

**SIMPSONVILLE MUNICIPAL COURT**

118 NE MAIN STREET  
SIMPSONVILLE, SC 29681

6

**DISPOSITION SHEET**

---

**Date Printed:** 06/02/2017

**Case Type:** Arrest Warrant I-565426

**Case #:** 05-04-11138

**Name:** PHILLIP ANDREW BRIDGES  
106 ISELIN ST  
SIMPSONSVILLE, 29680

**Violation:** NT 16-25-0020(A) / 2671  
DOMESTIC / CRIMINAL DOMESTIC VIOLENCE - 1ST OFFENS

**Trial Date:** 05/20/2005      **Offense Date:** 06/27/2004

**Disposition:** 22 PLED GUILTY

**Total Fine:** 525.00      **Total Paid:** 525.00

**Sentence:**

This is a true and certified  
Simpsonville Municipal Court record

Marie Feld      6/5/17  
Clerk of Court      Date

Receipt Listing for W - I-565426  
PHILLIP ANDREW BRIDGES

7

Receipt #	Date	Amount
6094	07/30/2004	525.00
Total:		525.00

This is a true and certified  
Simpsonville Municipal Court record

Maile Ald 6/5/17  
Clerk of Court Date

ARREST WARRANT

1-565427

6597  
7-1-04

STATE OF SOUTH CAROLINA

County/  Municipality of

Simpsonville

THE STATE

05-04-11138

against

Phillip Andrew Bridges

Address: 254 Derrick Ln  
Simpsonville, SC 29680-

Phone: (803)360-1473 SSN: 251-31-8700  
Sex: M Race: W Height: 6 Weight: 175

DL State: SC DL #: 008433609  
DOB: 9/5/1966 Agency ORI #: 0230500

Prosecuting Agency: Simpsonville Police Dept.

Prosecuting Officer: JIMMY Logan

Offense: Weapons / Unlawful carrying of pistol

Offense Code: 0044

Code/Ordinance Sec: 16-23-0020, 0050

This warrant is CERTIFIED FOR SERVICE in the

County/  Municipality of

The accused

is to be arrested and brought before me to be dealt with according to the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to defendant on

Phillip Andrew Bridges  
06-27-2004  
AB [Signature]  
Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

City Of Simpsonville  
118 N. E. Main Street  
Simpsonville, SC 29681

STATE OF SOUTH CAROLINA )

County/  Municipality of )

Simpsonville )

Personally appeared before me the affiant JIMMY Logan

being duly sworn deposes and says that defendant Phillip Andrew Bridges

did within this county and state on 06/27/2004

State of South Carolina (or ordinance of  County/  Municipality of Simpsonville )

in the following particulars:

DESCRIPTION OF OFFENSE: Weapons / Unlawful carrying of pistol

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:

THE DEFENDANT DID UNLAWFULLY CARRY ABOUT HIS PERSON INSIDE A VEHICLE AT 208 COX ST, A PISTOL, HE WAS NOT AUTHORIZED BY LAW TO DO SO. THIS OFFENSE DID OCCUR WITHIN THE CITY LIMITS OF SIMPSONVILLE AND THE COUNTY OF GREENVILLE S.C.

Signature of Affiant

Affiant's Address 405 E. CURTIS STREET

SIMPSONVILLE 29681-

Affiant's Telephone (864)967-9536

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

It appearing from the above affidavit that there are reasonable grounds to believe that

on 6/27/04 defendant Phillip Andrew Bridges

did violate the criminal laws of the State of South Carolina (or ordinance of

County/  Municipality of Simpsonville ) as set forth below:

DESCRIPTION OF OFFENSE: Weapons / Unlawful carrying of pistol

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable

Sworn to and subscribed before me )

on 06/27/2004 )

[Signature]  
Signature of Issuing Judge

Judge Code: 6597 6397 )

(L.S.) ) Judge's Address 405 East Curtis Street  
Simpsonville, SC 29681--2664

) Judge's Telephone (864)967-9538

) Issuing Court:  Magistrate  Municipal  Circuit

ORIGINAL

Form Approved by  
S.C. Attorney General  
April 21, 2008  
BGCA 618

AFFIDAVIT

who

violates the criminal laws of the

)

General Sessions Tracking Sheet  
I565427

Name: Bridges, Phillip Andrew

Warrant/Ticket # I565427

AKA:

Date of Arrest: 06/27/2004

Addr: 254 Derrick Ln  
Simpsons ville, SC 29680

Date of Offense: 06/27/2004

Date Rev by Clerk 07/02/2004

Magistrate: Regan, William

SSN# 251-31-8700

Counts: Code: 0044/Weapons / Unlawful carrying of  
pistol

Sex: M Race: W

DOB: 09/05/1966

Indictment # 0000GS23

DL# SC/ 008433609

Disposition Information

- 1. Transmitted to SOL & SCCA;
- 2. Disp Received by Clerk;
- 3. Date of Disposition: 8/18/04

AUG 23 2004

- Disposition
- 1. Guilty plea
  - 2. Trial -- guilty
  - 3. Trial -- not guilty
  - 4. Dism/Not Pros/Pros Ended
  - 5. PTI
  - 5. Judicial Commitment
  - 6. Judicial Dismissal
  - 7. Remanded
  - 8. Dismissed at Prelim
  - 8. No Bill
  - 9. Failure to Appear
  - 10. Other

Explain: Dismissed Request of officer

Explain: \_\_\_\_\_

Explain: \_\_\_\_\_

Explain: \_\_\_\_\_

Explain: \_\_\_\_\_

Judge: \_\_\_\_\_

Court Reporter:

Defense Atty:

Solicitor: DRW

Counts: \_\_\_\_\_ Code:

Sentence:

COUNTY OF GREENVILLE )  
Simpsonville Police Dept. )  
Respondent )  
Vs. )  
Phillip Andrew Bridges )  
Appellant )

) Case No: 05-04-11138 Warrant # I-565426  
) CDV 1st Offense

10

NOTICE OF APPEAL

I, Phillip Andrew Bridges, Appellant hereby give my Notice Of Appeal after recieving Dispostion Sheet dated 6-2-2017, for the first time for decision of guilty plea, Trial Date 5/20/2005 for offense date 6/27/2004 for C.D.V. first offense. From Simpsonville Municipal Court.

