

John Stritzinger
PLAINTIFF(S)

South Carolina
DEFENDANT(S)

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.
- ACTION DISMISSED (CHECK REASON):** Rule 12(b), SCRPC; Rule 41(a), SCRPC (Vol. Nonsuit); Rule 43(k), SCRPC (Settled);
 Other **Action was not commenced per SCRPC 3(a).**
- 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 by way of a motion seeking certain relief as set forth in the motion filed 19 June 2018. The Court denies relief as prayed for and dismisses this matter, ex mero motu.

Plaintiff filed a Petition for Writ of Certorari with the Clerk of Court for the County of Richland, State of South Carolina on 21 May 2018 and requested to file in forma pauperis. By order of the Court, Plaintiff's request was denied 22 May 2018. It is unclear to this Court as to whether or not Plaintiff thereafter paid filing fees as required. But, it is clear to this Court that all filings in this matter have been filed by Plaintiff, pro se. And, it is clear to this Court that Plaintiff has failed to commence an action in this Court by filing and serving a Summons and Complaint in accordance with Rule 3(a), SCRPC. Until an action is pending, there is nothing a Court can do. Chabek v. Nationwide Mut. Fire Ins.Co, 303 SC 26 (1990).

The Court dismisses this case.

ORDER INFORMATION

This order ends does not end the case. See Page 2 for additional information.

For Clerk of Court Office Use Only

This judgment was electronically entered by the Clerk of Court as reflected on the Electronic Time Stamp, and a copy mailed first class to any party not proceeding in the Electronic Filing System on 11/29/2018 .

Stritzinger John for John Stritzinger
South Carolina
John Stritzinger for Stritzinger John

NAMES OF TRADITIONAL FILERS SERVED BY MAIL

Court Reporter:

E-Filing Note: 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 judgment to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRCP.



Richland Common Pleas

Case Caption: John Stritzinger vs South Carolina

Case Number: 2018CP4002738

Type: Order/Electronic Form 4

It is so Ordered.

s/ R. Keith Kelly - 2165