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JAN 14 2022

SC Court of Appeals

**THE STATE OF SOUTH CAROLINA  
In The Court of Appeals**

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**APPEAL FROM CHARLESTON COUNTY  
Court of General Sessions and Common Pleas**

**The Honorable Ferrell Cothran, Circuit Judge,  
The Honorable Maite Murphy, Circuit Judge,  
and  
The Honorable Unknown 12 Nov 2021 Sealed Order Judge**

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**Case No(s). 2021-A10-10200444  
2021-A10-10200475  
2021-A10-10200476  
2021-GS10-02599  
2018-CP-10-03315**

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**Appellate Case No. 2022-\_\_TBD\_\_**

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**Alan Nix,**

**Appellant,**

**v.**

**The State of South Carolina, Charleston County, Charleston County  
Public Defender Corporation, Churchill Park, Churchill Park at  
Parkwest, Inc., Churchill Park Homeowners' Association, Inc., David  
Brown, and Catherine Brown**

**Respondents,**

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**NOTICE OF APPEAL**

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Alan Nix appeals:

- A. the Sealed Order of a still unknown judge which was filed 12 November 2021 (no Order / Exhibit to include for this Appeal. See cases 2021-A10-10200444 and 2021-A10-10200475)
- B. an expected Order from the Honorable Ferrell Cothran from 7 January 2022 (email trail)
- C. whatever other orders and actions of Charleston County Clerk of Court which has led to the attached motion dated 29 December 2021 not being filed on 30 December 2021 when received by Julie Armstrong. (USPS Tracking Number 9505512728351363624458)
- D. an Order from Judge Maite Murphy filed 27 September 2019 in case 2018-CP-10-03315 (believed to once again being improperly utilized by Julie Armstrong to attempt to justify not filing the 29/30 December 2021 motion contained in Exhibit C)

Appellant has not received written notice of entry from Julie Armstrong of any of these orders or other actions (other than Judge Murphy's "Enjoin Order") as of the date of this Notice of Appeal. However, given the motion contained in Exhibit C and information on the Sealed Order contained in Exhibit A has been outstanding for more than two weeks as of the date of this Notice of Appeal, Appellant is filing the Notice of Appeal now to force the production of / filing of these orders, motions and other documents on or before 25 January 2022.

The email trail from 7 January 2022 is where Ashley Pennington provided notice to Appellant of Judge Cothran's expected order requiring Appellant to participate in a competency to stand trial evaluation by representatives of the SC Department of Mental Health. A motion to stay this order, among other relief and related evidence, will be filed once Appellant has a copy of this order, and hopefully by the end of January 2022.

Exhibit D is an Order from Judge Maite Murphy from 27 September 2019 in case 2018-CP-10-03315 entitled ORDER ENJOINING THE PLAINTIFF FROM RE-FILING THIS MATTER AND IMPOSING SANCTIONS UPON THE PLAINTIFF, hereafter referred to as the ENJOIN ORDER. This has been the Order Julie Armstrong and Charleston County has

routinely inappropriately attempted to rely on for almost two and a half years to avoid filing motions filed by Appellant. Appellant assumes this is also the situation in this instance.

Exhibit E is the Transcript Request Form for whatever happened on 7 January 2022.

Exhibit F is the Transcript Request Form for whatever happened on or about 12 November 2021 which led to the Sealed Order of an Unknown Judge on 12 November 2021.

January 14, 2022

Respectfully submitted,

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

Alan G. Nix  
1401 Densmore Circle  
Mount Pleasant, SC 29466  
(843) 991-4170

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APPEAL FROM CHARLESTON COUNTY  
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The Honorable Ferrell Cothran, Circuit Judge,  
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2018-CP-10-03315

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Appellate Case No. 2022-nnnnn

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Alan Nix,

Appellant,

v.

The State of South Carolina, Charleston County,  
Charleston County Public Defender Corporation, "Churchill  
Park", Churchill Park at Parkwest, Inc., Churchill Park  
Homeowners' Association, Inc., David Brown, and Catherine  
Brown

Respondents,

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PROOF OF SERVICE

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The undersigned certifies that a copy of Appellant Alan Nix's Notice of Appeal for 12 November 2021 and 7 January 2022 has been served upon the individuals listed below by hand delivering or mailing a copy of the same, postage prepaid, in the United States Mail, addressed as shown, this 14<sup>th</sup> day of January 2022 to:

Rep. Ryan McCabe, Trotter & Musheff  
McCabe, Trotter & Beverly, P.C.  
4500 Fort Jackson Blvd.  
Columbia, SC 29209

Charleston County Solicitor Office  
Attn: Scarlett Wilson  
101 Meeting St.  
Charleston, SC 29401

