

STATE OF SOUTH CAROLINA
In the Supreme Court

RECEIVED

APR 25 2019

APPEAL FROM LEXINGTON COUNTY
Court of Common Pleas

S.C. SUPREME COURT

The Honorable Grace Gilchrist Knie, Circuit Judge

Civil Action No. 2017-CP-32-00712

John Doe,Appellant

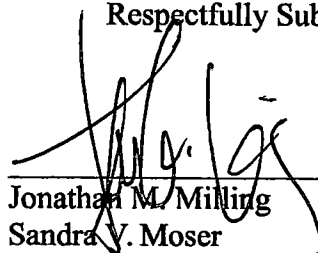
v.

Mark Keel, Chief, State Law Enforcement Division,
and the State of South CarolinaRespondent

NOTICE OF APPEAL

John Doe appeals from the decision of the Honorable Grace Gilchrist Knie, dated February 11, 2019, to which a timely Motion to Reconsider was filed, but denied, by Order dated March 21, 2019. The underlying action is one challenging the Constitutionality of South Carolina law, and therefore this Appeal is properly before the South Carolina Supreme Court.

Respectfully Submitted,



Jonathan M. Milling
Sandra V. Moser
MILLING LAW FIRM, LLC
2910 Devine Street
Columbia, South Carolina 29205
(803) 451-7700
(803) 451-7701 (facsimile)
Attorney for John Doe

April 19, 2019

Other Counsel of Record:

**Adam L. Whitsett, Esquire
General Counsel
South Carolina Law Enforcement Division
Post Office Box 21398
Columbia, SC 29221-1398
Phone: (803) 896-0647
Fax: (803) 896-7588
Attorney for Respondent**

STATE OF SOUTH CAROLINA
In the Supreme Court

RECEIVED

APR 25 2019

APPEAL FROM LEXINGTON COUNTY
Court of Common Pleas

S.C. SUPREME COURT

The Honorable Grace Gilchrist Knie, Circuit Judge

Civil Action No. 2017-CP-32-00712

John Doe,Appellant

v.

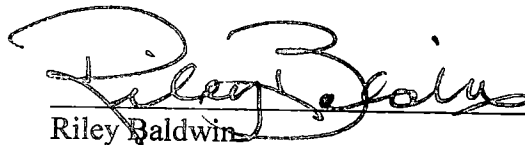
Mark Keel, Chief, State Law Enforcement Division,
and the State of South CarolinaRespondent

CERTIFICATE OF SERVICE

I, the undersigned employee of Milling Law Firm, attorneys for John Doe, do hereby certify that I have served all parties in this action with a copy of the pleading(s) herein below specified by mailing a copy of the same by United States Mail, postage prepaid, to the following addresses:

Pleading: NOTICE OF APPEAL

Parties Served: Adam L. Whitsett, Esquire
General Counsel
South Carolina Law Enforcement Division
Post Office Box 21398
Columbia, SC 29221-1398


Riley Baldwin

APRIL 19, 2019

STATE OF SOUTH CAROLINA)
)
COUNTY OF LEXINGTON)

IN THE COURT OF COMMON PLEAS

C.A. No. 2017-CP-32-00712

John Doe,)
)
Plaintiff,)
vs.)
)
Mark Keel, Chief State Law Enforcement)
Division, and the State of South Carolina,)
Defendants.)
_____)

FINAL
ORDER REGARDING MOTION
FOR RECONSIDERATION

A Rule 59(e) SCRPC motion to reconsider and to alter or amend this Court’s order issued on February 11th, 2019, has been received from the Plaintiff, John Doe, filed with the Court on February 21st, 2019, and properly served on The Court per Rule 59(g) SCRPC. Pursuant to Rule 59(f), SCRPC, the court, in its discretion, may decide the motion based on briefs without oral argument. The court indicated to the parties by Order of February 11th, 2019, that it would decide the issue on written submissions. Further the Court informed the parties that written submissions are not required by the non-moving party and the moving party could rely upon what has been filed or may supplement. The deadline to file written submissions regarding this motion was 5:00 p.m. on Monday, March 4th, 2019, for the movant and the deadline to file any submissions in reply was 5:00 p.m. on Monday, March 11th, 2019. Those deadlines have now expired.

After careful consideration of the able arguments and filings of Counsel and review of the record, the Court is unable to discover any material fact or principle of law that either has been overlooked or disregarded and further finds no error of law or fact not appropriately considered.

Accordingly, the Motion of the Plaintiff, John Doe, made pursuant to Rule 59, SCRPC, ¹ is DENIED.

AND IT IS SO ORDERED.

March 21st, 2019

/s/Grace Gilchrist Knie
Grace Gilchrist Knie, Judge
Seventh Judicial Circuit
Spartanburg, SC

¹ The Court, in its discretion, has determined this Motion on the filings, without oral argument, pursuant to Rule 59(f), SCRPC.



Lexington Common Pleas

Case Caption: John Doe VS Mark Keel

Case Number: 2017CP3200712

Type: Order/Other

IT IS SO ORDERED.

S/GRACE GILCHRIST KNIE - 2760