



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
CHIEF DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

January 27, 2022

Calvin Lyndale Gaddy, 00323551
Lieber Correctional Institution
P. O. Box 205
Ridgeville SC 29472

Re: Calvin Gaddy v. SCDC (2)
Appellate Case No. 2015-000685

Dear Mr. Gaddy:

Enclosed is your material received on January 26, 2022. This appeal was remitted on June 12, 2015 and is no longer in the jurisdiction of this Court. Accordingly, your material is being returned to you.

Very truly yours,

A handwritten signature in blue ink that reads "Catherine Jamieson, deputy". The signature is written in a cursive style.

CLERK

cc: Daniel John Crooks, III, Esquire

RECEIVED

JAN 26 2022

SC Court of Appeals

To: South CAROLINA Courts OF Appeals

CLERK OF COURT At. p.o. Box 11629

Columbia South CAROLINA 29211

NOTICE

IN. R.E. These inclosed *Exhibits* has MERIT'S NON FORECLOSED:
NON FRIVOLOUS Grounds FOR FUTURE TORT CLAIMS:

OF *Remittitur* Sent back LOWER Courts TRIBUNAL

NOT BEEN Acted UPON: IN LOWER Courts JURISDICTION

OF THE IMPORTANCE OF PUBLIC INTEREST FOR VACATING

[A] 85% PRESENT SENTENCE, "CAUSE" OF INTENTIONAL, NEGLIGENCE,

CAUSE, PREJUDICED, UNJUSTICED, UNCONSTITUTIONAL TRUE billing
ISSUES* by [A] State Solicitor, VOLUNTARILY *NEGLIGENCE*

to. due, [A] Absolute *MISCARRIE OF JUSTICE* FOR

[A] INTENTIONAL Absolute, ARBITRARY ACT: FOR FUTURE

ACTION: FOR TORT WRONG CLAIM. AFTER CLAIMANT: PROJECTED

MAXING OUT OF S.C. D.C. PRISON SYSTEM: IN [2028.]

[A] State Solicitor, [A] A CLERK OF COURT OF LOWER COURT

OF LANCASTER County 6th JUDICIAL CIRCUIT COURT: BREACH CONTRACT:

OF duty. Claims: NOT Obeying: South CAROLINA Constitution

ART 1 § 11 VS 22 MANDATE S.C. Code ANNS 14-9-210.

SEE: THE INCLOSED:

Exhibits (A) (B) State vs. Gentry NO GOOD STATE LAW*

FROM: South CAROLINA COURT OF Administration *INFORMATION*

IS Absolute CERTAINTY CLEAR AND CONVINCING

EVIDENCE'S: FALSE, IMPRISONMENT *Null indictment*

CAUSE: OF UNCONSTITUTIONAL ACTS OCCURRED IN LANCASTER County

GENERAL SESSION: FOR TORT *VIOLATION-DEFAMATION*

CLAIMANT WAS SENTENCE UNDER NULL, UNCONSTITUTIONAL

State Statute *Statutory* Code *State* LAW*

indictment* NOT handed* down* by (A) GRAND JURY:

INTERMS OF GENERAL SESSION TERMS* August 02 2007*

*Sentence 85% *percent* most violent most SERIOUS

WITHOUT [A] AMENDED *State* LAW indictment *filed

RETURN [NO] billed OR TRUE billed being*

denied of due PROCESS OF LAW 14th AMEND.

BE HEARD, Remittitur BEFORE COURT TRIBUNAL

(A)

South CAROLINA Court of Appeals

RECEIVED

JAN 26 2022

Calvin L Gaddy 323551 S.C.D.C.

PRO SE CLAIMANT:

SC Court of Appeals

-VS-

State of South CAROLINA

Respondent's Et. AL.

CASE: NO:

* A INFORMAL Complaint: CLAIM
FOR TORT WRONG CLAIM NEGLIGENCE.

AFTER PROJECTED MAX OUT 2023.

CLAIMANT WAS DENIED ACCESS TO COURT'S

UNDER FOURTEENTH AMENDMENT RIGHTS OF DUE PROCESS OF LAW:

EQUAL PROTECTION FUNDAMENTAL FAIRNESS RULE.

FAIRNESS TO [A] ORDERLY PROCEEDING CLAIMS:

FOR *EXAMPLE* REMITTITUR *BEEN SENT BACK.*

LOWER COURT'S FOR TRIBUNAL BEING NOT ACT UPON:

ON CLEAR CONVINCING EVIDENCE ON INCLOSED

EXHIBIT'S (A) (C) (B) (F) FOR [A] *TRAIL DE NOVA:*

*SEE: CASE: CALVIN L GADDY - VS - S.C.D.C. (2)

LOWER COURT CASE: 2015 AI-JO. 40105 A.P.