M.P. Morris  
M.P. Morris Law Firm  
336 Old Chapin Rd.  
Lexington, SC 29072

Julie Armstrong  
Clerk of Court, Charleston County  
100 Broad St.  
Charleston, SC 29401

Maite Murphy  
5200 East Jim Bilton Blvd.  
St. George, SC 29477

Alan Wilson  
SC Attorney General  
1000 Assembly St.  
Columbia, SC 29201

Troy Thames  
Wilson, Jones, Carter & Baxley  
4922 O'hear Ave  
North Charleston, SC 29405  
(Auto Owners Insurance Co. paying for  
(David and Catherine Brown)

Amie Clifford, General Counsel  
S.C. Commission on Prosecution Coord  
1200 Senate St., Ste B-03  
Columbia, SC 29201

Anne Smith  
SC Insurance Reserve Fund  
1201 Main St., Ste. 500.  
Columbia, SC 29201

Natalie Ham  
Charleston County Attorney  
4045 Bridge View Dr.  
Charleston, SC 29405

John Nichols  
Office of Disciplinary Counsel  
1220 Senate St.  
Columbia SC 29201

Charleston County Public Defender Corp  
Attn: Ashley Pennington  
101 Meeting St.  
Charleston, SC 29401

Herverly Young, General Counsel  
S.C. Commission on Indigent Defense  
1330 Lady St., Ste. 401  
Columbia, SC 29201

Barry Barnette  
Special Prosecutor, Public Corruption  
180 Magnolia St., 3<sup>rd</sup> Floor  
Spartanburg, SC 29306

Ferrell Cothran  
S.C. Judge  
3 West Keitt St.  
Manning, SC 29102

Elizabeth Hutto, General Counsel  
S.C. Department of Mental Health  
2414 Bull St.  
Columbia, SC 29202

Tonnya Kohn  
Court Administration  
1220 Senate St.  
Columbia, SC 29201

Kevin Mims  
Luzuriaga Mims  
1156 King St.  
Charleston, SC 29403  
(Auto Owners Insurance Co. paying for  
"Churchill Park, Churchill Park at  
Parkwest, Inc., Churchill Park Homeowners'  
Association, Inc.)

Dated: January 14, 2021

Respectfully submitted,

By:



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Alan G. Nix  
1401 Densmore Circle  
Mount Pleasant, SC 29466  
(843) 991.4170

(some secondary or tertiary parties may be served by email to avoid substantial travel and postage costs)

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**JAN 14 2022**

**SC Court of Appeals**

14 January 2021

Alan Nix  
1401 Densmore Circle  
Mount Pleasant, SC 29466

Ms. Jennie Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
1220 Senate St.  
Columbia, SC 29201

RE: The State of South Carolina, Charleston County, Charleston County Public Defender Corporation, "Churchill Park", Churchill Park at Parkwest, Inc., Churchill Park Homeowners' Association, Inc., David Brown and Catherine Brown v Alan Nix

Notice of Appeal – Case Numbers: 2021-A10-10200444, 2021-A10-10200475, 2021-A10-10200476, 2021-A10-10200476, 2021-GS10-02599, 2018-CP-10-03315

Ms. Abbott Kitchings,

Please find enclosed:

1. Notice of Appeal
2. Proof of Service.
3. Check number 1205 drawn on Navy Federal Credit Union in the amount of \$250.00.
4. Copies of the Notice of Appeal and Proof of Service to be returned with your clock stamp.  
(Exhibits not included for return)
5. Self-addressed and postage prepaid envelope to return the clock stamped copies of the Notice of Appeal and Proof of Service

NOTE: No copies of the Orders being appealed are included as I have not been provided any of the orders yet except Murphy's "Enjoin Order". Once I receive them, I will provide to the Court. If I have not received them by 25 January 2022, I will request a subpoena to obtain them for submission with this appeal. A copy of the unfiled motion which was received by Charleston County Clerk of Court Julie Armstrong on 30 Dec 2021 is included and should be construed as also being appealed.

Also, I plan on submitting a motion to the SC Supreme Court to certify this appeal in the Supreme Court's jurisdiction, citing substantially the same reasons as is being cited for the transfer of appeal 2021-000074. (Cases 2014-CP-10-05407, 2017-CP-10-04031 and 2018-CP-10-03315)

Thank you for your assistance.

Best regards,

A handwritten signature in black ink, appearing to read "Alan Nix". The signature is written in a cursive style with a large initial "A" and "N".

Alan Nix



Nix  
1401 Densmore Circle  
Mount Pleasant, SC 29466

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SC Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK OF COURT  
1220 SENATE ST.  
COLUMBIA, SC 29201

14 ~~DEC~~ 2022  
JAN