

The State of South Carolina  
IN The Court of Appeals

RECEIVED

JUL 01 2021

SC Court of Appeals

Appeal From Richland County  
Court of Common Pleas

R. Keith Kelly Circuit Court Judge

Case # 2016-CP-400-7010

Henry Lee Bradley, Appellant

v.

South Carolina Dept of Corrections Respondent

Record on Appeal

Henry L. Bradley  
#141371  
B.R.C.I. MA-188  
4460 Broadriver Rd.  
Columbia, SC. 29210

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STATE OF SOUTH CAROLINA  
COUNTY OF RICHLAND

IN THE COURT OF COMMON PLEAS  
C/A NO.: 2015-CP-40-03008

Henry Bradley

Plaintiff,

v.

S.C. Dept. of Corrections, Sharonda Sutton  
in individual and official capacity, Gregory  
Washington in official and individual  
capacity, Barbara Blunt in individual and  
official capacity, Anthony Sanders  
#273311, Sharod Frazier #324410, Anthony  
Riggins #178886, and James Wilson  
#155975,

Defendants.

**ORDER DISMISSING DEFENDANTS  
SOUTH CAROLINA DEPARTMENT  
OF CORRECTIONS, SHARONDA  
SUTTON, GREGORY  
WASHINGTON, AND BARBARA  
BLUNT ONLY AND WITHOUT  
PREJUDICE**

2016 JUL 22 AM 10:22  
JANICE W. HARRISON  
& G.S.

RICHLAND COUNTY  
FILED

This matter came before the Court for a hearing on a Motion to Dismiss pursuant to Rules 3(a), 12(b)(2), (5) and (6), SCRCP, and S.C. Code § 15-78-70(c) filed on behalf of Defendants South Carolina Department of Corrections ("SCDC"), Sutton, Washington and Blunt, which seeks an Order dismissing the above-captioned action as to those Defendants on the following grounds:

- (1) insufficiency of service of process over these Defendants as required by Rule 4(d)(5), SCRCP;
- (2) no action has been commenced as defined by Rule 3(a), SCRCP; and
- (3) the Defendants Sutton, Washington and Blunt were at all times relevant employees of SCDC and are entitled to dismissal under the S.C. Tort Claims Act.

The Plaintiff appeared *pro se* at the hearing. Also present at the hearing was counsel for the SCDC and the individual SCDC defendants.

FACTS

This matter involves an allegation that one or more of the Defendants Sanders, Frazier, Wilson and Riggins, who are inmates incarcerated within the SCDC, assaulted Plaintiff who is also an inmate incarcerated within SCDC. The assault allegedly occurred on May 26, 2013, at the Broad River Correctional Institution. The action was filed on May 18, 2015.

The Defendants SCDC, Washington and Blunt were served by delivering a copy of the Summons and Complaint to the Office of General Counsel for SCDC as evidenced by the Affidavits on file with the Court. Defendant Sutton was served by delivery a copy of the Summons and Complaint to a person of a suitable age and discretion residing with her also evidenced by the Affidavit on file with the Court.

However, Plaintiff did not deliver a copy of the Summons and Complaint to the South Carolina Attorney General's Office in Columbia via certified or registered mail as required by Rule 4(d)(5), SCRPC.

An Answer was filed on behalf of these Defendants which raised, in part, the affirmative defenses of insufficient service of process, lack of *in personum* jurisdiction, and dismissal of the SCDC employee defendants under the S.C. Tort Claims Act.

More than 120 days have passed since the filing of this action.

ANALYSIS

**I. Defendants Sutton, Washington and Blunt were at all times relevant to the allegations in the Complaint employees of SCDC and, therefore, they are dismissed as required by the S.C. Tort Claims Act.**

S.C. Code § 15-78-70(c) provides in part:

On or after January 1, 1989, a person, when bringing an action against a governmental entity under the provisions of this chapter, shall name as a party defendant only the agency or political subdivision for which the employee was acting and is not required to name the employee individually, unless the agency or political subdivision for which the employee was acting cannot be determined at the time the action is instituted. In the event that the employee is individually named, the agency or political subdivision for which the employee was acting must be substituted as the party defendant. . . .

In the present action, Plaintiff alleges and Defendants admit they were employees of SCDC. [Complaint, ¶ 3; Answer, Third Defense ¶ 2]. Therefore, S.C. Code § 15-78-70(c) requires the Defendants Sutton, Washington and Blunt be removed from this action as the appropriate department has been named.

Defendants' Motion to Dismiss the Defendants Sutton, Washington and Blunt is granted.

**II. Defendant SCDC is dismissed for insufficiency of service of process.**

There is no record of a copy of the Summons and Complaint being mailed to the South Carolina Attorney General via registered or certified mail as required by Rule 4(d)(5), SCRCF.

SCDC is an administrative agency of the State of South Carolina. S.C. Code Ann. § 24-1-30. Rule 4(d)(5), SCRCF, provides:

State officer or Agency. Upon an officer or agency of the State by delivering a copy of the summons and complaint to such officer or agency and by sending a copy of the summons and complaint by registered or certified mail to the Attorney General at Columbia. If the agency is a corporation the copy shall be delivered as provided in paragraph (3) of this subdivision of this rule.

Service is not effective unless a copy of the summons and complaint is delivered to a person of suitable position and discretion within the agency *and* unless a copy of the summons and complaint sent to the Attorney General at Columbia by registered or

certified mail. Maybin v. Northside Corr. Ctr., 891 F.2d 72, 73 (4th Cir. 1989); Shaw v. Beaufort Cnty. Sheriff's Office, Civ. Action No. 9:05-3253SB, 2007 WL 2903940 (D.S.C. Oct. 1, 2007) aff'd, 299 F. App'x 260 (4th Cir. 2008); Crowder v. Franklin, 2005-UP-588, 2005 WL 7084852 (Ct. App. 2005).

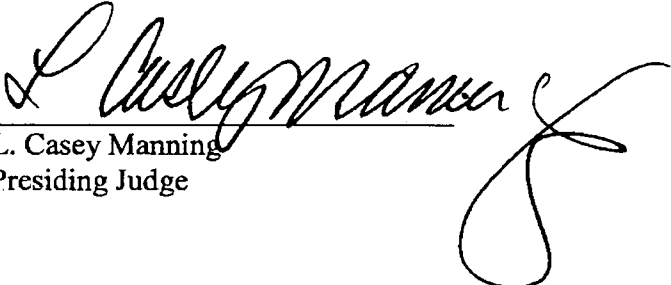
Rule 4(d)(5), SCRCP, is analogous to and conforms to Fed. R. Civ. P. 4(i)(2), which addresses service on an agency of the United States. Fed. R. Civ. P. 4(i)(2) has a similar requirement in that in order to perfect service, a copy of the summons and complaint must be sent by registered or certified mail to the Attorney General for the United States in Washington, D.C. See Lemmon v. Soc. Sec. Admin., 20 F.R.D. 215, 217 (E.D.S.C. 1957) (restating that both the delivery to the United States Attorney and the mailing to the Attorney General are *mandatory requirements*).

As Plaintiff did not deliver a copy of the Summons and Complaint via registered or certified mail to the South Carolina Attorney General at Columbia, service has not been effected and this Court lacks personal jurisdiction over the Defendant SCDC. Moreover, more than 120 days has passed since the filing of the Summons and Complaint See Rule 3(a)(2), SCRCP (a civil action is commenced when the summons and complaint are filed with the clerk of court and . . . (2) if not served within the statute of limitations, actual service must be accomplished not later than 120 days after filing).

Therefore, Defendants' Motion to Dismiss SCDC for lack of service and lack of *in personum* jurisdiction is granted.

CONCLUSION

For the reasons set forth, Defendants SCDC, Sutton, Washington and Blunt are dismissed without prejudice.

  
L. Casey Manning  
Presiding Judge

Columbia, South Carolina  
July 15, 2016

STATE OF SOUTH CAROLINA  
COUNTY OF RICHLAND

COURT OF COMMON PLEAS  
JUDICIAL CIRCUIT

HENRY LEE BRADLEY  
PLAINTIFF,

CASE No 2016-CP-400-7010

V.

SOUTH CAROLINA DEPARTMENT  
OF CORRECTIONS.

COMPLAINT

DEFENDANTS.

COMES NOW THE PLAINTIFF, HENRY LEE BRADLEY, FOR HIS CAUSE OF  
ACTIONS AGAINST THE ABOVE NAMED DEFENDANTS AND WILL RESPECTFULLY

SHOW UNTO THIS HONORABLE COURT THE FOLLOWING:

2016 NOV 22 PM 5:48  
FILED  
RICHLAND COUNTY  
JENNIFER M. McBRIDE  
CLERK, C.P. & C.S.

A. PARTIES

1. AT ALL TIMES RELEVANT TO THIS COMPLAINT, PLAINTIFF HENRY BRADLEY WAS INCARCERATED AT THE BROAD RIVER CORRECTIONAL PRISON IN COLUMBIA, SOUTH CAROLINA AND UNDER THE CARE SUPERVISION, AND CONTROL OF THE DEFENDANTS S.C. DEPT. OF CORRECTIONS.
2. THE DEFENDANT S.C. DEPT OF CORRECTION IS A STATE AGENCY, DULY ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF SOUTH CAROLINA, AND IS SITUATED IN RICHLAND COUNTY.

3. Additionally, The inmates Anthony Sanders #273311, Sharad Frazier #324410, Anthony Riggins #178886, and James Wilson #155975 were incarcerated at The Broad River Correctional Prison at all times relevant to this Complaint when these Defendants assaulted the Plaintiff Bradley.