APPELLATE CASE NO 2015 000685.

*SEE. CALVIN L GADDY - VS. STATE OF SOUTH CAROLINA:

LOWER COURT CASE: 2015 CP-29-000637

APPELLATE CASE NO: ~~2015~~ 2021 000415

MERIT'S NON FRIVOLOUS. OF LOWER COURT ERROR, OCCURRED. ON. STATE STATUTORY.

INDICTMENT 2007. 65-29-880, WAS NEVER, HANDED DOWN, BY 12" 18" 24"

GRAND JURY IN AUGUST 02, 2007. TERMS OF GENERAL SESSION FOR TRUE BILLING:

JURISDICTION IT'S *POLICY* ARTICLE *OF LAWS OF SOUTH CAROLINA.*

CONSTITUTION [SEE: ARTICLE 1 § 11 VS 22 S.C. CODE ANNS 14-9-210 MANDATED]

THE: DUE PROCESS CLAUSE OF LAWS OF FOURTEENTH AMEND. WAS DESIGNED:

BY CONSTITUTION. FOR PROTECTION - AND - ENFORCEMENT OF, INDIVIDUAL,

RIGHTS - AND - LIBERTY. OF LEGAL PROCEEDING THE CONSTITUTION.

OF 14TH AMEND. *STATES* THAT. NO [STATE] SHALL DEPRIVE.

[A] PERSON OF LIFE, LIBERTY, WITHOUT DUE PROCESS OF LAWS.

THE: ABOVE: CLAIMANT: HAS NEVER, BEEN LEGALLY INDICTED. BY -

A LEGALLY GRAND JURY. IN TERMS OF COURT OF GENERAL.

SESSION IN LANCASTER COUNTY JURISDICTION:

(B)



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK
V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11829
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

June 12, 2015

The Honorable Jana E. Shealy
Edgar A. Brown Building
1205 Pendleton Street
Suite 224
Columbia SC 29201

(A) + (1) [#] - (2017)

MAY 2016

Missing IMPANELMENT
documentation

REMITTITUR

Re: Calvin Gaddy v. SCDG (2)
* Lower Court Case No. 2015ALJ040105AP
* Appellate Case No. 2015-000685

* DELAYED REDRESS *
REMEDY

* 42 U.S.C. § 1991 E(A) X

Dear Clerk of Court:

PART 2 [#]

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

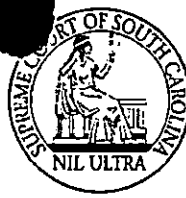
Very truly yours,

Exhibit 13 [#]
Exhibit (B) 2 [#]
MARCH 13 2018
V. Claire Allen, Deputy
CLERK

Exhibit 3 [#]
2018
(7) (C) [#]

Enclosure

cc: Calvin Lyndale Gaddy, 00323551
Daniel John Crooks, III, Esquire



The Supreme Court of South Carolina

DANIEL E. SHEAROUSE
CLERK OF COURT

BRENDA F. SHEALY
CHIEF DEPUTY CLERK

POST OFFICE BOX 11330
COLUMBIA, SOUTH CAROLINA
29211
1231 GERVAIS STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1080
FAX: (803) 734-1499
www.sccourts.org

[June 17 2021]

The Honorable Jeff L. Hammond
PO Box 1809
Lancaster SC 29721-1809

REMITTITUR

Re: ~~X Calvin L. Gaddy, #323551 v. The State of South Carolina~~
~~X Lower Court Case No. 2015GP2900637~~
~~X Appellate Case No. 2021-000415~~

Dear Clerk of Court:

The above referenced ~~matter is hereby~~ remitted to the ~~lower court or tribunal~~. A copy of the judgment of this Court is enclosed.

Very truly yours,

Brenda F. Shealy

CHIEF DEPUTY CLERK

Enclosure

cc:

Alan McCrory Wilson, Esquire

Calvin Lyndale Gaddy, 00323551



* TABLE OF CONTENTS *

RECEIVED

JAN 26 2022

Supporting CLAIMANT FUTURE TORT CLAIM: OF STATE'S INTENTIONAL NEGLIGENCE. State of South Carolina Attorney General Agency. SC Court of Appeals

AFTER CLAIMANT PROTECTED MAXING OUT [2028] CAUSE: CLAIMANT HAS TRIED RESOLVE STATE REMEDIE OF REDRESS FROM UNCONSTITUTIONAL ACTS IN EXHIBITS (A)(C)(B)(F) * ABSOLUTE CERTAINTY EVIDENCE CAUSE: OF CLEAR CONVINCING EVIDENCE.