Brief will follow: "Sled Report shows different trial date 7-29-2004"

Dated 6-12-2017

s. Phillip A Bridges  
Phillip Andrew Bridges #347312  
Goodman Corr. Inst.  
Dorm 3 B27-B  
4556 Broad River Riad  
Columbia, S.C. 29210

Not Sure

Not Sure

Not Sure

Not Sure

14

Not Sure

Not Sure

Not Sure

Not Sure

Not Sure

Not Sure

STATE OF SOUTH CAROLINA ) IN THE COURT OF COMMON PLEAS  
 COUNTY OF GREENVILLE ) In The 13th Judicial Circuit Court  
 ) Case No: 05-04-11138 Warrant # I-565426  
 Simpsonville Police Dept. ) CDV 1st Offense

Respondent )

Vs. )

Phillip Andrew Bridges )

Appellant )

NOTICE OF APPEAL

2017-CP-23-

ENTERED COMPUTER

FILED-CLEARINGHOUSE  
 PAUL B. WILSON  
 GREENVILLE, S.C.  
 2017 SEP 13 PM 11:03  
 4935

I, Phillip Andrew Bridges, Appellant hereby give my Notice Of Appeal after recieving Dispostion Sheet dated 6-2-2017, for the first time for decision of guilty plea , Trial Date 5/20/2005 for offense date 6/27/2004 for C.D.V. first offense. From Simpsonville Municipal Court.  
 Grounds: Forfeiture cannot reflect as conviction on rap sheet  
 Brief will follow: "Sled Report shows different trial date 7-29-2004"

Dated 6-12-2017

s. Phillip A Bridges  
 Phillip Andrew Bridges #347312  
 Goodman Corr. Inst.  
 Dorm 3 B27-B  
 4556 Broad River Riad  
 Columbia, S.C. 29210

PROOF OF SERVICE

I, Phillip Andrew Bridges hereby certify that I have served the Notice of Appeal on the parties listed below by placing the same in the United States Postal Mail, postage prepaid and forwarded to the addresses below:

Dated 6-12-17

s. Phillip A. Bridges

Phillip Andrew Bridges #347312  
Goodman Corr. Inst.  
Dorm 3 B27-B  
4556 Broad River Road  
Columbia, S.C. 29210

Simpsonville Municipal Court  
118 NE Main Street  
Simpsonville, S.C. 29681

Greenville County Courthouse  
Clerk, Paul B. Wickensimer  
305 East North Street  
Greenville, S.C. 29601

Simpsonville Police Dept.  
405 E. Curtis St.  
Simpsonville, S.C. 29681

Re-mailed on 8-9-17

2017 SEP 13 AM 11:03  
FILED-CLERK OF COURT  
PAUL B. WICKENSIMER  
GREENVILLE, SC

Phillip Andrew Bridges # 347312  
Goodman Corr. Inst.  
Dorm3 B27-B  
4556 Broad River Road  
Columbia, S.C. 29210

Dated 6-12-2017

In Re: Filing Notice Of Appeal, Clock Stamp Date, Return Filed  
Copy for my records Please

Dear Clerk Of Court for Common Pleas,

Find enclosed my Notice Of Appeal  
which needs filing , clock stamp, dating and copy returned to  
me for my records please.

s. Phillip A. Bridges  
Phillip Andrew Bridges, Pro Se'

Awaiting Reply

Phillip A. Bridges #347312  
Goodman C.I. B3-27T  
4556 Broad River Rd.  
Columbia, S.C. 29210

Legal Mail

COLUMBIA SC 290

29 AUG 2017 PM 3 L

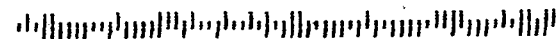


2017-CP-23-

Paul B. Wickensimer  
Greenville County Clerk of Court  
305 East North St.  
Greenville, S.C. 29601

2017-CP-23- 05874

29601-219093



AC

STATE OF SOUTH CAROLINA

COUNTY OF GREENVILLE

SIMPSONVILLE POLICE DEPARTMENT

Plaintiff(s)

vs.

PHILLIP ANDREW BRIDGES

Defendant(s)

Submitted By: Phillip A. Bridges

Address: Goodman G. I., B3 27T  
4556 Broad River Road  
Columbia, SC 29210

IN THE COURT OF COMMON PLEAS

CIVIL ACTION COVERSHEET

2017-CP-23-5874

ENTERED COMPUTER

4935

FILED-CLERK OF COURT  
PAUL R. WILSON  
GREENVILLE  
2017 SEP 13 AM 11:00  
RW

SC Bar #:

Telephone #:

Fax #:

Other:

E-mail:

NOTE: The coversheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for the use of the Clerk of Court for the purpose of docketing. It must be filled out completely, signed, and dated. A copy of this coversheet must be served on the defendant(s) along with the Summons and Complaint.

DOCKETING INFORMATION (Check all that apply)

\*If Action is Judgment/Settlement do not complete

- JURY TRIAL demanded in complaint.  NON-JURY TRIAL demanded in complaint.
- This case is subject to ARBITRATION pursuant to the Court Annexed Alternative Dispute Resolution Rules.
- This case is subject to MEDIATION pursuant to the Court Annexed Alternative Dispute Resolution Rules.
- This case is exempt from ADR. (Proof of ADR/Exemption Attached)

NATURE OF ACTION (Check One Box Below)