4. Additionally, Employee of The S.C. Dept. of Corrections, of The Broad River Corrections, or name in there official capacity A/W Warden Sharonda Sutton, Major of Security Gregory Washington, Security official Barbara Blunt, at all times relevant to this Complaint.

B. Jurisdiction

5. Jurisdiction in this Court is proper as all parties are residents of Richland County, South Carolina, and the actions complained of took place in Richland County of South Carolina, and all injuries inflicted upon the Plaintiff took place in Richland County, S.C.

C. VENUE

6. Venue is proper in this County as Defendants reside and are doing business in Richland County, South Carolina, the acts complained of took place in part or in whole in this County and the injuries inflicted upon the Plaintiff occurred in this County.

### D. BACKGROUND

7. Plaintiff, Henry Bradley, brings this action pursuant to South Carolina Code Annotated 15-78-10 et. seq. otherwise known as the South Carolina Tort Claim Act.
8. On or about May 20, 2013 A/W Warden Sutton was informed by Correctional Officer L. Agrave and P-I-1 Plant Supervisor Larry Thompson, that Plaintiff Bradley's safety and life is being threatened by S.C.D.C. inmate Anthony Sanders, and the threat is credible and achievable.
9. On or about May 20, 2013 A/W Warden Sutton came to P-I-1 after Sutton was informed by Officer L. Agrave and Plant Supervisor Larry Thompson of Plaintiff Bradley being threatened of his life, at this time Plaintiff Bradley personally informed the A/W Warden Sutton of the threatened of his life from S.C.D.C. inmate Anthony Sanders, and the threat is credible and achievable.
10. On or about May 20, 2013 after Plaintiff Bradley meeting with the A/W Warden. Said she know of that inmate, and right after our meeting she will inform the Major of Security, Gregory Washington, of the matter, she informed me that she did.
11. After the major was informed by the A/W Warden of Plaintiff Bradley safety the major Washington failed to act to secure the safety, security, health and life of Plaintiff Bradley from being assailed by inmate Anthony Sanders.

12. on or about may 26, 2013 Six days after Plaintiff Bradley Had informed The A/W warden of The Threats of His life, Plaintiff Bradley was assault. and stab B) That same inmate Just days after Plaintiff Had inform S.C.D.C Employee of. Exh.#1

13. on or about may 26, 2013 inmate of S.C.D.C Sharad Frazier # 324410 did supply a homemade metallic knife to Anthony Sanders knowing that Plaintiff Bradley would be the victim Sanders intended to stab wound and attempt to kill with this homemade metallic knife with the specific intentions to assist Sanders in stabbing, wounding and attempting to kill Plaintiff Bradley.

14. on or about may 26, 2013 S.C.D.C inmate Anthony Riggins physically assaulted Plaintiff Bradley, and held Plaintiff down on the platform stairs in the Monticello Dorm, of the Broad River Prison to make the Plaintiff vulnerable to, and to facilitate the stabbing assault of Anthony Sanders upon the Plaintiff. The assault on Plaintiff by Riggins was unprovoked and indefensible; it did inflict bruising, swelling, contusions and wounds.

15. on or about may 26, 2013 S.C.D.C inmate James Wilson physically assaulted Plaintiff Bradley, and held Plaintiff down on the platform stairs in the Monticello Dorm, of the Broad River Prison to make the Plaintiff vulnerable to and to facilitate the stabbing assault of Anthony Sanders upon the Plaintiff. The assault on Plaintiff by Wilson was unprovoked and indefensible; it did inflict bruising, swelling, contusions and wounds

16. on or about may 26, 2013 S.C.D.C. OFFICIAL OF SECURITY an EMPLOYEE of S.C.D.C. Barbara Blunt was working and SECURITY OFFICIAL of The Dorm did allow inmate ANTHONY Sanders, inmate ANTHONY Riggins, inmate James Wilson to gain access through a secured wing doors of The Monticello Dorm on Broad River Prison, at least twice in order for Sanders to get the home-made metallic knife from Frazier with which to stab and assault PLAINTIFF Bradley; also in order for Sanders to notify his confederates Riggins, and Wilson to assist him in stabbing and assaulting PLAINTIFF Bradley. OFFICIAL Barbara Blunt an EMPLOYEE of S.C.D.C. SECURITY allow them inmate to gain access through a secured wing door, when POLICY FORBIDE inmate from crossing over. From side to side through secured doors of the Dorm.

Exh # 2

17. The Defendant S.C. DEPT. OF CORRECTIONS, and its employees with its rank and OFFICIAL/CAPACITY VIOLATED its DUTY OF CARE with GROSSLY NEGLIGENT manner in which they failed to protect the SAFETY SECURITY, HEARTH and LIFE OF PLAINTIFF Henry Bradley.

18. in return of PLAINTIFF Bradley being stab. while held down by two inmate as another person proceeded in stabbing trying to kill PLAINTIFF Bradley.

19. In return of PLAINTIFF Bradley being stab. while held down by the two inmate from the other side of the Dorm which was let over by OFFICIAL BLUNT out of place AS POLICY STATES.

Exh # 3

20. Plaintiff Bradley, was Chased by Major Washington, because Plaintiff Bradley used the Prisoner Grievance procedure available at the Broad River State Prison. To try and solve the problem of Plaintiff being stab from inmates that was let through an unlocked secured wing doors. Plaintiff presented the fact relating to this complaint.

Exh # 4-5

21. in returned Plaintiff Bradley, serious physical injuries, cause him emotional distress, pain, suffering with serious injuries now and in the future, now Plaintiff is serious emotional distress of an the stabbing with serious injuries here at the Broad River State Prison in the past years. Problems that officials not control of.

Exh # 6-11

Prayer for Relief.

22. Wherefore, Plaintiff Henry Lee Bradley respectfully pray that this Court enter judgment in the following:

Award Compensatory damages in the following amounts:

23. \$200,000 against defendant South Carolina Dept. of Corrections for the physical and emotional injuries from the stabbing while in their custody.

24. \$200,000 jointly and severally against each official in this plaintiff in their official/individual capacity. A/W Warden Sutton, Major Washington, Official Blunt.

~~Award punitive damages in the following amount:~~

25. \$200,000 against defendant South Carolina Dept. of Corrections

26. \$100,000 jointly and severally against each official in this plaintiff in their official/individual capacity, Sutton, Washington, Blunt.

Award Plaintiff Henry Bradley Gross Negligence

27. \$2000 wages in loss of work for one year out of work, suffering

28. Award Plaintiff Bradley \$1500,00 in medical expenses, suffering

Conclusion.

29. Prison officials act with deliberate indifference when they ignore an obvious and serious danger when they was informed date ahead cause serious harm. Violation of The Eighth Amendment.

30. Prison officials act with deliberate indifference when they ignore policy when policy forbid inmate from crossing over through an unlock door, cause physical injuries, and serious harm. Violation of The Eighth Amendment.

Wherefore, Plaintiff respectfully pray that this Court enter judgment as stated other and further relief this Court deems appropriate.

Date: AUGUST 30, 2016

Respectfully Submitted,

Henry L. Bradley

Henry Lee Bradley #141321

B.R.C.I. Murray-169

4460 Broad River Rd.

Columbia, S.C. 29210

- 31. Plaintiff also seek a jury trial on all issues triable by jury,
- 32. Plaintiff also seek recovery of their costs in this suit and
- 33. AND additional relief this Court deems just, proper, and equitable.

Dated: August 30, 2016

Respectfully Submitted,

Henry L. Bradley  
 Henry Lee Bradley #141371  
 B.R.C.I. Murray-169  
 4460 Broad River Road  
 Columbia, S.C. 29210

VERIFICATION

I have read the foregoing complaint and hereby verify that the matters alleged therein are true, except as to matters alleged on information and belief, and, as to those, I believe them to be true. I certify under penalty of perjury that the foregoing is true and correct.

Dated: August 30, 2016

Submitted,

Henry L. Bradley

STATE OF SOUTH CAROLINA  
COUNTY OF RICHLAND

Henry Bradley  
Plaintiff,  
v.  
S.C. Dept. of Corrections,  
Defendants.

Court of Common Pleas  
Judicial Circuit

Case # 2016-CF-400-7010

Proof of Service

Plaintiff above named hereby certifies that he has served (1) copy each of his Complaint and Summons on named defendant listed below. The Complaint and Summons was served by way of the Richland County Sheriff's office (via) Service of Process Division. The affidavit of service for name individual is attached.

South Carolina Dept. of Corrections  
4444 Broad River Rd.  
Columbia, S.C. 29210

Date: August 30, 2016

Respectfully,

Henry L. Bradley  
Henry Bradley #141371  
B.R.C.I. Murray-169  
4460 Broad River Rd.  
Columbia, S.C. 29210

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

JUDGMENT IN A CIVIL CASE

CASE NUMBER: 2016CP4007010

Henry Lee Bradley #141871

South Carolina Dept Of Corrections

PLAINTIFF(S)

DEFENDANT(S)

Submitted by: \_\_\_\_\_

Attorney for :  Plaintiff  Defendant or  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.
- 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; \_\_\_\_\_
- 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 :

*Defendants Motion Dismissed at  
Denied on the basis that Plaintiff  
intended to amend his*

**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
		\$
		\$
		\$

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.

