

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM GREENVILLE COUNTY

Court of Common Pleas
Edward W. Miller, Circuit Court Judge

Appellate Case No: 2017-002354

Phillip Andrew Bridges, Appellant

v.

Simpsonville Police Department, Respondent.

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DEC 17 2018

SC Court of Appeals

RETURN TO MOTION OF RESPONDENT; APPELLANT IS
CORRECTING RECORD ON APPEAL AND RELEVANT ITEMS
WILL BE LISTED ON DESIGNATION OF MATTER

[Argument A. Reply]

Pursuant to Rule 202, SCACR, Appellant will include Respondents designated matter along with relevant designated matter of his own. Appellant argues his designated matter is relevant to this Appeal and part of the record before the Greenville County Court of Common Pleas. (On page 3^{Transcript} L. 4-6), Appellants first words were, Your Honor, I've got some documents here, I've got a copy of everything for you and a copy for opposing party. At this point the Court interrupts me and changes the subject.

Appellant argues the Court Abused its Discretion, never considered or weighed my evidence. abuses his discretion again (Transcript p.5 L.22) when he dismisses

my appeal as untimely, (Tr. p. 6. L. 4). The only information about convictions I got in 2010 was the simple poss. (controlled substance violation).

As required by Rule 210(c), SCACR, Appellant will file a corrected Record on Appeal.

Appellant apologizes to the Court + opposing party for the delay.

Appellant has the Notice of Intent to Appeal filed (8-8-2017 consisting of 10 pages).

Appellant will file all of Respondents Designated matter.

Page 3, Argument B of Respondents Motion, / New Matter Included In The ROA NOT Designated By Appellant NOR OF Record In the Circuit Court.

[Argument B Reply]

Respondent has listed 16 documents to be stricken from the ROA.

Appellant ask the Court for the chance to be heard for the first time and admit all documents filed by Appellant as ROA and or Designation of Matter.

Appellant already has an unlawful conviction date of 7-29-2004 for this charge.

[Double Jeopardy]

The Constitutional prohibition against "double jeopardy" was designed to protect an individual from being subjected to the hazards of trial and possible conviction more than once for an alleged offense.

The Anglo-American system of jurisprudence, is that the State with all its resources and power should not be allowed to make repeated attempts to convict an individual for an alleged offense, thereby subjecting him to embarrassment, expense, and ordeal and compelling him to live in a continuing state of anxiety and insecurity, as well as enhancing the possibility that even though innocent he may be found guilty.

Green v. United States

The Court held in Ex parte Lange, the Double Jeopardy Clause extends to all "crimes".

Guilty pleas. jeopardy attaches when the court accepts the defendant's plea unconditionally and enters the judgment of conviction.

Appellant has the procedural right to one fair bite at the apple. He has the right to a fair trial and equal treatment of the laws.

This Court has ruled in Odom v. State, 337 S.C. 256, 523 S.E. 2d 753 (1999) the one year statute of limitations does not apply to Austin appeals. Austin appeals are belated appeals intended to correct unjust procedural defects.

12-6-18

Phillip A. Bridges
Phillip A. Bridges
217 Brentwood Cir.
Greenville, S.C. 29605

Table of Authorities

cases

Green v. United States, 355 U.S. 184 (1957)

Ex parte Lange, 85 U.S. 163 (1873)

Odom v. State, 337 S.C. 256, 523 S.E. 2d 753 (1999)

S/ Phillip A. Bridges

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CERTIFICATE OF SERVICE

I certify that a copy of the Return To Motion on Appeal were served on ~~Respondent~~ by placing a copy of same in the United States Mail, with proper postage affixed thereto and addressed as follows:

David W. Holmes
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Attorney for Respondent

12-6-18
s// Phillip A. Bridges
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