- |   |  |   |  |
|---|--|---|--|
| <p><b>Contracts</b></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Constructions (100)</li> <li><input type="checkbox"/> Debt Collection (110)</li> <li><input type="checkbox"/> General (130)</li> <li><input type="checkbox"/> Breach of Contract (140)</li> <li><input type="checkbox"/> Fraud/Bad Faith (150)</li> <li><input type="checkbox"/> Failure to Deliver/Warranty (160)</li> <li><input type="checkbox"/> Employment Discrim (170)</li> <li><input type="checkbox"/> Employment (180)</li> <li><input type="checkbox"/> Other (199)</li> </ul>   | <p><b>Torts - Professional Malpractice</b></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Dental Malpractice (200)</li> <li><input type="checkbox"/> Legal Malpractice (210)</li> <li><input type="checkbox"/> Medical Malpractice (220)</li> <li>Previous Notice of Intent Case #<br/>20 -NI- _____</li> <li><input type="checkbox"/> Notice/ File Med Mal (230)</li> <li><input type="checkbox"/> Other (299)</li> </ul>  | <p><b>Torts - Personal Injury</b></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Conversion (310)</li> <li><input type="checkbox"/> Motor Vehicle Accident (320)</li> <li><input type="checkbox"/> Premises Liability (330)</li> <li><input type="checkbox"/> Products Liability (340)</li> <li><input type="checkbox"/> Personal Injury (350)</li> <li><input type="checkbox"/> Wrongful Death (360)</li> <li><input type="checkbox"/> Assault/Battery (370)</li> <li><input type="checkbox"/> Slander/Libel (380)</li> <li><input type="checkbox"/> Other (399)</li> </ul>   | <p><b>Real Property</b></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Claim &amp; Delivery (400)</li> <li><input type="checkbox"/> Condemnation (410)</li> <li><input type="checkbox"/> Foreclosure (420)</li> <li><input type="checkbox"/> Mechanic's Lien (430)</li> <li><input type="checkbox"/> Partition (440)</li> <li><input type="checkbox"/> Possession (450)</li> <li><input type="checkbox"/> Building Code Violation (460)</li> <li><input type="checkbox"/> Other (499)</li> </ul>  |
| <p><b>Inmate Petitions</b></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> PCR (500)</li> <li><input type="checkbox"/> Mandamus (520)</li> <li><input type="checkbox"/> Habeas Corpus (530)</li> <li><input type="checkbox"/> Other (599)</li> </ul>  | <p><b>Administrative Law/Relief</b></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Reinstate Drv. License (800)</li> <li><input type="checkbox"/> Judicial Review (810)</li> <li><input type="checkbox"/> Relief (820)</li> <li><input type="checkbox"/> Permanent Injunction (830)</li> <li><input type="checkbox"/> Forfeiture-Petition (840)</li> <li><input type="checkbox"/> Forfeiture-Consent Order (850)</li> <li><input type="checkbox"/> Other (899)</li> </ul> | <p><b>Judgments/Settlements</b></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Death Settlement (700)</li> <li><input type="checkbox"/> Foreign Judgment (710)</li> <li><input type="checkbox"/> Magistrate's Judgment (720)</li> <li><input type="checkbox"/> Minor Settlement (730)</li> <li><input type="checkbox"/> Transcript Judgment (740)</li> <li><input type="checkbox"/> Lis Pendens (750)</li> <li><input type="checkbox"/> Transfer of Structured Settlement Payment Rights Application (760)</li> <li><input type="checkbox"/> Confession of Judgment (770)</li> <li><input type="checkbox"/> Petition for Workers Compensation Settlement Approval (780)</li> <li><input type="checkbox"/> Other (799)</li> </ul> | <p><b>Appeals</b></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Arbitration (900)</li> <li><input type="checkbox"/> Magistrate-Civil (910)</li> <li><input type="checkbox"/> Magistrate-Criminal (920)</li> <li><input checked="" type="checkbox"/> Municipal (930)</li> <li><input type="checkbox"/> Probate Court (940)</li> <li><input type="checkbox"/> SCDOT (950)</li> <li><input type="checkbox"/> Worker's Comp (960)</li> <li><input type="checkbox"/> Zoning Board (970)</li> <li><input type="checkbox"/> Public Service Comm (990)</li> <li><input type="checkbox"/> Employment Security Comm (991)</li> <li><input type="checkbox"/> Other (999)</li> </ul> |
| <p><b>Special/Complex /Other</b></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Environmental (600)</li> <li><input type="checkbox"/> Automobile Arb (610)</li> <li><input type="checkbox"/> Medical (620)</li> <li><input type="checkbox"/> Other (699)</li> <li><input type="checkbox"/> Sexual Predator (510)</li> <li><input type="checkbox"/> Permanent Restraining Order (680)</li> <li><input type="checkbox"/> Pharmaceuticals (630)</li> <li><input type="checkbox"/> Unfair Trade Practices (640)</li> <li><input type="checkbox"/> Out-of State Depositions (650)</li> <li><input type="checkbox"/> Motion to Quash Subpoena in an Out-of-County Action (660)</li> <li><input type="checkbox"/> Pre-Suit Discovery (670)</li> </ul> |  |   |  |

Submitting Party Signature:

Phillip A. Bridges

Date: 8-29-17

Note: Frivolous civil proceedings may be subject to sanctions pursuant to SCRPC, Rule 11, and the South Carolina Frivolous Civil Proceedings Sanctions Act, S.C. Code Ann. §15-36-10 et. seq.

**Effective January 1, 2016, Alternative Dispute Resolution (ADR) is mandatory in all counties, pursuant to Supreme Court Order dated November 12, 2015.**

**SUPREME COURT RULES REQUIRE THE SUBMISSION OF ALL CIVIL CASES TO AN ALTERNATIVE DISPUTE RESOLUTION PROCESS, UNLESS OTHERWISE EXEMPT.**

**Pursuant to the ADR Rules, you are required to take the following action(s):**

1. The parties shall select a neutral and file a "Proof of ADR" form on or by the 210<sup>th</sup> day of the filing of this action. If the parties have not selected a neutral within 210 days, the Clerk of Court shall then appoint a primary and secondary mediator from the current roster on a rotating basis from among those mediators agreeing to accept cases in the county in which the action has been filed.
2. The initial ADR conference must be held within 300 days after the filing of the action.
3. Pre-suit-medical malpractice mediations required by S.C. Code §15-79-125 shall be held not later than 120 days after all defendants are served with the "Notice of Intent to File Suit" or as the court directs.
4. Cases are exempt from ADR only upon the following grounds:
  - a. Special proceeding, or actions seeking extraordinary relief such as mandamus, habeas corpus, or prohibition;
  - b. Requests for temporary relief;
  - c. Appeals
  - d. Post Conviction relief matters;
  - e. Contempt of Court proceedings;
  - f. Forfeiture proceedings brought by governmental entities;
  - g. Mortgage foreclosures; and
  - h. Cases that have been previously subjected to an ADR conference, unless otherwise required by Rule 3 or by statute.
5. In cases not subject to ADR, the Chief Judge for Administrative Purposes, upon the motion of the court or of any party, may order a case to mediation.
6. Motion of a party to be exempt from payment of neutral fees due to indigency should be filed with the Court within ten (10) days after the ADR conference has been concluded.

**Please Note: You must comply with the Supreme Court Rules regarding ADR. Failure to do so may affect your case or may result in sanctions.**

STATE OF SOUTH CAROLINA

COUNTY OF GREENVILLE

Phillip Andrew Bridges,

Appellant,

vs.

City of Simpsonville,

Respondent.

IN THE COURT OF COMMON PLEAS  
THIRTEENTH JUDICIAL CIRCUIT  
CA# 2017-CP-23-04935

MEMORANDUM OF RESPONDENT  
CITY OF SIMPSONVILLE

I. APPEAL IS UNTIMELY

South Carolina Code § 14-25-95 provides: "Notice of intention to appeal, setting forth the grounds for appeal, must be given in writing and served on the municipal judge or the clerk of the municipal court within ten days after sentence is passed or judgment rendered, *or the appeal is considered waived.*" [Emphasis added.] Appellant appeared before the Simpsonville Municipal Court on May 20, 2005 and pled guilty to the offense of Criminal Domestic Violence, first offense. He was sentenced to pay a fine of \$525.00 and he paid the fine.<sup>1</sup> (Exhibit A, Pages 6 & 7).