Circuit Court Judge

*[Signature]*

Judge Code

*2755*

Date

*4-6-2017*

**For Clerk of Court Office Use Only**

This judgment was entered on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ and a copy mailed first class or placed in the appropriate attorney's box on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ to attorneys of record or to parties (when appearing pro se) as follows:

Henry Lee Bradley #141871

South Carolina Dept Of Damon Christian Włodarczyk  
Correction  
s

Henry Lee Bradley #141871

South Carolina Dept  
Corrections

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

Court Reporter

Clerk of Court

*Jeanette W. McBride*

SCRPC Form 4C (10/2011)

*Complaint in accord with Judge Manning's ruling in 2015 CP 40,3008. I intend to amend...*

*16  
April Case  
as 2015 CP 40 3008  
Damon used in 141871 in dis...*

*RICHLAND COUNTY  
FILED  
JANETTE W. MCBRIDE  
CLERK OF COURT  
APR 6 2017  
11:50 AM*

STATE OF SOUTH CAROLINA  
COUNTY OF RICHLAND

IN THE COURT OF COMMON PLEAS  
C/A NO.: 2016-CP-40-07010

Henry Lee Bradley,

Plaintiff,

v.

South Carolina Department of Corrections,

Defendant.

**NOTICE OF MOTION  
AND DEFENDANT'S MOTION FOR  
SUMMARY JUDGMENT**

(Our File No.: 5021.01316)

YOU WILL PLEASE TAKE NOTICE that Defendant South Carolina Department of Corrections ("SCDC"), by and through its undersigned counsel, does hereby move pursuant to Rules 56, SCRPC, for an Order granting Defendant summary judgment as there is no genuine issue of fact and Defendant is entitled to judgment in its favor on the following grounds:

- 1) The action was filed more than two (2) years after the injury occurred and there are no facts to support the equitable tolling of the statute of limitations and, therefore, the claim is time barred per S.C. Code § 15-78-110;
- 2) Plaintiff cannot show a genuine issue of material fact to support his allegation of gross negligence.

This motion is further based upon the laws, rules and statutes of the State of South Carolina, the pleadings filed in this matter, Plaintiff's deposition testimony and such other material as this court may deem just and proper.

SIGNATURE APPEARS ON FOLLOWING PAGE

RILEY POPE & LANEY, LLC



---

Damon C. Wlodarczyk, SC Bar No. 70460  
Post Office Box 11412  
Columbia, South Carolina 29211  
Telephone (803) 799-9993  
Facsimile (803) 239-1414

Attorneys for Defendant

Columbia, South Carolina  
March 14, 2018

STATE OF SOUTH CAROLINA	)	In The Court Of Common Pleas
COUNTY OF RICHLAND	)	Case # 2016-CP-400-7010
Henry Lee Bradley # 141371	)	
	)	
v.	)	
	)	Plaintiff's Response To
South Carolina Dept.	)	Summary Judgment.
Of Corrections	)	
_____	)	

**BACKGROUND**

On May 26, 2013 plaintiff was stabbed by a fellow inmate. On May 18, 2016 plaintiff filed a lawsuit against the S.C. Dept. Of Corrections and it's officers for gross negligence for failing to protect him. Case # 2015-CP-400-3008

It must be noted that plaintiff filed this complaint 8 days before the 2 year Statute Of Limitations had run.

On December 7, 2015 the defendant filed a motion to dismiss alleging that the complaint was served improperly. On July 22, 2016 Judge Manning issued an Order dismissing the case for lack of service. The dismissal was without prejudice.

On November 22, 2016 plaintiff filed a 2nd complaint base on the same facts alleged in the 1st complaint. Case # 2016-CP-400-7010

On January 5, 2017 the defendant submitted a motion to dismiss the 2nd complaint on the sole issue that the 2nd complaint exceeds the Statute of Limitations. On April 6, 2017 a hearing was held on the defendant's motion to dismiss before Judge Jean Toal. Judge Toal denied the defendant's motion to dismiss concluding that the 2nd complaint is in accord with Judge Manning's ruling.

On March 14, 2018 the defendant submitted a motion for summary Judgment for the 2nd complaint being time barred and for plaintiff not having evidence of gross negligence. On September 28, 2018 the defendant submitted a memorandum in support of the march 14, 2018 summary Judgment.

Plaintiff's "Response" to defendant's motion for summary Judgment now follows:

STATUTE OF LIMITATIONS

On the Statute Of Limitations issue, plaintiff argues that he filed his 1st complaint on May 18, 2015 (8 days before the statute of limitations had run). The complaint was dismissed without prejudice on July 22, 2016 (14 months after the statute of limitations had run).

It is settled in South Carolina that when an action is dismissed without prejudice, the Statute Of Limitations will bar a subsequent suit if the Statute runs in the interim. Norris v. State 335 S.C. 30,33, 515 SE2d523,524-25 (1999)

However, if a defendant consents to the action being dismissed without prejudiced after the Statute Of Limitations had run, the defendant is ESTOPPED from asserting the defense of Statute Of Limitations when plaintiff refiles his complaint. Carter v. State 337 S.C. at 18, 522 SE2d at 342-43 (1999)

Furthermore, the defendant violated Rule 60 of the S.C. Circuit Court Rules Of Practice by raising the defence of Statute Of Limitations again after it was denied by Judge Toal at the July 6, 2017 motion hearing. Judge Toal clearly stated in her Order that the 2nd complaint is in ACCORD with Judge Manning's ruling.

Rule 60 states: When an application for an Order is made to any Judge and such is refused in whole or in part, no subsequent application upon the same set of facts shall be made to any other Judge. And if upon any such subsequent application an Order is made, the Order shall be revoked. Rule 60 S.C. Circuit Court Rules Of Practice.

**GROSS NEGLIGENCE**

Plaintiff asserts that there is evidence of gross negligence. In their memorandum in support of summary Judgment, the defendant misconstrued the facts.

The dormitory where plaintiff is housed consist of 2 wings. Side A (left side) and Side B (right side). Each wing has it's own officer. The officer's main duty is to prevent inmates living on Side A from being on Side B and visa-versa. Each wing has it's own color code, and this color code is attached to each inmate's (ID) to identify which wing the inmate lives on.

Furthermore, the entrance into each wing must be locked at all times except for movement on the prison yard and for inmates proceeding on the recreational yard.

On the day of the incident, officer Blunt (officer on the left side), permitted the perpetrators who lived on the right side to enter the left side where plaintiff lives. This in turn allowed the perpetrators to attack plaintiff.

After the incident occurred, the trespassing inmates was returned to their proper wing (right side), and the dormitory and both wings was secured by both officers. Upon securing the wing, plaintiff was free from any concern regarding any more eminent danger to his life. Plaintiff was immediately transported to the local hospital to be treated for his stab wounds.

Upon released from the hospital, the prison administration transferred plaitiff to another dormitory for his safety and to recuperate.

It must be noted that prior to this May 26, 2013 incident, plaintiff informed several high ranking staff members of the eminent danger to his life in the Dept. Of Corrections.

Therefore, since the defendant's motion for summary Judgment is without merit and is improper before this court, plaintiff now ask that the defendant's motion be dismissed.

Respectfully Submitted,

*Henry Lee Bradley*  
Henry Lee Bradley # 141371

Date OCTOBER 8, 2018

B.R.C.I. 4460 Broad River Rd.  
Marion # 229  
Columbia, S.C. 29210

23

STATE OF SOUTH CAROLINA

IN THE COURT OF COMMON PLEAS

COUNTY OF RICHLAND

C/A NO.: 2016-CP-40-07010

Henry Lee Bradley,

Plaintiff,

v.

South Carolina Department of Corrections,

Defendant.

ORDER GRANTING DEFENDANT'S  
SUMMARY JUDGMENT  
AND  
DENYING PLAINTIFF'S MOTION TO  
APPOINT COUNSEL

JEANETTE W. McBRIDE  
C. C. P., G. S., & F. C.  
2019 JUL 10 PM 3:05

RICHLAND COUNTY  
FILED

This matter came before the Court for a hearing on the Defendant's Motion for Summary Judgment and Plaintiff's Motion to Appoint Counsel. Present representing the Defendant was Damon C. Wlodarczyk. The Plaintiff, appearing *pro se*, was also present.

Plaintiff brings this action pursuant to the S.C. Tort Claims Act ("the Act") against the South Carolina Department of Corrections ("SCDC"), a government agency. Plaintiff alleged in his Complaint that the acts or omissions giving rise to his cause of action took place on or before May 26, 2013.

Defendant moved pursuant to Rules 56, SCRPC, for an Order granting it judgment as a matter of law on the following grounds:

- 1) The Act provides in part, "...any action brought pursuant to this chapter is forever barred unless an action is commenced within two years after the date the loss was or should have been discovered. . . ." S.C. Code § 15-78-110.
- 2) The action was filed more than two (2) years after the injury occurred and there are no facts to support the equitable tolling of the statute of limitations and, therefore, the claim is time barred per S.C. Code § 15-78-110;

RKK

3) Plaintiff cannot show a genuine issue of material fact to support his allegation of gross negligence.

After reviewing the pleadings and hearing arguments by counsel and the Plaintiff, the Court hereby grants Defendant's Motion for Summary Judgment as more fully set forth below.

Summary Judgment is warranted only if there is no genuine issue as to any material fact and the moving party is entitled to a judgment as a matter of law. Rule 56(c), SCRPC. "In determining whether any triable issues of fact exist, the evidence and all inferences which can be reasonably drawn from the evidence must be viewed in the light most favorable to the non-moving party." *Bloom v. Ravoira*, 339 S.C. 417, 529 S.E.2d 710 (2000). The moving party has the initial burden of demonstrating the absence of a genuine issue of material fact. However, once the party moving for summary judgment meets the initial burden of showing an absence of evidentiary support for the opponent's case, the opponent must come forward with specific facts showing there is a genuine issue for trial." *Garvin v. Bi-Lo, Inc.*, 337 S.C. 436, 523 S.E.2d 481 (Ct. App. 1999). The opponent cannot merely rely upon the pleadings but must submit some additional evidence creating a genuine issue of material fact.