* REASONABLE SUSPICION * 2007-65-29-880 indictment: * NOT * RETURNED. billed indictment INTERMS. OF GENERAL SESSION OF August 02, 2007. IS [A] VIOLATION OF SOUTH CAROLINA CONSTITUTION: FOR * TRIAL DE NOVA * SEE: ARTICLE 1 § 11 VS 22. SEE MANDATE. S.C. CODE ANNS 14-9-210.

(SEE) CONTROLLING CASE: SUPPORTING CLAIMANT MERITS. STATE - V. MCLURE 277 S.C. 432 289 S.E.2 158 S.C. 1982 STATE - V. FUNDERBURK 259 S.C. 256 191 SE 2d 520 1972 * CAUSE * STATE - V. GENTRY 363 S.C. 93 610 SE 2d 494 2005 NOT CONTROLLING. FOR [A] TRIAL DE NOVA.

THE INFORMATION IN EXHIBITS [A] [B] FROM [SOUTH CAROLINA COURT: 3 ADMINISTRATION: DEMONSTRATE August 02, 2007. WAS IN (CHESTER) COUNTY JURISDICTION: August 02, 2007

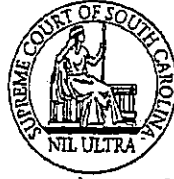
* CLAIMANT *

WAS DENIED DUE PROCESS OF LAW. 14th AMEND. OPPORTUNITY: MAKE. [A] PROPER. OBJECTION: UNDER: PRECEDENT: below: STATE V-S. GENTRY 610 SE 2d 494 2005. * NOT CONTROLLING * IN EXHIBITS [A] [B] MARCH 6, 7, 2018 IT WAS IMPOSSIBLE.

FOR CLAIMANT KNOW, INFORMATION FROM * SOUTH CAROLINA COURT * ADMINISTRATION * ANSWER: * BEFORE CLAIMANT ENTERING * OPEN GUILTY PLEA. August 17, 2007 * IN LOWER COURT'S OF.

LANCASTER COUNTY. THE EXHIBITS [A] [B] ARE. ABSOLUTED CERTAINTY EVIDENCE. CLAIMANT: HAS BEEN DENIED: DUE PROCESS OF LAW: OPPORTUNITY BE HEARD. IN LOWER COURT'S ON * REMITTITUR SENT BACK * TO. [A] COURT TRIBUNAL

SEE CONCLUSION [CERTIFICATE OF SERVICE]



South Carolina Court Administration
South Carolina Supreme Court
Columbia, South Carolina

TONNYA K. KOHN
INTERIM DIRECTOR

1220 SENATE STREET, SUITE 200
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1800
FAX: (803) 734-1395

* ANALYZE *

March 7, 2018

FILED
OFFICE OF CLERK
OF COURT
2018 APR 11 AM 10:43
CLERK OF COURT
LANCASTER, SC

Mr. Calvin L. Gaddy, #323551
Kershaw Corr. Inst.
Oak - A - 13
4848 Gold Mine Road
Kershaw, South Carolina 29067

Exhibit A
July 2018

Re: Your correspondence received March 6, 2018

Dear Mr. Gaddy:

Per your request, we have included below a copy of the terms of circuit court for the Sixth Judicial Circuit for the month of July 2007, which includes the date of August 2, 2007, as mentioned in your correspondence.

We have also enclosed a copy of the Supreme Court's Order concerning the cost for copies and mailing. Please be advised that should you request any additional information from this office, you will be charged per the enclosed order.

All terms of court dating back to 2002 are available on our public website at www.sccourts.org/calendar. If you are unable to access this information yourself, you may wish to have someone do so on your behalf.

In response to your request for information relating to the convening of the grand jury in Lancaster County, please be advised that this office is not the custodian of information relating to the convening of the grand juries, nor does this office possess impanelment documents for the grand juries.

You will need to contact the county Clerk of Court or the Solicitor's Office to obtain any information relating to the activity of the grand jury in the event they still have this information for the year 2007.