Appellant's Notice of Intent to Appeal is dated June 12, 2017, more than 12 years after he pled guilty. (Exhibit A, Page 1) Therefore, Appellant's appeal is untimely and Appellant should be deemed to have waived any right to appeal.

<sup>1</sup> Appellant apparently posted a cash bond for this amount on July 30, 2004, a year before his trial. The undersigned assumes that Appellant was served with the criminal domestic violence warrant on that date and posted the cash bond at his arraignment.

**II. APPELLANT'S NOTICE OF INTENT TO APPEAL DOES NOT RAISE AN ERROR OF LAW OR STATE APPROPRIATE EXCEPTIONS.**

South Carolina Code Annotated §14-25-95 provides in part that the Appellant's notice of intention to appeal must set "forth the grounds for appeal" and be served on the Municipal Court Judge who then prepares a return as required by South Carolina Code Ann. §14-25-105. The circuit court reviews for preserved error raised by appropriate exceptions. *City of Aiken v. David Michael Koontz*, 368 S.C. 542, 629 S.E.2d 686 (S.C. App. 2006).

Without waiving Respondent's defense that the appeal is untimely, Appellant has not raised an error of law for this court to review nor does Appellant state an appropriate exception in his notice of intent to appeal. The Notice of Appeal states: "SLED report shows different trial date 7-29-2004." (Exhibit A, Page 1)

If the ground for the appeal is that SLED has the wrong trial date in its system, that is not a basis for an appeal from Appellant's conviction in municipal court.

**IV. CONCLUSION**

The City of Simpsonville respectfully requests that this Court dismiss the appeal.

October 30, 2017  
Greenville, South Carolina

s/ David W. Holmes  
David W. Holmes  
SC Bar #: 2577  
Attorney for City of Simpsonville

HOLMES LAW FIRM  
712 N. Main Street  
Greenville, South Carolina 29609

Tel: 864-271-2381  
Fax: 864-271-7994

STATE OF SOUTH CAROLINA  
COUNTY OF GREENVILLE  
CITY OF SIMPSONVILLE

IN THE MUNICIPAL COURT

CITY OF SIMPSONVILLE,

versus

Phillip A. Bridges  
(Print Your Name)

REQUEST FOR JURY TRIAL

UTT # 87940, 87941, ~~87942, 87943~~ R.G.D.  
(Your Ticket Number) I-565426  
Defendant.

I HEREBY REQUEST A JURY TRIAL on the charge of C.D.V. 1st P.A.P.  
Poss. of Marijuana, Poss. of Drug Paraphernalia, ~~unlawful~~  
Uniform Traffic Ticket Number . . . . . ~~of the~~ <sup>causing</sup>

PLEASE MAIL the NOTICE of the dates and times of the drawing  
of the jury and of the trial to me at the below address. IF I DO  
NOT APPEAR AT THE DATES AND TIMES STATED ON THE NOTICE MAILED TO ME  
AT THE BELOW ADDRESS, I ACKNOWLEDGE THAT A JURY WILL BE DRAWN FOR  
ME IN MY ABSENCE AND THAT I WILL BE TRIED BY THAT JURY IN MY  
ABSENCE.

Date: . . . . . Phillip A. Bridges  
(Signature)

(Print Your Name) Phillip A. Bridges

YOUR ADDRESS: 254 Derrick Ln.  
(Number and Street)

(Apartment or Lot Number)  
Simp. S.C. 21680-6953

(City and State)  
21680-6953  
(Zip Code)

(. 864 .) 360-1473  
(Telephone Number)

Received By: . . . . .

FORM 4

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

JUDGMENT IN A CIVIL CASE  
 CASE NUMBER 2017CP2304935

Phillip Andrew Bridges

Simpsonville Police Dept

PLAINTIFF(S)

DEFENDANT(S)

Attorney for:  Plaintiff  Defendant

Submitted by:

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:

This matter is before the Court on Appellant Bridges' Municipal Criminal Appeal. After hearing from each side, the appeal is dismissed because it is untimely.

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.

ELECTRONICALLY FILED - 2017 Nov 03 12:10 PM - GREENVILLE - COMMON PLEAS - CASE#2017CP2304935

2130

Circuit Court Judge

Judge Code

Date

**For Clerk of Court Office Use Only**

This judgment was entered on <sup>11-3-17</sup> and a copy mailed first class or placed in the appropriate attorney's box on <sup>11-3-17</sup> to attorneys of record or to parties (when appearing pro se) as follows:

**Phillip Andrew Bridges #347312** Goodman Correctional Institute 4556 Broad River Road Columbia, SC 29210

**David W. Holmes** 712 N. Main St. Greenville, SC 29609-5514

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

Court Reporter

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

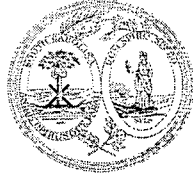
Court Reporter:

**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.**

**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.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



Greenville Common Pleas

**Case Caption:** Phillip Andrew Bridges VS Simpsonville Police Dept  
**Case Number:** 2017CP2304935  
**Type:** Order/Form 4

So Ordered

s/ Edward W. Miller

Electronically signed on 2017-11-03 11:26:10 page 3 of 3

3  
ELECTRONICALLY FILED - 2017 Nov 03 12:10 PM - GREENVILLE - COMMON PLEAS - CASE#2017CP2304935



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There were no witnesses.

There were no exhibits.

ORIGINAL

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Certificate of Reporter . . . . . 8

1 THE COURT: All right. This is an appeal. So,  
2 Mr. Bridges, I think you're the moving party, what do  
3 you want to tell me?

4 MR. BRIDGES: Your Honor, I've got some  
5 documents here, I've got a copy of everything for you  
6 and a copy for --

7 THE COURT: Well, let me ask you something.  
8 This is from a -- an offense that occurred in 2005?

9 MR. BRIDGES: Yes, sir. The arrest was in 2004.

10 THE COURT: And the conviction was in 2005,  
11 right?

12 MR. BRIDGES: Yes, sir.

13 THE COURT: And you filed your notice of appeal  
14 on June 12th of 2017, right?

15 MR. BRIDGES: Yes, sir.

16 THE COURT: I'll hear from the City of  
17 Simpsonville, if there's anything they want to say  
18 with respect to that.