**I. Summary judgment is granted as the statute of limitations was not equitably tolled and, therefore, the claims are time barred.**

On May 26, 2013, Plaintiff was stabbed by a fellow inmate. Plaintiff filed a lawsuit on May 18, 2015, alleging gross negligence against the Department of Corrections and its employees for failing to protect him. *Henry Bradley v. S.C. Dept. of Corrections et al.*, Civil Action No. 2015-CP-40-03008. The claim was brought under the S.C. Tort Claims

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Act. The Complaint was filed eight (8) days before the statute of limitations was served. The Complaint was delivered to SCDC but was never served on the Attorney General's Office as required by Rule 4, SCRCP.

On December 7, 2015, Defendants filed and served a Motion to Dismiss and Memorandum in Support specifically pointing out the service error. Plaintiff admitted in his deposition testimony that he received the motion and memorandum yet took no steps to correct the service error.

On July 22, 2016, Judge L. Casey Manning issued an Order dismissing the 2015 case as to SCDC for lack of proper service. The dismissal was without prejudice. The dismissal was not appealed.

On December 6, 2016, Plaintiff filed the present action against SCDC, which alleged the same facts that were set forth in the 2015 Complaint. Defendant moved prior to filing an Answer to dismiss the case as time barred. However, there was an issue as to whether equitable tolling should apply and the motion was denied to allow the case to proceed with discovery.

Discovery is complete and Defendant now moves for summary judgment alleging the case is time barred.

“[I]n order to serve the ends of justice where technical forfeitures would unjustifiably prevent a trial on the merits, the doctrine of equitable tolling may be applied to toll the running of the statute of limitations.” 54 C.J.S. *Limitations of Actions* § 115 (2005). “Equitable tolling is a nonstatutory tolling theory which suspends a limitations period.” *Ocana v. Am. Furniture Co.*, 135 N.M. 539, 91 P.3d 58, 66 (2004). 4 Equitable tolling is judicially created; it stems from the judiciary's inherent power to formulate rules of procedure where justice demands it. *Rodriguez v. Superior Court*, 176 Cal.App.4th 1461, 98 Cal.Rptr.3d 728 (2009). “Where a statute sets a limitation period for action, courts have

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invoked the equitable tolling doctrine to suspend or extend the statutory period 'to ensure fundamental practicality and fairness.' ” *Id.* at 736 (citation omitted).

5 The party claiming the statute of limitations should be tolled bears the burden of establishing sufficient facts to justify its use. *Ocana*, 91 P.3d at 65; *see also* 54 C.J.S. *Limitations of Actions* § 115 (“The party who seeks to invoke equitable tolling bears the devoir of persuasion and must, therefore, establish a compelling basis for awarding such relief.”).

\*116 It has been observed that “[e]quitable tolling typically applies in cases where a litigant was prevented from filing suit because of an extraordinary event beyond his or her control.” *Ocana*, 91 P.3d at 66. However, jurisdictions have considered tolling in a variety of contexts and have developed differing parameters for its application.<sup>6</sup> *See, e.g., Irbyv. \*\*33 Fairbanks Gold Mining, Inc.*, 203 P.3d 1138, 1143 (Alaska 2009) (“Under the doctrine of equitable tolling, when a party has more than one legal remedy available, the statute of limitations is tolled while the party pursues one of the possible remedies.”); *Abbott v. State*, 979 P.2d 994, 998 (Alaska 1999) (“Federal precedent equitably tolls the limitations period in three circumstances: (1) where the plaintiff has actively pursued his or her judicial remedies by filing a timely but defective pleading; (2) where extraordinary circumstances outside the plaintiff’s control make it impossible for the plaintiff to timely assert his or her claim; or (3) where the plaintiff, by exercising reasonable diligence, could not have discovered essential information bearing on his or her claim.” (footnotes omitted)); *Kaplan v. Morgan Stanley & Co.*, 186 Vt. 605, —, 987 A.2d 258, 264 (2009) (2009 WL 2401952) (“Equitable tolling applies either where the defendant is shown to have actively misled or prevented the plaintiff in some extraordinary way from discovering the facts essential to the filing of a timely lawsuit, or where the plaintiff has timely raised the same claim in the wrong forum.”) (citing *Beecher v. Stratton Corp.*, 170 Vt. 137, 743 A.2d 1093, 1098 (1999)); *cf. Machules v. Dep’t of Admin.*, 523 So.2d 1132, 1134 (Fla.1988) (stating the doctrine of equitable tolling, unlike equitable estoppel, does not require deception or misrepresentation by the defendant; rather, it serves to ameliorate the harsh results that sometimes flow from a strict, literalistic application of administrative time limits).

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*Hooper v. Ebenezer Sr. Servs. & Rehab. Ctr.*, 386 S.C. 108, 115–16, 687 S.E.2d 29, 32–33 (2009).

As an initial matter, the Court finds the Plaintiff was not actively misled or prevented in any way from discovering facts essential to the filing of a timely lawsuit. The Court further finds the Plaintiff did not timely raise the claim in the wrong forum. There are no facts to support invoking the doctrine of equitable tolling. Accordingly, the Court concludes that equitable tolling does not apply and judgment in favor of the Defendant should be granted as the Plaintiff's claim is time barred.

Moreover, even if equitable tolling could apply, the claim is still time barred.

Plaintiff was put notice on December 7, 2015, of the defective service issue. Plaintiff took no steps to correct the defective service issue. To the extent there should be any equitable tolling, the tolling would only be from the date of the filing of the Complaint to the date Plaintiff was put on notice of the defect, which is 203 days. Therefore, Plaintiff had until June 24, 2016 to correct the defect applying tolling principles. To the extent there would be an equitable tolling period, the tolling period expired prior to the July 22, 2016 final order dismissing the 2015 case.

The Court finds that even if equitable tolling applied, the case is still time barred as the present action was filed more than five (5) months after any tolling period expired. Therefore, the Defendant's motion is granted as the claim is time barred.

**II. Summary Judgment is denied without prejudice as to Defendant's claims that there is no evidence of gross negligence as moot.**

Defendant argued as an additional ground for summary judgment that there was no evidence of gross negligence. As the Court has granted summary judgment based upon

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the statute of limitations defense, it need not address the additional argument and, therefore, the motion is denied without prejudice as to this issue.

**III. Plaintiff's motion to appoint counsel is denied as moot.**

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that Defendant's Motion for Summary Judgment is granted as to the statute of limitations argument and denied without prejudice as to the failure to show gross negligence argument.

IT IS FURTHER ORDERED that the Plaintiff's Motion to Appoint Counsel is denied as moot.

IT IS SO ORDERED.

  
R. Keith Kelly  
Presiding Judge

Gaffney, South Carolina

~~May 2019~~

1 July 2019

59(e) order

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

JUDGMENT IN A CIVIL CASE

CASE NUMBER: 2016CP4007010

29

Henry Lee Bradley #141871

South Carolina Dept Of Corrections

PLAINTIFF(S)

DEFENDANT(S)

Submitted by: \_\_\_\_\_

Attorney for :  Plaintiff  Defendant or  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.
- ACTION DISMISSED (CHECK REASON):**
  - Rule 12(b), SCRPC;  Rule 41(a), SCRPC;  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 \_\_\_\_\_
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**
  - Affirmed;  Reversed;  Remanded;  Other \_\_\_\_\_

RICHLAND COUNTY FILED  
2019 AUG 22 AM 11:22  
JANETTE W. McBRIDE  
C.C.R. G.S. & F.C.

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 : Denying Relief

**INFORMATION FOR THE PUBLIC 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
		\$
		\$
		\$

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.

Circuit Court Judge

R. Keith Kelly

Judge Code

2165

Date

15 August 2019

**For Clerk of Court Office Use Only**

This judgment was entered on the 22 day of August, 2019 and a copy mailed first class or placed in the appropriate attorney's box on this 22 August 2019 to attorneys of record or to parties (when appearing pro se) as follows:

Henry Lee Bradley #141871

Damon Christian Wlodarczyk

Henry Lee Bradley #141871

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

Court Reporter \_\_\_\_\_

Clerk of Court

Jeanette W. McBride

**SOUTH CAROLINA DEPARTMENT OF CORRECTIONS  
REQUEST TO STAFF MEMBER**

30

AUG 02 2013

TO: NAME: Associate Warden S. Sutton	TITLE:	DATE 7/31/2013
INMATE'S NAME Henry Bradley		SCDC # 141371
INSTITUTION: BRCI		LIVING QUARTERS: Monticello 234

Concerning Grievance No: BRCI-0478-13. I received back unprocessed stating I had to send a request to staff to appropriate authority to try to resolve this issue. I spoke to you on May 20th or 21st 2013 in the presence of Officer L. Arave and plant supervisor Mr. Larry Thompson at P.I. 1 concerning inmate Anthony Sanders threatening to harm me. You said that you knew him and you would talk with the Major in regards to this matter after our meeting. Then on May 26, 2013 I was attacked by the same inmate and some others. I feel that someone overlooked a verbal statement I had previously given and the attack on my life was carried out. My concern is who did you talk with and what measures were taken to resolve the issue after our meeting?