4
1978
Exhibit A
Attachment 2 Ground (5)
F
E

STATE OF SOUTH CAROLINA)
 COUNTY OF LANCASTER)
 CALVIN L. GADDY)
 Applicant)
 STATE OF SOUTH CAROLINA)
 Respondent,)

IN THE COMMON PLEAS COURT
 DOCKET NO.: 2008-CP-29-154

FILED
 OFFICE OF CLERK
 OF COURT

AMENDED APPLICATION FOR POST
 CONVICTION RELIEF

~~Obstructor Justice~~
~~INCORRECT (PART 1)~~
~~PROCEDURAL HISTORY~~
~~deprivation Civil Right?~~

The Applicant through undersigned Counsel comes before the Court of an Application for Post Conviction Relief filed on February 11, 2008.

The Applicant is presently confined in the McCormick Correctional Institution of the South Carolina Department of Corrections (order) of commitment of the Clerk

~~See Exhibit (A) (B) FROM SC COURT ADMINISTRATIVE COURT~~
~~of the South Carolina Department of Corrections (order) of commitment of the Clerk~~
~~of Court for Lancaster County. The Applicant was indicted at the August 2, 2007~~
~~(SEE MARCH 7 2018) (SEE) THE SIXTH JUDICIAL COURT TERM COURT.~~
~~term of the court of General Sessions, for Lancaster County for murder (07-GS-29-~~
~~380) and was represented by William Frick. (ALSO) NO COURT REPORTER NEEDED.~~
~~* CAUSE; * PERSONALLY RESPONSIBLE *~~

The applicant pled to twenty-five (25) years. The Applicant contends that his conviction was (unlawful) and he asserts such facts and mentioned in this PCR

affixed.

~~* ATTACHMENT SHEETS *~~

RESPECTFULLY SUBMITTED ON BEHALF OF APPLICANT, Calvin L. Gaddy

Calvin Gaddy

Charles F. Brooks, III
 Attorney for Applicant
 209 Broad Street
 Post Office Box 3512
 Myrtle Beach, South Carolina 29577
 (843) 413-3703

(27)

[EXHIBIT (C)]

1-15-15

(R)

Additionally, the code section you cite, §14-9-210, S.C. Code of Laws, relates to the county courts which were abolished as of July 1, 1979, pursuant to Article VII, Section 5 of Act No. 690 of 1976.

Sincerely,

Staff Attorney Section/tr

Enclosure

* ANALYZE Exhibit (B) 2018

below: FOR PUBLICITY CORRUPTION
in Exhibits (A) & (B) X Chester X

Circuit Number	7/2/2007	7/9/2007	7/16/2007	7/23/2007	7/30/2007
(6)		Common Pleas Non-Jury Goode, Kenneth <u>AMBROZIAK</u>		Common Pleas Lancaster Goode, Kenneth WATKINS 23 <u>NO CR NEEDED</u> 24, 25, 26, 27	General Sessions Chester Goldsmith, Brooks WATKINS Common Pleas Fairfield Goode, Kenneth <u>AMBROZIAK</u> 30, 31, 1 <u>NO CR NEEDED</u> 23

(A)
(B)
C
S
H
R
? (B) 2018

* SUSPICIOUS *

D-12 Attachment Ground

Exhibit (B)

* (S) *

~~DO NOT~~ Nov 2018

(C)

(C)

STATE OF SOUTH CAROLINA)
COUNTY OF LANCASTER)

INDICTMENT

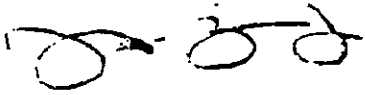
At a Court of General Sessions, convened on August 2, 2007, the Grand Jurors of Lancaster County present upon their oath:

MURDER

That Calvin Lyndale Gaddy did at 3155 Major Evans Road, in Lancaster County on or about June 8, 2007, feloniously, willfully, and of his malice aforethought kill and murder Aretha Cunningham by choking her with his hands and the victim did die as the proximate cause thereof on June 8, 2007, in violation of Section 16-3-10 of the *Code of Laws of South Carolina*.

Exhibit → (F) 2018[#] SEPT
* ~~Suspicious Above: UNCONSTITUTIONAL ACTS~~ *

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.


Nicholas A. Barfield, Jr. SOLICITOR

(30)

75[#]

Exhibit → 56[#]

CONCLUSION

RETURN BACK Exhibit (F) * SWORN IN August 02, 2007 *

* SUSPICIOUS REASON: *

FOR * TRIAL DE-NOVA * [in Lower Courts]

UNCONSTITUTIONAL ACT'S:

The: South CAROLINA COURT OF ADMINISTRATION ANSWER.

in Exhibit's [A] [B] ARE, ABSOLUTED. CERTAINTY EVIDENCE

* The: South CAROLINA Courts of Appeals

* The South CAROLINA SUPREME COURT [Chief Justices ..