19 MR. HOLMES: Judge, I filed a memorandum, we  
20 move to dismiss the appeal untimely under the  
21 statute.

22 THE COURT: Okay.

23 Do you understand? I mean, you get 10 days to  
24 file a notice of appeal.

25 MR. BRIDGES: Yes, sir, that's -- I don't know

1 how to say it, that is a falsified court date. That  
 2 court date never happened. I would like to challenge  
 3 the man over here to produce a document, my signature  
 4 of a guilty plea. I wasn't there that day.  
 5 That's -- and it's not even on my SLED report. That  
 6 date is not even on the SLED report.

7 MR. HOLMES: Judge, what I've handed up to Your  
 8 Honor is some exhibits that we filed. If you notice  
 9 the date on his intent -- notice of intent to appeal,  
 10 it's dated June 12th, 2017. He mentions in that that  
 11 he had a disposition sheet that was dated June 2,  
 12 2017. If you look at the remaining pages you'll see  
 13 the Simpsonville Municipal Clerk of Court certified  
 14 record on June 5th. I'm making the assumption that  
 15 he asked for a copy of the record. Because,  
 16 obviously, that certification was prior to him even  
 17 filing the appeal. So, I'm making an assumption  
 18 about that.

19 But on Pages 6 and 7, it indicates that he  
 20 appeared and pled guilty and was fined \$525.00, which  
 21 he paid. I do not know that he posted a bond. I'm  
 22 assuming a cash bond. Because, Judge, you might  
 23 imagine, these records are almost 13 years old. We  
 24 don't have them anymore. Other than these records.  
 25 So best I know, he appeared, two charges were

1 dismissed. He pled guilty to one, he was sentenced  
2 to pay a fine and did, in fact, pay a fine.

3 THE COURT: Okay.

4 MR. BRIDGES: Your Honor, the original court  
5 date was 7/29/2004. I appeared. The Judge asked me  
6 how did I want to plead? I told him I wanted to  
7 plead not guilty and I wanted a jury trial. He told  
8 me to fill out a jury trial request form, which I  
9 had, to give it back to the clerk of court, that I  
10 was free to leave, that they would be in contact with  
11 me about my court date. Well, in 2010, I get a  
12 letter of suspension from the DMV, saying that my  
13 license has been suspended because of controlled  
14 substance violation from 7-30-2004. That's the day  
15 after I was told I could leave, that they would be in  
16 contact with me. Now, that's not -- due process is  
17 adequate notice and a chance to be heard in a timely  
18 manner. They told me to leave on the 29th when I  
19 pled not guilty and asked for a jury trial.

20 On my SLED reports it's showing that I was  
21 convicted on 7-29-2004 of the criminal domestic  
22 violence and the simple possession of marijuana,  
23 which they say they dismissed on 5-20-2005. That  
24 court date never happened, Your Honor, I never was  
25 there.

1 THE COURT: Well, by your own -- what you just  
2 told me, you had notice of this in 2010. And now it  
3 is almost the end of 2017. Your appeal is out of  
4 time. And it--

5 MR. BRIDGES: I never got no final disposition  
6 on it.

7 THE COURT: You were on notice in, at least,  
8 2010. The record show that you were there, appeared  
9 and pled guilty, okay? This is why you get 10 days.  
10 You don't get to wait 12 years to file an appeal.

11 MR. BRIDGES: I wasn't there and I did not plead  
12 guilty, sir.

13 THE COURT: Well, that's not what I'm being told  
14 from the other side. So, from where I sit, I'm just  
15 telling you we have rules --

16 MR. BRIDGES: Yes, sir.

17 THE COURT: That governs this to avoid things  
18 just like this.

19 MR. BRIDGES: Yes, sir.

20 THE COURT: You have acknowledged that at least  
21 seven years ago you were informed of the conviction.  
22 You didn't do anything at that time. You can't now  
23 come back in 2017 and try to overturn a decision from  
24 2005 or four or whenever it was. It's out of time  
25 and so I'm going to dismiss your appeal, okay.

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MR. HOLMES: Form 4 is fine, Judge.

THE COURT: Okay. Great.

(WHEREUPON, the proceedings were concluded.)

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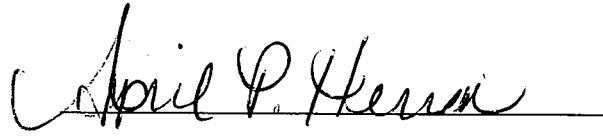
CERTIFICATE OF REPORTER

STATE OF SOUTH CAROLINA        )  
COUNTY OF GREENVILLE        )

I, APRIL P. HERRON, Official Court Reporter for the Thirteenth Judicial Circuit of the State of South Carolina, do hereby certify that the foregoing is a true, accurate and complete Transcript of Record of the proceedings had and evidence introduced in the trial of the captioned case, relative to appeal, in the Court of Common Pleas for Greenville County, South Carolina, on the First day of November, 2017.

I do further certify that I am neither of kin, counsel nor interest to any party hereto.

May 21, 2018



APRIL P. HERRON, Court Reporter

GVLSSL109.MSG 1FE80648EC  
TO: GVLSSL109-920982 20130605 04:40:23 003FE25AA2  
FROM: SCCH-14834338 20130605 04:40:23 1FE80648EC

GE-02 DATE-06/05/2013 TIME-04:39:50  
REQ ORI-SC023015A GREENVILLE SOL  
SID-SC00448473 FBI-535550FA3

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CONTRIBUTOR/SUBJECT DOA/RCVD CHARGE/DISPOSITION/ETC  
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WARR-F879892  
ARREST CHARGE 01-CRIMINAL  
DOMESTIC VIOLENCE 3RD  
PHOTOGRAPH AVAILABLE  
CIT-16-25-65 FELONY  
DOC-00GS23  
WARR-F879892  
COURT CHARGE 01-CRIM DOMESTIC  
VIO OF A HIGH AND AGGRA  
NATURE  
COURT DISP-NON-CONVICTION;  
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BRIDGES, PHILLIP ANDREW 03/26/1999  
SC0230000 GREENVILLE CNTY SO  
CASE-68387  
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WARR-51500BF  
ARREST CHARGE 01-POSSESSION  
MARIJUANA  
PHOTOGRAPH AVAILABLE  
WARR-51501BF

ARREST CHARGE 02-OPEN CONTAIN  
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DOC-R84  
WARR-51500BF  
COURT CHARGE 01-POSS 28G OR  
LESS MARIJ OR 10G OR LESS  
HASH 1ST  
COURT DISP-CONVICTED; SENTENCE  
UNKNOWN  
COURT DATE-04/14/1999  
ATN-