Thank You,

*Henry Lee Bradley*  
Henry L. Bradley #141371

DISPOSITION BY STAFF MEMBER: Major Washington was informed

2nd request of the same nature.

I spoke with you on 5/21/13 in PI-I, you informed me that another inmate informed you that inmate Anthony Sanders was planning to assault you (fight). I asked you if you wanted Protective Custody you stated "no". You did not disclose the unknown inmate who gave you the information. You stated that you wanted to let me know in case something occurred. The altercation would be over an inmate that both you and inmate Sanders were alleged involved with.

DATE:

9-11-13

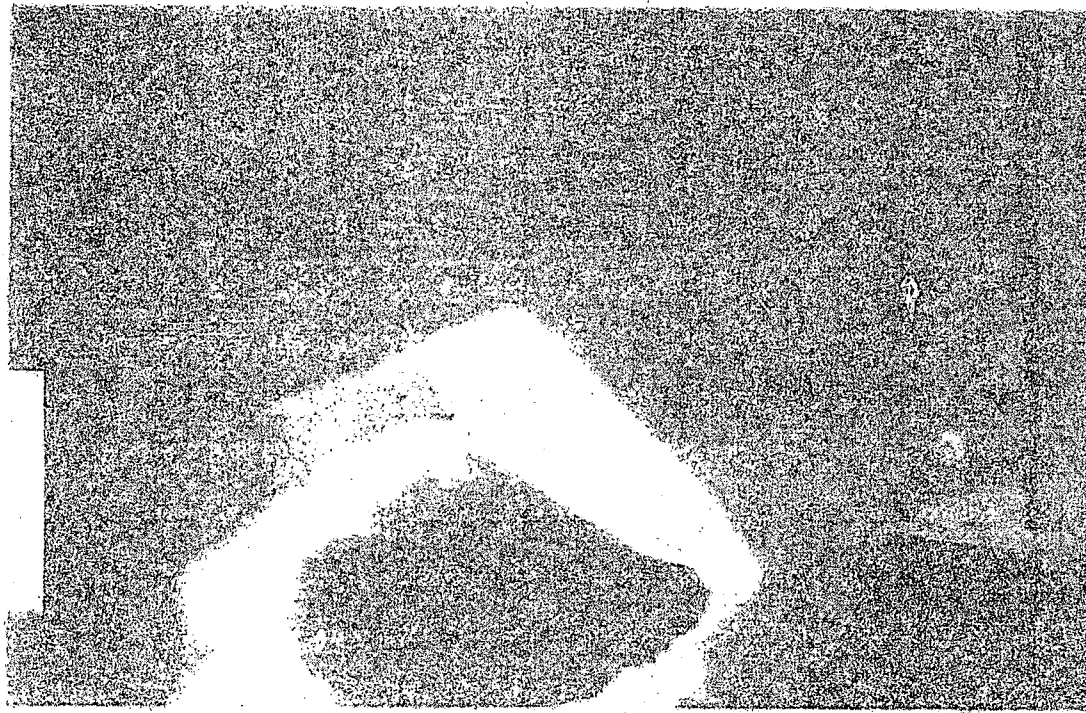
SIGNATURE:

*Alicia S. Sutton*



IM Henry Bradley, SCD # 141 371. P.H.H. 5-26-13  
10:21 am. ESTES

EXHIBIT  
"C"

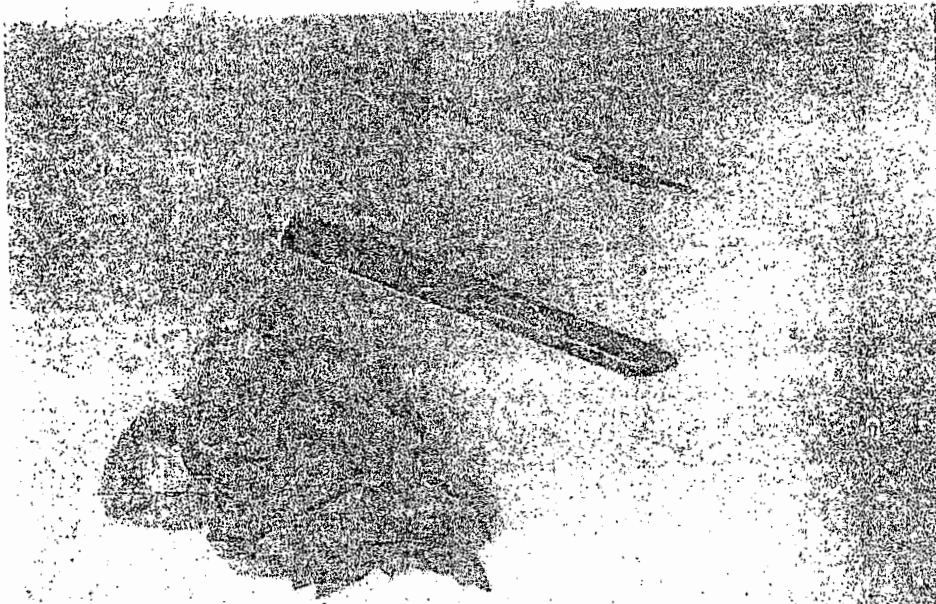


EX-137  
D  
Film HENRY BRADLEY, 141371. Puncture wound on right shoulder. PHRT, 5-26-13, 10:22 PM, I.M. CYES

EX-C



Film HENRY BRADLEY, 141371. Puncture wound on right lower back. PHRT, 5-26-13, 10:21 PM, I.M. CYES



HANDMADE KNIFE, RECOVERED BY OFFICER BLUNT  
O.H. 5-26-13, 8:15 PM, MONTICELLO UNIT  
ESTES

EXHIBIT  
E

34

MINI230D  
OMMINSYA

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS  
DISPLAY MIN NARRATIVE

05/28/13  
BARNWDE

MIN ID: 13-05-0211-0063      SUBJECT: MIN TEXT  
PHASE: DISTRIBUTED      DATE SENT: 05/27/13      ARCHIVE IND > N  
SUBMITTING INST: 0211 BROAD RIVER      DELETE DATE: 00/00/00

MIN TEXT >

INSIDE EMS AND OFC DELOACH WAS IN THE ESCORT VEHICLE (1163). SGT DONALD (FAC) WAS NOTIFIED. CAPTAIN SEIBLES (ON CALL DUTY WARDEN) ARRIVED AT 2020. MAJOR G. WASHINGTON ARRIVED AT 2040 AND A/W SUTTON ARRIVED AT 2135. INVESTIGATOR L. ESTES ARRIVED AT PALMETTO RICHLAND AT 2200 TO INTERVIEW INMATE BRADLEY. INMATE BRADLEY WAS TREATED AND RETURN BACK TO BROAD RIVER AT APPROXIMATELY 1205 AM. THE FOUR INMATES IDENTIFIED AS SUSPECTS IN THIS INCIDENT ARE SHAROD FRAZIER#324410 ANTHONY SANDERS#273311 ANTHONY RIGGINS#178986 JAMES WILSON#155975. ALL OF THE ABOVE INMATES WERE PLACED ON LOCKUP PENDING INVESTIGATION. THERE IS AN ON GOING INVESTIGATION ON THIS INCIDENT. WARDEN STEVENSON AND ASSOCIATE WARDEN BUSH WERE NOTIFIED ABOUT THE INCIDENT. THE MONTICELLO UNIT WAS PLACED ON LOCKDOWN STATUS.

UPDATED BY: BUSH, DENNIS      DELETE? N      (END)  
DATE: 05/27/13

PRESS PF9 FOR PAGE 1 OF NEXT MIN PF2 FOR PAGE 2 OF NEXT MIN  
PF5 LIST INVOLVE PF4 COPY PF6 VIEW ROUTE PF7 PREV PF8 NEXT PF12 MIN (PAGE 1)

4-1 Sess-1 167.7:50.33 SCDC1232 21/58

EX-F

Exhibit  
d

MINI230D SOUTH CAROLINA DEPARTMENT OF CORRECTIONS 05/28/13  
OMMINSYA DISPLAY MIN NARRATIVE BARNWDE

MIN ID: 13-05-0211-0063 SUBJECT: MIN TEXT  
PHASE: DISTRIBUTED DATE SENT: 05/27/13 ARCHIVE IND: N  
SUBMITTING INST: 0211 BROAD RIVER DELETE DATE: 00/00/00

MIN TEXT >  
ON 26 MAY 2013 AT BROAD RIVER CORRECTIONAL INSTITUTION AT APPROXIMATELY  
1940 OFC B BLUNT OBSERVED TWO INMATES ARGUING ON THE A-WING IN MONTICELLO  
UNIT SHE TOLD THE INMATES TO STOP ARGUING AND THEY COMPLIED APPROX 30  
MINUTES LATER AN INMATE INFORMED HER TO CALL FIRST RESPONDERS BECAUSE  
SOMEONE WAS BEING STABBED FIRST RESPONDERS SGT WRIGHT AND SGT MILLER  
ENTERED THE UNIT OFC BLUNT NOTICED A SHANK DROPPED FROM THE TOP TEIR TO THE  
BOTTOM AND SHE CONFISCATED THE ITEM INMATE HENRY BRADLEY#141371 WAS  
IDENTIFIED AS THE PERSON THAT WAS STABBED INMATE BRADLEY WAS ESCORTED TO  
MEDICAL BY LT SWEET RN TIANNA RANDOLPH AND LPN KAREN MCCULLOUGH TREATED INMATE  
BRADLEY AND IT WAS DETERMINED THAT HE NEED OUTSIDE TREATMENT RN RANDOLPH  
SPOKE TO RN EMILY AT PALMETTO RICHLAND CONCERNING INMATE BRADLEY INJURIES  
EMS WAS CALLED AT 2035 AND ARRIVED AT 2042 EMS DEPARTED AT 2058 SGT TRO WAS  
UPDATED BY: BUSH DENNIS DELETE? N (MORE  
DATE: 05/27/13  
PRESS PF9 FOR PAGE 1 OF NEXT MIN PF2 FOR PAGE 2 OF NEXT MIN  
PF5 LIST INVOLVE PF4 COPY PF6 VIEW ROUTE PF7 PREV PF8 NEXT PF12 MIN (PAGE 1)  
4:0 1 Sess-1 167 7 50 33 SGDC1232 21/58

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS  
INCIDENT REPORT

RECEIVED

Page 3 of 13

36

Institution/Center: Broad River		BRCL MAJOR'S OFFICE	
Date of Report: 5/29/13		Time of Report: Approx 2:50 pm	
Reporting Official: Sgt Renee Wright 046203		Date of Incident: 5/26/13	
Location of Incident: Inmate's cell		Time of Incident: Approx 8:10 pm	
Inmate(s)/Resident:	SCDC#	Age	Race Sex
1. Bradley Henning	141371		B M
2. Walter James	155975		B M
3. Rigger Anthony	178886		B M
4.			
5.			

