

STATE OF SOUTH CAROLINA)
 COUNTY OF FLORENCE)
)
 Anthony Brown, #253806,)
)
 Applicant)
)
 v.)
)
 State of South Carolina,)
)
 Respondent.)

IN THE COURT OF COMMON PLEAS
 FOR THE TWELFTH JUDICIAL CIRCUIT

Case No.: 2019-CP-21-2341

FINAL ORDER OF DISMISSAL

DORIS POLIUS O'HARA
 C.C.P. & G.S.
 FLORENCE COUNTY, SC

2021 MAY 13 AM 11:39

FILED

This matter comes before the Court pursuant to an application for post-conviction relief filed by Anthony Brown (Applicant) August 20, 2019. Respondent made its Return and Motion to Dismiss on March 19, 2021, requesting the application be summarily dismissed as untimely, for failure to state a claim, and as barred by the doctrine of laches .

Pursuant to this request, and after reviewing the pleadings in this matter and all of the records attached thereto, this Court issued a Conditional Order of Dismissal filed March 25, 2021, provisionally denying and dismissing this action, while giving Applicant twenty days from the date of service of said Order in which to show why the dismissal should not become final. Attached to this Final Order and incorporated herein by reference is an Affidavit of Service dated April 9, 2021, serving the above-mentioned Conditional Order of Dismissal on the Applicant.

Applicant filed response on April 12, 2021. In his response, Applicant essentially makes that same argument contained in his original applicatioin. Applicant argues:

1. Applicant is suffering the collateral consequence of his prior conviction, which was used to . . . give Applicant life without parole sentence.

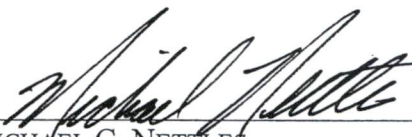
This Court has reviewed Applicant's response to the Conditional Order of Dismissal in its entirety, in conjunction with the original pleadings, and finds a sufficient reason has not been shown why the Conditional Order of Dismissal should not become final.

CERTIFIED A TRUE COPY
Doris Polius O'Hara
 CLERK OF COURT C.P. & G.S.
 FLORENCE COUNTY, S.C.

IT IS THEREFORE ORDERED that, for the reasons set forth in this Court's Conditional Order of Dismissal, the application for post-conviction relief is hereby denied and dismissed with prejudice.

This Court hereby advises Applicant he must file and serve a Notice of Appeal within thirty days of the service of this Order to secure appellate review. *See* Rule 203, SCACR. Applicant's attention is directed to Rule 243, SCACR, for the procedures following the filing and service of the notice of appeal.

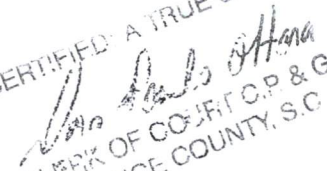
AND IT IS SO ORDERED this 4 day of May, 2021.


MICHAEL G. NETTLES
Chief Administrative Judge
Twelfth Judicial Circuit Court

Florence, South Carolina

2021 MAY 13 AM 11:39
DORIS POULOS O'HARA
CCCP & GS
FLORENCE COUNTY, SC

FILED

CERTIFIED A TRUE COPY

CLERK OF COURT, C.P. & G.S.
FLORENCE COUNTY, S.C.

STATE OF SOUTH CAROLINA
COUNTY OF FLORENCE
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE
CASE NUMBER 2019CP2102341

Anthony Jerome Brown

JULY 13 AM 11:45

South Carolina State Of

DORIS POULOS O'HARA,
CCCP & GS
FLORENCE COUNTY, SC

PLAINTIFF(S)

DEFENDANT(S)

Submitted by:

Attorney for: Plaintiff Defendant
 Self-Represented Litigant

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. See Page 2 for additional information.
- ACTION DISMISSED (CHECK REASON):** Rule 12(b), SCRPC; Rule 41(a), SCRPC (Vol. Nonsuit);
 Rule 43(k), SCRPC (Settled); Other: _____
- 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:

ORDER INFORMATION

This order ends does not end the case.

Additional Information for the Clerk: _____

INFORMATION FOR THE JUDGMENT INDEX

Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.

Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled (List amount(s) below)

If applicable, describe the property, including tax map information and address, referenced in the order:

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure. Amounts to be computed such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk.

Note: Title abstractors and researchers should refer to the official court order for judgment details.

E-Filing Note: In E-Filing counties, the Court will electronically sign this form using a separate electronic signature page.

Circuit Court Judge

Judge Code

5/13/2021

Date

For Clerk of Court Office Use Only

This judgment was entered on **May 13, 2021**, and a copy mailed first class or placed in the appropriate attorney's box on **May 13, 2021**, to attorneys of record or to parties (when appearing pro se) as follows:

CERTIFIED A TRUE COPY
Doris Poulos O'Hara
CLERK OF COURT CCP & GS
FLORENCE COUNTY, S.C.

Anthony Jerome Brown # 253806
Perry Correctional Institution 430 Oaklawn Road Pelzer, SC
29669

Michael D. Davidson Rembert C. Dennis Building 1000
Assembly Street Columbia, SC 29201

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

Doris P. O'Hara

Court Reporter

Doris Poulos O'Hara - Clerk of Court

Court Reporter:

E-Filing Note: In E-Filing counties, 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 judgement to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRPC.

ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.