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BRIDGES, PHILLIP ANDREW 10/27/1999  
SC0230000 GREENVILLE CNTY SO  
CASE-68387  
ATN-  
WARR-G293308  
ARREST CHARGE 01-CRIMINAL  
DOMESTIC VIOLENCE 2ND  
PHOTOGRAPH AVAILABLE  
WARR-G293309

ARREST CHARGE 02-MALICIOUS  
DAMAGE

-----  
BRIDGES, PHILLIP ANDREW 06/27/2004  
SC0230500 SIMPSONVILLE PD  
ATN-  
WARR-I565426

CIT-16-25-20 (A) -MISDEMEANOR

ARREST CHARGE 01-CRIMINAL  
DOMESTIC VIOLENCE 1ST  
OFFENSE  
OFFENSE DATE-06/27/2004  
PHOTOGRAPH AVAILABLE

WARR-87940CO  
CIT-44-53-370 (D) (3) -MISDEMEANOR

ARREST CHARGE 02-POSS 28G OR  
LESS MARIJ OR 10G OR LESS  
HASH 1ST  
OFFENSE DATE-06/27/2004

WARR-87941CO  
CIT-44-53-960-MISDEMEANOR

ARREST CHARGE 03-POSSESSION  
OF DRUG PARAPHERNALIA  
OFFENSE DATE-06/27/2004

WARR-I565427  
CIT-16-23-20-MISDEMEANOR

ARREST CHARGE 04-UNLAWFUL  
CARRYING OF WEAPON  
OFFENSE DATE-06/27/2004

CIT-16-23-20-MISDEMEANOR  
DOC-00GS23  
WARR-I565427

COURT CHARGE 01-UNLAWFUL  
CARRYING OF WEAPON  
COURT DISP-NON-CONVICTION;  
NOLLE PROSSED  
COURT DATE-08/23/2004  
ATN-

CIT-44-53-370 (D) (4) -MISDEMEANOR  
DOC-R84  
WARR-87940CO

COURT CHARGE 02-POSS 28G OR  
LESS MARIJ/10G OR LESS  
HASH 1ST  
COURT DISP-CONVICTED; PAID  
\$625  
COURT DATE-07/29/2004

CIT-16-25-20 (A) -MISDEMEANOR  
DOC-R84  
WARR-I565426

COURT CHARGE 03-CRIMINAL  
DOMESTIC VIOLENCE 1ST  
OFFENSE  
COURT DISP-CONVICTED; PAID  
\$525  
COURT DATE-07/29/2004

BRIDGES, PHILLIP ANDREW  
SC0230500 SIMPSONVILLE PD  
CASE-068387  
ATN-231600089081  
WARR-I565749  
CIT-16-13-110 (B) (1) -MISDEMEANOR

11/16/2004

ARREST CHARGE 01-SHOPLIFTING  
OFFENSE DATE-11/16/2004

BRIDGES, PHILLIP ANDREW  
SC0300000 LAURENS CO SO  
CASE-NA  
ATN-990000093636  
WARR-H925912

07/28/2005

11-23-80 17-23-160  
17-23-100 17-23-162  
17-23-120

43

Greenville COUNTY, S.C.

TICKET (OR) 2565426 MAGISTRATE'S RECEIPT H331416  
WARRANT (OR) 8794000  
CIVIL CASE NO. (S) 8794100 2565427 DATE 6-27- 2004

TITLE OF CASE CDVI<sup>st</sup> / Poss Mari / Poss Drug Para / Unlawful Carrying of Pistol

PURPOSE OF PAYMENT Phillip Andrew Bridges

RECEIVED Four Thousand One Hundred Twenty Five Dollars

\$ 4,175<sup>00</sup>

Phillip Andrew Bridges - FTS SIGNATURE OF PAYOR  
Letanya T. Simmons NAME OF MAGISTRATE  
[Signature] SIGNATURE OF MAGISTRATE OR AUTHORIZED PERSON ACCEPTING MONEY

SCCA/517 (REV. 3/01)

South Carolina  
Department of Motor Vehicles



02/19/2010

BRIDGES, PHILLIP ANDREW  
254 DERRICK LN  
SIMPSONVILLE, SC 29680-6953

CUSTOMER NO: 22418047  
FILE NO: 10829445  
DL NO: 8433609

OFFICIAL NOTICE

You may not drive commercial or non-commercial motor vehicles.

REASON: You have been convicted of the offense listed below.

SECTION OF LAW: 56-1-745

VIOL DATE	CONV DATE	TICKET#	VIOLATION DESCRIPTION
06/27/2004	07/30/2004	87940CO	Controlled Substance Violation

BEGINNING DATE: 12:01 AM 10/15/2009    ENDING DATE: MIDNIGHT 04/15/2010

SPECIAL DRIVING PRIVILEGES:

You may be eligible for a route restricted license if you are a licensed driver, a US Citizen, have a job, attend ADSAP, attend a court-ordered drug program or are enrolled in a college or university. This license allows you to drive non-commercial motor vehicles on a specific route at a certain time during this suspension period. Complete the enclosed application and return it to the DMV Customer Service Office at 1630 Shop Road, Columbia, S.C. or mail it to Driver Records, PO Box 1498, Blythewood, SC 29016-0028. There is a \$100 fee for this license. Incomplete applications will be returned. If you do not receive special driving privileges, the suspension will become effective on the date indicated above and you must surrender your driver's license to your local DMV Office. You may not drive until the suspension period has ended and you have done the following:

REINSTATEMENT FEE:

You must pay a \$100.00 reinstatement fee. This fee can be paid at any DMV Office, mailed to Driver Records, PO Box 1498, Blythewood, SC 29016-0028 or paid by credit card at [www.scdmvonline.com](http://www.scdmvonline.com). Make checks and money orders payable to SCDMV. Do not send cash through the mail.

THIS LETTER CONCERNS ONLY THE ACTION LISTED ABOVE AND DOES NOT CHANGE ANY OTHER NOTICES WE HAVE SENT TO YOU.

If you have not already turned in your license, you must return it to Driver Records or your local DMV office.

Driver Records Manager

Certified to be a true and correct  
copy of the original document on file  
with the South Carolina Department of  
Motor Vehicles.  
*A. L. Phelps*  
Procedures & Compliance, Director

South Carolina  
Department of Motor Vehicles



Certified to be a true and correct copy of the original document on file with the South Carolina Department of Motor Vehicles.

*A. L. Fisher*  
Procedures & Compliance, Director

03/30/2010

BRIDGES, PHILLIP ANDREW  
254 DERRICK LN  
SIMPSONVILLE, SC 29680-6953

CUSTOMER NO: 22418047  
FILE NO: 10980147  
DL NO: 8433609

AMENDED NOTICE OF DRIVING STATUS

This is official notification that the information on your driving record has changed effective 03/30/2010. This official notice cancels previous notices of suspension, revocation, cancellation or disqualification concerning the listed description(s).