On the above date and approximate time: I Sgt Renee Wright was notified about an inmate in a cell. Upon entering the unit of inmate, off-Machae and I/M Bradley Henning Lee scdc#141371 on the same part of the unit. Also there were two other inmates, I/M Rigger Anthony scdc#178886 and I/M Wilson James scdc#155975. CD Sgt Wright ask inmate Bradley what happen he stated and pointed to inmate Wilson you held me down while he hit me. Also stated "CD cant release you do the to me".

EXHIBIT  
F

Signature: Sgt Renee Wright 046203

Evidence:

Witness(es):

Supervisor's Comments: Report passed on to unit supervisor for further action.

Signature: A. W. [Signature] Title: LT Date/Time: 5/27/13 1:30 AM

Major / Responsible Authority: Forward to Investigator for investigation

Signature: [Signature] Title: Major Date: 5/28/13

STG Related: Refer to STG Committee  
 Yes  No  Unknown

This Incident is DRUG related:  
 Yes  No  Unknown

Action Taken

Informal Resolution  
 Administrative Resolution  
 Refer to Disciplinary Hearing

South Carolina Department of Corrections  
Division of Investigations

STATEMENT OF

NAME: HENRY LEE BRADLEY, SCDC # 141371  
ADDRESS: BRCI  
SS#: 141371 (SCDC)  
DOB: \_\_\_\_\_  
Made at BRCI  
This 28 day of MAY, 2013 Start Time: \_\_\_\_\_ End Time: \_\_\_\_\_

MY NAME IS HENRY BRADLEY, SCDC # 141371. I AM  
ASSIGNED TO THE BROAD RIVER CORRECTIONAL INSTITU-  
TION, MONTICELLO UNIT. FOR ABOUT A WEEK PRIOR  
TO MAY 26, 2013, INMATE ANTHONY SANDERS, SCDC  
# 273311, AKA "MONTANA," TRIED TO GET ME TO GIVE  
CAFETERIA ITEMS TO HIS FRIENDS. I REFUSED TO DO SO.  
ON MAY 26, 2013, ABOUT 7:30 PM, I WAS ON THE  
RECREATION YARD AT MONTICELLO UNIT. SANDERS  
APPROACHED ME AGAIN ABOUT GIVING HIS FRIENDS  
CAFETERIA. I SAID NO. SANDERS GOT VERY MAD  
AT ME. I THEN WALKED INTO THE MONTICELLO  
ENTRANCE LOBBY SANDERS FOLLOWED ME SANDERS  
LIVES ON THE SAME SIDE WITH ME, LEFT SIDE.  
I WAS WAITING FOR OFFICER BARBARA BLUNT

I have made the above statement freely, voluntarily, without fear, threat, or promise of reward of any kind. I have re-read or had read to me the above statement consisting of \_\_\_\_\_ pages, and a true copy has been given to me on this date \_\_\_\_\_.

Sworn to and subscribed before me  
this \_\_\_\_\_ day of \_\_\_\_\_

Henry L. Bradley  
Signature of Person Making Statement  
[Signature]  
Witness

Notary Public of South Carolina

My Commission Expires \_\_\_\_\_

Witness

## CONTINUATION OF VOLUNTARY STATEMENT

Case Number: \_\_\_\_\_

TO OPEN THE DOOR. AS BLUNT OPENED THE DOOR, SANDERS HIT ME BELOW THE LEFT EAR. I FELL TO THE FLOOR. BLUNT OBSERVED SANDERS HIT ME. SHE SAID "YA'LL STOP THAT," ABOUT TWO TIMES. I GOT UP AND WENT INTO THE WING WITH THE OTHER INMATES. I WENT UPSTAIRS TO MY ROOM. SANDERS' ROOM WAS DOWN STAIRS. SANDERS WENT TO HIS ROOM FIRST, THEN, HE WENT OVER TO MONTICELLO RIGHT SIDE. THEN, SANDERS CAME BACK TO THE LEFT SIDE. SANDERS CAME UPSTAIRS. I WAS STANDING BY THE STEPS. SANDERS CAME TO ME, SAYING "YOU WANT SOME MORE," HE THEN GRABBED ME AND TRIED TO THROW ME OVER THE RAILING. I FOUGHT HIM AND HE COULD NOT GET ME OVER THE RAILING. SOME OTHER INMATES CAME AND BROKE IT UP. SANDERS THEN WENT DOWN STAIRS, AND BACK OVER TO MONTICELLO RIGHT SIDE. SANDERS THEN CAME BACK TO MONTICELLO LEFT. JAMES WILSON, SDC # 155975, AKA "DC," AND ANTHONY RIGGINS, SDC # 178886, AKA "MONSTER," CAME WITH HIM. I WAS

SWORN TO AND SUBSCRIBED TO BEFORE  
ME THIS \_\_\_\_ DAY OF \_\_\_\_\_, 200\_\_

NOTARY PUBLIC OF SOUTH CAROLINA  
My commission Expires: \_\_\_\_\_

Henry L. Bradley  
Signature of person giving statement

Larry Wells  
Witness

Witness

## CONTINUATION OF VOLUNTARY STATEMENT

Case Number: \_\_\_\_\_

UPSTAIRS WATCHING. THEY FIRST WENT TO SANDERS' ROOM. WILSON AND RIGGINS WENT TO SHAROD FRAZIER'S ROOM TO GET FRAZIER'S KNIFE. THEY DIDN'T GET, <sup>IT</sup> SO SANDERS WENT TO FRAZIER'S ROOM AND GOT THE KNIFE, FRAZIER'S AKA IS "SHY." (WILSON AND RIGGINS LIVE ON THE RIGHT SIDE.) SANDERS GOT FRAZIER'S KNIFE AND CAME RUNNING UP THE STAIRS TOWARD ME. I KNOW THAT IT WAS FRAZIER'S KNIFE BECAUSE I HAD SEEN HIM WITH IT, HE HAD PULLED IT ON ANOTHER INMATE. WHEN I SAW SANDERS COMING TOWARD ME WITH THE KNIFE, I RAN TO THE OTHER STAIRS TO TRY TO GET DOWNSTAIRS. AS I APPROACHED THE STAIRS, RIGGINS AND WILSON WAS COMING UP AND THEY GRABBED ME AND STOPPED ME FROM GETTING AWAY. SANDERS THEN CAUGHT UP WITH ME. SANDERS THEN STARTED STABBING ME. SANDERS WAS SAYING "I'LL KILL YA." SANDERS DROPPED THE KNIFE AND THE KNIFE WAS UNDER ME. SANDERS WAS TRYING TO GET THE KNIFE I GRABBED THE KNIFE AND THREW IT OVER THE RAILING. AT

SWORN TO AND SUBSCRIBED TO BEFORE  
ME THIS \_\_\_\_ DAY OF \_\_\_\_\_, 200\_\_

NOTARY PUBLIC OF SOUTH CAROLINA  
My commission Expires: \_\_\_\_\_

Henry J. Bradley  
Signature of person giving statement

Henry J. Bradley  
Witness

Witness



Statement

To whom it may concern:

The incident between Anthony Sanders 273311 and Henry Bradley 141371 took place in front of my cell door and in front of Ms. Whitaker's office. At no time was Henry Bradley the aggressor. This attack had been planned by Anthony Sanders a couple of weeks before it happened. Henry Bradley was merely trying to fight back to prevent himself from being thrown over the top tier. I witnessed the entire incident. At one point it went from 3 inmates to fighting Bradley to 4 inmates fighting him. A more complete statement was given to SLED agent Martin who was the lead investigator in the incident. You'll find all the statements given in this incident states that Henry Lee Bradley was not the aggressor. He was fighting for his life.