* - And - Other SUPREME COURT JUSTICES

HAS, KNOWLEDGE OF THE HISTORY OF CLAIMANT PROCEDURE:

OF. THE CORRUPTION * OCCURRED. IN LANCASTER COUNTY COURT'S

JURISDICTION: [NO] billing August 02, 2007

[NO] indictment 2007-GS-29-880 * AMENDED. STATE LAW. *

That COURT'S ABOVE: RE-FUSED, MANDATE. LOWER COURT'S

OF GENERAL SESSION OF LANCASTER COUNTY CORRECT.

ERROR'S.. CAUSE COURT'S BELOW; DON'T HAVE * PUBLIC INDEX *

THE LANCASTER COUNTY CLERK OF COURT JEFFERY HAMMOND.

THE LANCASTER COUNTY PUBLIC DEFENDER OFFICE

THE LANCASTER COUNTY SOLICITOR OFFICE * PROSECUTED *

CASE * 2007-GS-29-880. 2007 * TRUE billing OR [NO] billing:

* CLAIMANT FAMILY *

And. Neighborhood, Supporter pay #1 STATE TAXES #1 EVERYDAY.

IN LANCASTER COUNTY JURISDICTION. NOT SATISFIED ON, THE

ABOVE. COURT ACTION: DENYING CLAIMANT RELIEF. THAT AFTER

PROTECTED MAX OUT. 2028, GOING HELP SUPPORT FOR * PUBLIC ATTENTION *

- THE ABOVE: COURT'S HAD KNOWLEDGE OF UNCONSTITUTIONAL ACT'S

THAT. STATE TAXES #1 PAYER ELECTED CLERK OF COURT

STATE SOLICITOR. IN OFFICE'S STATE TAXES PAYER #1 HAVE RIGHT KNOW..

THE UNCONSTITUTIONAL * ARBITRARY ACT'S MADE. IN LOWER COURT.

LEVEL OF LANCASTER COUNTY OFFICIALS: FAILURE OBEY.

SOUTH CAROLINA CONSTITUTION ARTICLE 1 § 11 VS § 22. MANDATE:

S.C. CODE ANNS 14-9-210. SOLICITOR WAS NOT * SANCTION

CLERK OF COURT NOT SANCTION THAT ALL. LANCASTER COUNTY,

CITIZEN, TAXES PAYER #1. WILL KNOW AFTER CLAIMANT

PROTECTED MAXING OUT OF S.C. D.C. PRISON SYSTEM.

[2028]

SEE CERTIFICATE OF SERVICE

RECEIVED

JAN 26 2022

SC Court of Appeals

* CERTIFICATE OF SERVICE *

CLAIMANT PRO SE PRAYER.

UNDER COVID 19^H QUARANTINE AT THIS

TIME, AT ADDRESS BELOW.

WITHOUT ASSISTANCE, OF NOTARY PUBLIC

FOR SOUTH CAROLINA TO SIGN THIS CERTIFICATE OF SERVICE.

THAT CLAIMANT DECLARE ON THE DAY, JANUARY 24, 2022

OF MONDAY HIS INFORMAL COMPLAINT WAS SERVED.

TO: SOUTH CAROLINA COURT'S OF APPEALS. THAT'S TRUE & CORRECT.

UNDER PENALTY OF PERJURY 28, U.S.C.S 1746^H

SERVED FROM ADDRESS BELOW.

* Calvin Gaddy 1-24-2022

CALVIN L GADDY S.C.DC# 323551

KERSHAW C.I. M.B 1

4848 Gold Mine H.W.Y.

KERSHAW S.C. 29067

MR. CALVIN L. Gaddy S.C. dc # 323551
KERSHAW C.T. M.B. 1
4848 Gold Mine Hwy.
KERSHAW S.C. 29067

RECEIVED
JAN 26 2022
SC Court of Appeals

TO: CLERK OF COURT
~~XXXXXXXXXXXX~~
FOR: SOUTH CAROLINA COURTS, APPEALS
P.O. Box 11629
Columbia, S.C. 29211

RECEIVED
JAN 24 2022
FBI
SOUTH CAROLINA

Gaddy
LEGAL
323551