DRIVING STATUS: Suspended Disqualified

Defensive Driving Credit: No

Violation modified or deleted:

Date	Action	Ticket#	Viol Description
06/27/2004	Deleted	87940CO	Controlled Substance Violation

Suspension, revocation, cancellation and/or disqualification modified or deleted:

Date	Begin Date	End Date	Action	Susp Description
06/27/2004	10/15/2009	04/15/2010	Deleted	Controlled Substance Violation

IMPORTANT INFORMATION  
DEFINITIONS OF DEPARTMENTAL STATUS AND ACTIONS

DRIVING STATUS:

NO SUSPENSION-Your driving privileges are clear.

SUSPENDED/DISQUALIFIED-All driving privileges to operate commercial and non-commercial vehicles are suspended and disqualified.

DISQUALIFIED-All driving privileges to operate commercial vehicles are disqualified.

SUSPENDED-Provisional, Route Restricted or Temporary Alcohol-You have special driving privileges.

MODIFIED-The violation has been changed and is still on your official driving record.

DELETED-The violation has been removed from your driving record.

If your driving status is suspended and/or disqualified, you are required to meet all reinstatement requirements for any suspension, revocation, cancellation or disqualification. For reinstatement requirements or eligibility for special driving privileges, please refer to previous notices or contact a DMV Customer Service Representative at (803)896-5000. Information may also be obtained by visiting our website at [www.scdmvonline.com](http://www.scdmvonline.com).

**Refunds**  
From 05/07/2010 to 05/07/2010

Ticket/Warrant	Date	Check #	Amount	Name	
T - 87940CO	05/07/2010	1	625.00	PHILLIP ANDREW BRIDGES	Simp
T -(87941CO)	05/07/2010	1	525.00	PHILLIP ANDREW BRIDGES	Para
Total:			1150.00		

This is a true and certified  
Simpsonville Municipal Court record

M. Feld 6/5/17  
Clerk of Court Date

FY 2016-2017

CITY OF SIMPSONVILLE  
VENDOR ACTIVITY REPORT  
BOTH OPEN & PAID VOUCHERS

CHECK DATES 01/01/2010 TO 06/30/2017 PAY DATES 01/01/2010 TO 06/30/2017

VENDORS 201287 TO 201287

PURCHASE ORDERS 0 TO 2147483647

VOUCHERS WITH OUTSTANDING CHECKS ONLY

<u>VOUCHER NUMBER</u>	<u>PAY/CHECK DATE</u>	<u>INVOICE NUMBER</u>	<u>INVOICE DATE</u>	<u>PO NUMBER</u>	<u>CHECK NUMBER</u>	<u>INVOICE AMOUNT</u>
201287	PHILLIP ANDREW BRIDGES					
71683	06/03/2010	BOND REFUND	05/07/2010		5336	1,150.00
	10-444-000	POLICE FINES		1,150.00		
						1,150.00
TOTAL VOUCHERS:						1,150.00
TOTAL OPEN VOUCHERS:						0.00
TOTAL PAID VOUCHERS:						1,150.00



Appellant argues Appeal is timely. Disposition Sheets dated 5/20/2005 are falsified documents. Disposition for Simple possession Marijuana (R p.2) show's dismissal of charge, this is false. (R p.42)

Respondant convicted Appellant for this charge 7/29/2004, (R p.42) which is also a falsified Court date. 7/29/2004 is original court date, Appellant was present and when asked by Judge Regan how he wanted to plead, Appellant pled Not Guilty and requested a Jury Trial. (R p.29) Judge Regan instructed Appellant to fill out a Jury Trial requested form, give form back to Clerk, that I was free to leave, the Court would be in contact with him about his Court date.

Appellant thought unlawful charges and convictions had been dismissed (Nolle Prossed) due to the fact that the General Sessions charge of Unlawful Carrying of A Pistol was dismissed (Nolle Prossed) on or about 8/18/04. Dismissed reason being; [Request of Officer]. See warrant and disposition sheet (R p.8,9)

until receiving Notice of Suspension of driving privileges (R p.44) on or about 2/19/10 Appellant had heard or received no information about court date or charges. Appellant has had same address for 9 years. After receiving Notice of Suspension Appellant goes to Simpsonville Police Department with some of the same documents he has at the present and presents his argument. The Chief of Police will not talk with Appellant. Clerk of Court does speak with Appellant, and was shown documents and evidence showing Appellant's innocence. On or about 3/30/2010 Appellant received Amended Notice of Suspension (R p.45) of driving privileges.

Appellant and Clerk of Court discussed the return of his money (R p.46,47) he had put up for bond. (R. p.43). Appellant had requested Jury Trial, was

S/Phillip A. Budge

Case# 2017-002354

denied his Constitutional Right. Appellant did receive a check for \$1,150.00 on or about 6/3/2010 (R p.48). Appellant argues Appeal is timely. Appellant filed Notice of Appeal (R p.10) for the conviction date of 7/29/2004 (R p.42).

Appellant had never known of this falsified conviction date of 5/20/2005 until 6/5/2017 (R p.6) when receiving disposition sheets.

Appellant filed Notice of Appeal 6/12/17 (R p.10)  
Appellant argues Appeal is timely.

/s/ Phillip A. Bridges

Case # 2017-002354

PROOF OF SERVICE

I, Phillip Andrew Bridges hereby certify that I have served the Notice of Appeal on the parties listed below by placing the same in the United States Postal Mail, postage prepaid and forwarded to the addresses below:

Dated 6-12-17

s. Phillip A. Bridges

Phillip Andrew Bridges #347312

Goodman Corr. Inst.

Dorm 3 B27-B

4556 Broad River Road

Columbia, S.C. 29210

Simpsonville Municipal Court  
118 NE Main Street  
Simpsonville, S.C. 29681

Greenville County Courthouse  
Clerk, Paul B. Wickensimer  
305 East North Street  
Greenville, S.C. 29601

Simpsonville Police Dept.  
405 E. Curtis St.  
Simpsonville, S.C. 29681

Re-mailed on 3-9-17

FILED-CLERK OF COURT  
PAUL B. WICKENSIMER  
GREENVILLE, S.C.

2017 SEP 13 AM 11:04

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

APPEAL FROM GREENVILLE COUNTY  
EDWARD W. MILLEER, CIRCUIT COURT JUDGE

APPELLATE CASE NUMBER: 2017-002354

PHILLIP ANDREW BRIDGES,

APPELLANT,

v.