Signed: Ray Hall 189393

## Statement

I Kenny Sowell SCDCH 267064 on May 26<sup>th</sup> 2013,

I was sitting on the Rock at 7:30 P.M. waiting on the Pill Line. I saw inmate Sanders running after inmate ~~Bro~~ Henry Bradley on the top tier of the Monticello unit with something under his shirt. Inmate Bradley could not escape from the top tier because as inmate Sanders was chasing after him 2 of Sanders' friends were running up the stairs to block inmate Bradley from retreating to the bottom rock to get help from the officer. When Inmate Sanders got a hold of inmate Bradley, I saw inmate Sanders pull out a homemade knife and repeatedly stab Henry Bradley. Inmate Bradley was under inmate Sanders and could not get away from him. I saw inmate Bradley try his best to hold off inmate Sanders. I then saw the knife come out of Inmate Sanders hand and inmate Bradley was able to get a hold of the knife and I saw inmate Bradley throw the knife over the tier to keep Sanders from getting a hold of it again.

respectfully

S/Kenny Sowell

Statement

I James Holmes SDC 137502 would like to submit this statement on behalf of inmate Henry S. Bradley on May 16 2013 I did witness inmate Anthony Sanders on the top tier in the Monticello Unit, on the top of inmate Henry S. Bradley repeatedly stabbing inmate Bradley with a tool to be a knife, after it fell from inmate Sanders hands, inmate Bradley pick it up and throw it over the top tier to keep it from inmate Sanders. at that point the officer pick it up and call first respond

James Holmes

STATEMENT

I William Long 299734 would like to submit this statement on behalf of Inmate Henry L. Bradley. On May 20, 2013 about 7:30pm I did witnessed Inmate Anthony Sanders on the top tier in Monticello unit the left side. On Top of inmate Henry L. Bradley repeatedly trying in stabbing Inmate Bradley with what looked to be a home made knife. After it fell from Sanders hands, I realized it was a home made knife as inmate Bradley laid on the floor in his own blood. Inmate Bradley pick up the knife in throw it over the top tier to keep inmate Sanders from getting again

Respectfully submitted  
William Long 299734

South Carolina Department of Corrections  
Division of Investigations

45

STATEMENT OF

NAME: CHARLIE RODGERS  
ADDRESS: BRCI  
SS#: SLDC # 325641  
DOB: \_\_\_\_\_  
Made at BRCI  
This 17 day of JUNE, 2013 Start Time: \_\_\_\_\_ End Time: \_\_\_\_\_

MY NAME IS CHARLIE RODGERS, I AM ASSIGNED  
TO ROOM 239, MORTICELLO UNIT. ON MAY 26,  
2013, AT APPROX. 7:20 PM, I WAS COMING  
IN FROM THE REC FIELD. WHILE I WAS IN THE  
ENTRANCE LOBBY, I ~~WAS~~ OBSERVED THE FOLLOWING:  
I OBSERVED ANTHONY SANDERS HIT HENRY  
BRADLEY IN THE CHIN, IT WAS ~~THE~~ <sup>LIKE</sup> A UPPER  
CUT. BRADLEY WAS HIT SO HARD, HE FELL.  
BRADLEY LOOKED STUNNED. OFFICER BLUNT  
WAS STANDING IN THE DOORWAY TO "A" WHEN  
THE ASSAULT TOOK PLACE RIGHT IN FRONT OF  
HER. SHE SAW IT. I SAW HER LOOKING AT IT.  
BLUNT JUST ASKED SANDERS FOR HIS I.D.  
SANDERS GAVE HER HIS I.D. BLUNT ASKED

I have made the above statement freely, voluntarily, without fear, threat, or promise of reward of any kind. I have re-read or had read to me the above statement consisting of \_\_\_\_\_ pages, and a true copy has been given to me on this date \_\_\_\_\_.

Sworn to and subscribed before me  
this \_\_\_\_\_ day of \_\_\_\_\_

Notary Public of South Carolina

Charlie Rodgers  
Signature of Person Making Statement  
Jerry [Signature]  
Witness

My Commission Expires \_\_\_\_\_

Witness

CONTINUATION OF VOLUNTARY STATEMENT

Case Number: \_\_\_\_\_

SANDERS WHY DID HE HIT BRADLEY. SANDERS TOLD HER THAT THEY WERE JUST PLAYING. BLOUNT THEM GAVE SANDERS BACK HIS I.D., AND BLOUNT TOLD HIM TO GO BACK TO THE REC. FIELD. BRADLEY GOT UP AND WENT IN A CUBICLE. BLOUNT DID NOT CHECK ON HIM, OR ASK HIM ANY THING. BLOUNT DID NOT SECURE BRADLEY OR SANDERS IN THEIR ROOMS. I WENT BACK ON THE REC FIELD. SANDERS WAS ON THE REC FIELD ALSO, UNTIL ABOUT 7:45 PM, WHEN WE ALL WENT IN. I WAS IN THE SHOWER WHEN I HEARD A COMMOTION GOING ON, I HEARD PEOPLE CALLING FOR FIRST RESPONDERS. I HEARD SEVERAL INMATES SAYING THAT BLOUNT DID NOT DO ANYTHING, SHE DID NOT WANT TO CALL THE FIRST RESPONDERS

SWORN TO AND SUBSCRIBED TO BEFORE ME THIS \_\_\_\_ DAY OF \_\_\_\_\_, 200\_\_

NOTARY PUBLIC OF SOUTH CAROLINA  
My commission Expires: \_\_\_\_\_

*Charlie Rodgers*  
Signature of person giving statement

*[Signature]*  
Witness

Witness

South Carolina Department of Corrections  
Division of Investigations

47

STATEMENT OF

NAME: OFFICER BARBARA BLUNT  
ADDRESS: BRCI  
SS#: 5014 043191  
DOB: 1-23-1959  
Made at BRCI  
This 4 day of JUNE, 2013 Start Time: End Time:

ON MAY 26, 2013; I WAS ASSIGNED TO MONTICELLO UNIT, "A" SIDE. AT APPROXIMATELY 7:30 PM, THE INMATES WERE COMING INSIDE FROM THE RECREATION FIELD. I WAS STANDING IN THE ENTRANCE LOBBY. AS THE INMATES CAME IN, I OBSERVED INMATE ANTHONY SANDERS, SCDC # 273311, ARGUING WITH ANOTHER INMATE. THIS INMATE WAS NOT HENRY BRADLEY, SCDC # 141371. SANDERS WAS ARGUING WITH AN INMATE NAMED MILLER, WHO LIVES IN ROOM 209. I DID NOT SEE SANDERS ARGUING WITH BRADLEY IN THE ENTRANCE LOBBY. I DID NOT SEE SANDERS HIT ANYONE IN THE ENTRANCE LOBBY. I DID NOT SEE ANYONE FIGHTING AS THE INMATES CAME IN. ABOUT THIRTY MINUTES LATER, I WAS ~~STANDING~~ <sup>SITTING</sup> BB

I have made the above statement freely, voluntarily, without fear, threat, or promise of reward of any kind. I have re-read or had read to me the above statement consisting of \_\_\_\_\_ pages, and a true copy has been given to me on this date \_\_\_\_\_

Sworn to and subscribed before me  
this \_\_\_\_\_ day of \_\_\_\_\_

Barbara Blunt  
Signature of Person Making Statement

\_\_\_\_\_  
Notary Public of South Carolina

[Signature]  
Witness

My Commission Expires \_\_\_\_\_

Witness

CONTINUATION OF VOLUNTARY STATEMENT

Page \_\_\_\_\_

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Case Number: \_\_\_\_\_

AT THE OFFICER'S DESK, ON THE "A" SIDE. AN INMATE  
 CAME TO THE DESK AND SAID TO CALL THE FIRST RESPONDERS  
 BECAUSE THERE IS A STABBING UPSTAIRS. I THEN  
 LOOKED UPSTAIRS AND I SAW AN INMATE ON THE  
 FLOOR, WITH A CROWD OF INMATES AROUND HIM. I  
 THEN CALLED THE FIRST RESPONDERS. I UNLOCKED  
 THE WING DOOR. OFFICER MADISON ON THE "B" SIDE  
 HEARD ME CALLING THE FIRST RESPONDERS. MADISON  
 CAME OVER TO THE "A" SIDE. MADISON WENT UPSTAIRS.  
 I FOLLOWED HIM. ALL THE INMATES THEN SCATTERED.  
 BRADLEY WAS STANDING WHEN WE GOT THERE. I SAW  
 BLOOD ON BRADLEY'S SHIRT, ON THE LEFT SHOULDER  
 BLADE, AND LEFT LOWER BACK. I DID NOT SEE  
 INMATE SAYERS. I DID NOT SEE WHO STABBED  
 BRADLEY. JUST BEFORE MADISON CAME IN, I SAW  
 A SHANK FALL ON THE FLOOR, FROM UPSTAIRS. AN  
 UNKNOWN INMATE TRIED TO PICK IT UP, I SAID "NO."  
 I PICKED UP THE SHANK. I GAVE THE SHANK TO  
 OFFICER MADISON. I DID NOT SEE INMATES JAMES  
 WILSON, OR ANTHONY RIGGINS. I CAN NOT IDENTIFY  
 ANY OF THE INMATES WHO WERE IN THE CROWD. THIS

SWORN TO AND SUBSCRIBED TO BEFORE  
ME THIS \_\_\_\_ DAY OF \_\_\_\_\_, 200\_\_

NOTARY PUBLIC OF SOUTH CAROLINA  
My commission Expires: \_\_\_\_\_

Barbara Blunt  
Signature of person giving statement

[Signature]  
Witness

Witness

CONTINUATION OF VOLUNTARY STATEMENT

Case Number: \_\_\_\_\_

WAS MY FIRST DAY THAT I HAD EVER WORKED IN  
 MONTICELLO "A" WING. I WAS NOT AWARE THAT  
 ANY INMATES HAD CAME OVER TO THE "A" SIDE  
 TO THE "B" SIDE. SINCE I WAS <sup>DB</sup> ~~ASSIGN~~ ASSIGNED  
 TO BROAD RIVER, THIS WAS ONLY THE THIRD  
 TIME THAT I HAD WORKED IN MONTICELLO UNIT.  
 I KNOW THAT INMATES ARE NOT ALLOWED TO GO  
 FROM ONE SIDE TO THE OTHER SIDE. THE INMATES  
 WHO WERE ON THE "A" SIDE, WHO WERE FROM THE  
 "B" SIDE, HAD CAME IN AND WENT TO THE "A"  
 SIDE AS THEY CAME IN FROM THE RECREATION  
 FIELD. AT THE TIME, I DID NOT KNOW THE INMATES  
 WELL ENOUGH TO DETERMINE WHO LIVED ON WHAT  
 SIDE.

