

The Supreme Court of South Carolina
Daniel E. Shearouse, Clerk of Court
Post Office Box 11330
Columbia, South Carolina 29211

Case No. 2020-000253

RECEIVED

APR 27 2020

S.C. SUPREME COURT

Dear Honorable Clerk, Daniel E. Shearouse:

On April 21st I sent this Court a Motion For Immediate Release. I made a mistake and realized that this Motion is missing page number five. Enclosed is the missing page 5. Please file this page with the original Motion and send a copy back to me.

Date: 4-22-2020

With kind regard,

Terron Dizzle

Terron Dizzle, #359480

4460 Broad River Rd.

Columbia S.C. 29210

The Supreme Court of South Carolina

P.O. Box 11330

Columbia, S.C. 29211

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Date: 4-22-2020

With kind regards,

Terron Dizzle

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4460 Broad River Rd.

Columbia S.C. 29210

had been unable to agree on verdict in criminal contempt trial. Affirmed. Although statute authorizes on appeal by the U.S. in a criminal case from a district court "dismissal" rather than "acquittal" the form of the ruling is not dispositive of appealability in a statutory sense.

U.S. cannot appeal a criminal case without express congressional authorization. U.S. v. Sisson, supra, at 270, 90 S. Ct. at 2119; U.S. v. Wilson, 420 U.S., at 336, 95 S. Ct. at 1018. Rather, we must determine whether the ruling of the judge, whatever its label, actually represents a resolution, correct or not, of some or all of the factual elements of the offense charged.

McKenny v. Jack Eckerd Co., 304 S.C. 21, 402 S.E. 2d 887 (1991), "Malicious prosecution suit was filed against defendant who swore out fraudulent check warrant against plaintiff despite bank's notification to defendant that check was returned marked "insufficient funds" due to bank's error. The common pleas court, Greenville County, Dan F. Laney, Jr. J, granted summary judgment in favor of defendant on grounds that entry of nolle prosequere on fraudulent check warrant was not sufficient termination of criminal prosecution to support action for malicious prosecution. Plaintiff appealed. The Court of Appeals, 299 S.C. 523, 386 S.E. 2d 263, affirmed. Plaintiff appealed. The Supreme Court Chandler, J. granted certiorari and held that entry of nolle prosequere, for reasons which imply or are consistent with innocence

State of South Carolina

Terron Dizzley

Petitioner

v.

State of South Carolina

Respondent

In The Supreme Court of South

Carolina

Case No. 202-000253

Certificate of Service

I Terron Dizzley Certifies that on this 22 day of April 2020 sent the Court a letter pursuant to a missing page number five in which was sent also to complete a Motion For Immediate Release filed on April 21, 2020 by placing in U.S. Mail BRCI sent to the address below:

Supreme Court of South Carolina

P. O. Box 11330

Columbia, S.C. 29211

Attorney General Johnny James

11549, Columbia S.C.

29211

Terron Dizzley

4460 Broad River Rd.

Columbia S.C. 29210

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4460 Broad River Rd.
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APR 22 2020

LEGAL MAIL

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