CITY OF SIMPSONVILLE POLICE  
DEPARTMENT,

RESPONDENT.

DESIGNATION OF MATTER

TO BE INCLUDED IN THE RECORD ON APPEAL

Appellant proposes that the foregoing be included in the record on appeal:

1. November 16<sup>th</sup>, 2017 transcript and/or excerpt(s) in appeal before the circuit court;
2. Order or Form 4 of circuit court of November 3, 2017;
3. 10-30-17 memorandum of respondent in the circuit court;
4. 6-12-17 notice of appeal of Bridges;
5. 6-5-17 'Disposition Sheet' of the lower court on CDV 1st and cover sheet;

Notice of Ishmell proceeding document

He certifies that the designation contains no matter irrelevant to the appeal herein.

This 16<sup>th</sup> day of November 2018.

s. *Phillip A. Bridges*

Phillip A. Bridges  
217 Brentwood Circle  
Greenville, South Carolina 29605

2017-002354

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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APPEAL FROM GREENVILLE COUNTY  
EDWARD W. MILLER, CIRCUIT COURT JUDGE

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Appellate Case Number: 2017-002354

PHILLIP ANDREW BRIDGES,

APPELLANT,

v.

CITY OF SIMPSONVILLE POLICE  
DEPARTMENT,

RESPONDENT.

FINAL BRIEF OF APPELLANT

Phillip Andrew Bridges  
217 Brentwood Circle  
Simpsonville, South Carolina 29605

### STATEMENT OF ISSUE ON APPEAL

- I. WHETHER APPELLANT'S NOTICE OF APPEAL IS UNTIMELY AND THE CIRCUIT COURT ERRED HOLDING?
- II. DID THE LOWER COURT ERRED HOLDING THAT APPELLANT WAS CONVICTED BY A GUILTY PLEA IN THE MUNICIPAL COURT WHERE THE RECORD(S) POINT THERETO HE WAS TRIED IN HIS ABSENCE, DENIED THE RIGHT TO COUNSEL AND JURY TRIAL AND/OR FORFEITURE?

### STATEMENT OF THE CASE

It was on 6-27-2004 in Greenville County while appellant and his son was at Walmart when a telephone call was received from Ms. Brandi Shirley who was at a friend or acquaintance resident in Simpsonville, South Carolina and he was ask to proceed to the location in his vehicle (truck). After he arrived to the location, there was an argument or dispute inside which resulted in an exist from the residence; someone telephone law enforcement official(s) who arrive at the location in time to secure the purse of Ms. Shirley from the back of his truck that contained a firearm, marijuana and paraphenellia; Bridge was also cited for criminal domestic violence;

Appellant was arrested; Ms. Shirley was arrested on some other related charge; After a bond was posted he was released and appeared in Court on or about 7-29-04 where he demanded a jury trial (R. p.39) He did not received the final disposition until the Summer of 2017 although there were sussequent proceeding in the Municipal Court in his absence and he filed a timely appeal to Greenville Circuit Court (of Common Pleas) where a hearing (appeal) was entertained on or about 11-1-17; the circuit court judge issued an order after hearing respondent motion in the nature of dismiss; this appeal follows.

### ARGUMENT(S)

- I. APPELLANT'S NOTICE OF APPEAL WAS TIMELY AND THE CIRCUIT COURT ERRED HOLDING THERESO

The circuit court erred holding that appellant notice of appeal was untimely. State v. Jackson, 290 S.C. 435, 351 S.E.2d 161 (1986) The 11. 3.17 Form 4 contained error of law. The record indicated by the Court, "You were on notice in, at least 2010. The record show that you were there, appeared and plead guilty, okay? This is why you get 10 days." (R. p. 37 ll. 7-9)

Although the Disposition Sheet (dated 6.5.17) (R. p. 6) showed a guilty plea, trial dated 5.20.05 (R. P. 4) when Bridges argued in the circuit court:

I get a letter of suspension from the ... DMV, SAYING THAT my license has been suspended because of controlled substance violation from 7-30-2004 (R. p.36 ll. 11-13)

There was documentation concerning Ishnell proceeding(s) (R. p. 1) which suggested no guilty plea and that he was tried in his absence without the benefit(s) of counsel or forfeiture proceeding(s).

II. THE LOWER COURT ERRED HOLDING THAT APPELLANT WAS CONVICTED BY A GUILTY PLEA IN THE MUNICIPAL COURT WHERE THE RECORD(S) POINTS THERETO HE WAS TRIED IN HIS ABSENCE, DENIED THE RIGHTS TO COUNSEL AND JURY TRIAL AND/OR FORFIETURE

The lower court erred holding that appellant was convicted by a guilty plea in the municipal Court where the record(s) point thereto he was tried in his absence, denied the right to counsel and jury trial and/or forfeiture. State v. Wrapp, \_\_\_ S.E.2d \_\_\_, Opinion No. 5510 (S.C. App. 2017). More, Bridges argued in oral argument proceeding(s) in the circuit court,

"I would like to challenge the man over here to produce a document, my signature of a guilty plea. I wasn't there that day." (R. p. 35 ll. 2-4)

There was no document(s) presented by respondent(s) to show; appellant in fact(s) and law entered a guilty plea to criminal domestic violence on 5.20.2005. (R. p. 35 ).

The disposition sheet(s) shows the simple possession of pot was dismissed, nolle pros. on 5-20-2005 which suggests a court appearance in part. (R. p. 2) That is very mis-leading in light of the Ishnell proceeding (R. p. 1) where Bridges was returned the cash in the amount of \$1,150.00 on ~~6/3~~ 20/10. Because the contradiction on the record whether there was a guilty plea and/or forfeiture proceeding(s) and the Ishnell proceeding; the circuit court erred ruling, "Your appeal is out of time." (R. p.37 ll. 3-4)

Appellant argues Appeal is timely. (see attachment A)

The appeal right started, begun when he secured the disposition sheet(s) on or about June 5, 2017 which was equivalent to him receiving notice of a sealed sentence. See State v. Jackson, supra; see also State v. Wrapp, supra. If respondent wishes to argue no right(s) to counsel because nature of offense, no felonies; the exception thereto is when one is tried in his/her absence in South Carolina; then constitutional right to criminal defense counsel attaches.

CONCLUSION

Appellant urges the Court to reverse the decision of the circuit court.

This 16<sup>th</sup> day of November 2018.

s/ *Phillip A. Bridges*

Phillip Andrew Bridges  
217 Brentwood Circle  
Greenville, South Carolina 29605

2017-002354