

**THE STATE OF SOUTH CAROLINA
In The Supreme Court**

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S.C. SUPREME COURT

**APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas**

The Honorable Mikell R. Scarborough, Master in Equity

**Case No. 2014-CP-10-05407 and
2017-CP-10-04031**

Churchill Park, Respondent

v.

Alan G. Nix, Norma J. Nix and the Estate of Norma J. Nix, Defendants,

Of which Alan G. Nix is the Appellant

Appellate Case Number 2020-001304

PETITION FOR A WRIT OF CERIORARI

Petitioner, Alan Nix, petitions the Court for a Writ of Certiorari to review the Orders of 24 November 2020 and 19 February 2021 of the South Carolina Court of Appeals in the above cited case which resulted in the premature and erroneous dismissal of appeal number 2020-001304.

A petition for rehearing was timely made and, based on the order with a file date of 19 February 2021, ruled on and denied at that time. Given the Appellant was recently incarcerated by Charleston County at the Sheriff Al Cannon (Esq.) Detention Center for two weeks directly related to this and all of the other related matters, and for still unexplained reasons forbade by

Mag. Amanda Haselden from going within Five (5) miles of his residence, the Appellant's mail reception has been sporadic, interfered with and very disturbed during the last two months.

Given this "unique" issue that Mag. Amanda Haselden and her employer created, leading to the Appellant becoming aware of this situation with very little time to react, the Appellant may have to amend the Writ soon to make it fully compliant.

Included in this Writ for review are:

1. Claire Allen's Order of dismissal dated 24 November 2021. (1 page)
2. Order signed by Lockemy, Huff and a third person whose signature is not legible, dated 19 February 2021. (2 pages)
3. Appellant's Motion filed with the Court of Appeals on 8 December 2021 (14 pages)
4. Appellant's supplemental exhibits to Motion filed on 8 December 2021 which was mailed on 14 December 2021. (11 pages)

QUESTIONS PRESENTED FOR REVIEW

The obvious questions are:

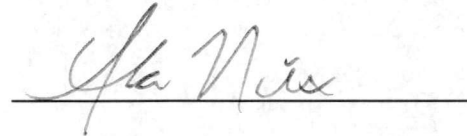
1. If Court Administration and the Court of Appeals are on the same floor of the same building and Court Administration's duties are intrinsically linked to the Court of Appeals processes, how is it possible that the Court of Appeals didn't know that the transcript had not only been timely ordered, but actually ordered prior to the Appeal being filed? This question is even more relevant when one third of the highest paid employees of the SC Judicial System who aren't judges are either directly involved in this matter and/or should have long ago implemented information technology solutions to solve such rudimentary problems within the court's operations
2. How is it possible that the Court of Appeals found in its order of 19 February 2021 that the "*Appellants failed to timely order the transcript*" when the letter and supplemental exhibits to the motion of 8 December 2020 not only clarified that the transcript had been ordered almost a month before the appeal was filed, but included exhibits to prove the same. Consequently, the Court of Appeals Order dated 19 February 2021 is clearly incorrect, based on easily known erroneous facts, and should be overturned by the Supreme Court.

CONCLUSION

The Court should review the Court of Appeals Orders, and other evidence included with this Writ, and reverse the Court of Appeals premature and erroneous dismissal of Court of Appeals case 2020-001304.

Dated: March 21, 2021

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Alan Nix", is written above a solid horizontal line.

Alan G. Nix
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