Barbara Blunt

SWORN TO AND SUBSCRIBED TO BEFORE  
ME THIS \_\_\_\_ DAY OF \_\_\_\_\_, 200\_\_

NOTARY PUBLIC OF SOUTH CAROLINA  
My commission Expires: \_\_\_\_\_

Barbara Blunt  
Signature of person giving statement

*[Signature]*  
Witness

Witness

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SOUTH CAROLINA DEPARTMENT OF CORRECTIONS  
DIVISION OF INVESTIGATIONS

REPORT OF INTERVIEW

CASE NUMBER: 02-1614  
INTERVIEWEE: Officer Barbara Blunt, EMPL #43191, B/F  
DATE: June 4, 2013  
LOCATION: Broad River Correctional Institution, Columbia, S.C.  
INVESTIGATOR: Larry Estes  
DATE TRANSCRIBED: June 5, 2013

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Officer Barbara Blunt, EMPL # 43191, was advised of the identity of the interviewing investigator and the nature of the interview. Blunt provided the following information in the form of a signed statement:

"On May 26, 2013, I was assigned to Monticello Unit, "A" side. At approximately 7:30PM, the inmates were coming inside from the recreation field. I was standing in the entrance lobby. As the inmates came in, I observed inmate Anthony Sanders, SCDC #273311, arguing with another inmate. This inmate was not Henry Bradley, SCDC #141371. Sanders was arguing with an inmate named Miller, who lives in room 209. I did not see Sanders arguing with Bradley in the entrance lobby. I did not see Sanders hit anyone in the entrance lobby. I did not see anyone fighting as the inmates came in. About thirty minutes later, I was sitting at the officer's desk, on the "A" side. An inmate came to the desk and said to call the First Responders because there is a stabbing upstairs. I then looked upstairs and I saw an inmate on the floor, with a crowd of inmates around him. I then called the First Responders. I unlocked the wing door. Officer Madison on the "B" side heard me calling the First Responders. Madison came over to the "A" side. Madison went upstairs. I followed him. All the inmates then scattered. Bradley was standing when we got there. I saw blood on Bradley's shirt, on the left shoulder blade, and left lower back. I did not see who stabbed Bradley. Just before Madison came in, I saw a shank fall on the floor, from upstairs. An unknown inmate tried to pick it up, I said "no." I picked up the shank. I gave the shank to Officer Madison, I did not see inmates James Wilson, or Anthony Riggins. I can not identify any of the inmates who were in the crowd. This was my first day that I had ever worked in Monticello "A" wing. I was not aware that any inmates had come over to the "A" side. Since I was assigned to Broad River, this was only the third time that I had worked in Monticello unit. I know that inmates are not allowed to go from one side to the other side. The inmates who were on the "A" side, who were from the "B" side, had come in from the recreation yard. At the time, I did not know the inmates well enough to determine who lived on what side. Barbara Blunt."

South Carolina Department of Corrections  
Division of Investigations

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STATEMENT OF

NAME: JOHATHAN ROGERS  
ADDRESS: BREI  
SS#: 232171  
DOB: \_\_\_\_\_  
Made at BREI  
This 5 day of JUNE, 2013 Start Time: \_\_\_\_\_ End Time: \_\_\_\_\_

MY NAME IS JOHATHAN ROGERS, SCDC # 232171. I AM ASSIGNED TO MONTICELLO UNIT, ROOM 230. ON MAY 26, 2013, APPROXIMATELY 7:10 PM, I WAS ON THE RECREATION FIELD. I OBSERVED ANTHONY SANDERS AND HENRY BRADLEY TALKING ABOUT BRADLEY GIMBLE LEWIS SANDERS COOKIES. BRADLEY WAS SAYING THAT HE WOULD NOT GIVE LEWIS SANDERS ANYTHING. I WAS BEHIND BRADLEY AS WE CAME IN FROM THE REC. FIELD I WAS LOOKING THE OTHER WAY, BUT I HEARD A HITTING SOUND AND I LOOKED AND SAW BRADLEY ON THE FLOOR. ANTHONY SANDERS WAS STANDING OVER HIM. OFFICER BLUETT WAS AT THE DESK IN THE WING, THE DOOR WAS OPEN, AND SHE HAD OBSERVED A SANDERS HIT BRADLEY. BLUETT

I have made the above statement freely, voluntarily, without fear, threat, or promise of reward of any kind. I have re-read or had read to me the above statement consisting of \_\_\_\_\_ pages, and a true copy has been given to me on this date \_\_\_\_\_.

Sworn to and subscribed before me  
this \_\_\_\_\_ day of \_\_\_\_\_

Jonathan Rogers  
Signature of Person Making Statement  
[Signature]  
Witness

Notary Public of South Carolina

My Commission Expires \_\_\_\_\_

Witness

CONTINUATION OF VOLUNTARY STATEMENT

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Case Number: \_\_\_\_\_

SAID TO SANDERS AND BRADLEY "YA'LL KNOCK IT OFF." BLUNT DID NOT DO ANYTHING ABOUT IT. A FEW MINUTES LATER, I OBSERVED A. SANDERS AND BRADLEY FIGHTING AGAIN UPSTAIRS. SOME INMATES BROKE IT UP. AN INMATE NAMED "ESSUA" AND "HOLMES" BROKE IT UP I TRIED TO CALM BRADLEY DOWN, SAYING THAT IT WAS NOT WORTH IT. SEVERAL MINUTES LATER, I WAS UPSTAIRS TALKING TO BRADLEY. I OBSERVED A. SANDERS COMING TOWARD BOTH OF US, WITH A SHANK IN HIS HAND. BRADLEY AND I STARTED RUNNING TOWARD THE STAIRS. AT THIS TIME, "DC" CAME TOWARD BRADLEY, DC GRABBED BRADLEY, AND HELD BRADLEY. I THEN OBSERVED A. SANDERS STAB BRADLEY IN THE BACK WHILE "DC" HELD HIM. I THEN WENT DOWNSTAIRS AND TOLD CO BLUNT THAT THERE WAS SOMEONE GETTING STABBED. BLUNT LOOKED AT ME LIKE SHE DIDN'T KNOW WHAT I WAS TALKING ABOUT. I TOLD HER AGAIN, AND SHE WALKED TOWARD THE STAIRS AND LOOKED UP. SHE THEN WALKED BACK THE OTHER

SWORN TO AND SUBSCRIBED TO BEFORE ME THIS \_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_

NOTARY PUBLIC OF SOUTH CAROLINA  
My commission Expires: \_\_\_\_\_

Jonathan Rogers  
Signature of person giving statement

[Signature]  
Witness

Witness

CONTINUATION OF VOLUNTARY STATEMENT

Case Number: \_\_\_\_\_

WAY. BLUNT DID NOT ATTEMPT TO BREAK IT UP OR  
 USE GAS. SHE GOT ON THE RADIO AND CALLED  
 "FIGHT, FIRST RESPONDERS." THEN, THE SHANK  
 FELL DOWN TO THE FLOOR. SHE PICKED UP  
 THE SHANK WITH HER BARE HANDS. I DID  
 NOT SEE WHO CLEANED UP THE FLOOR. WHEN  
 I WENT BACK UPSTAIRS, THE FLOOR WAS  
 CLEAN. SOMEONE HAD MOPPED IT - IT WAS  
 STILL WET. BLUNT LET "MONSTER," AND "DC"  
 GO BACK TO THE OTHER SIDE WHEN THE FIRST  
 RESPONDERS CAME. I DID NOT NOTICE  
 WHAT "MONSTER" DID. WHEN BRADLEY WAS  
 BEING TAKEN TO MEDICAL BY THE FIRST  
 RESPONDERS, ONE OF THEM WAS SERGEANT  
 WRIGHT, BRADLEY TOLD DC "HOW YOU GONNA  
 HOLD ME WHILE SOMEONE STABS ME, I THOUGHT  
 YOU WERE BETTER THAN THAT." SERGEANT  
 WRIGHT TOLD MADISON TO LOCK UP "DC" AND  
 MONSTER IN THEIR CELLS.

SWORN TO AND SUBSCRIBED TO BEFORE  
ME THIS \_\_\_\_ DAY OF \_\_\_\_\_, 200\_\_

NOTARY PUBLIC OF SOUTH CAROLINA  
My commission Expires: \_\_\_\_\_

*Jonathan Rogers*  
 Signature of person giving statement

*Jerry Jones*  
 Witness

Witness

CERTIFICATE OF APPELLANT

I Undersigned hereby Certifies That The Record on Appeal Contains all Material Proposed To be Included by any of The Parties and not any other Material.

**RECEIVED**

JUL 01 2021

SC Court of Appeals

Henry Lee Bradley

Henry Lee Bradley #41371

B.R.L.I. MA-128

4460 Broadriver Road

Columbia, S.C. 29210

Date. JUNE 29, 2021