

The Supreme Court of South Carolina

The State,

Appellant,

v.


Gregory Kirk Duncan,

Respondent.

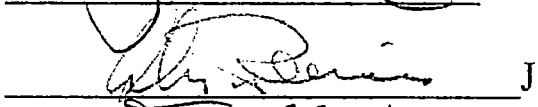
The Honorable Edward W. Miller
Greenville County
Trial Court Case No. 2007-GS-23-05016

ORDER

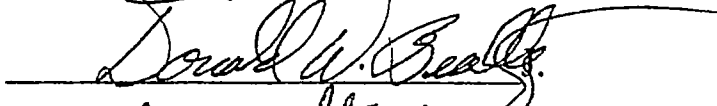
While the Court appreciates Dr. Faltas' good faith attempt to opine on a legal matter pending before the Court, she misapprehends the nature and purpose of an Amicus Curiae brief. The Motion for Reconsideration is respectfully denied.



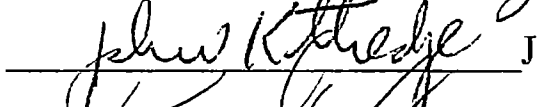
C.J.



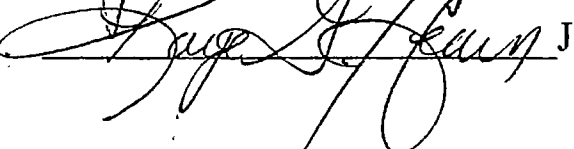
J.



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J.



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FEB 16 2022

S.C. SUPREME COURT

Columbia, South Carolina

April 7, 2011

cc: Marie Assa'ad-Faltas, MD, MPH, Contributor *pro se*
Assistant Deputy Attorney General Donald J. Zelenka
Senior Assistant Attorney General S. Creighton Waters
The Honorable Robert Mills Ariail
Chief Appellate Defender Robert M. Dudek

The Supreme Court of South Carolina

In the Matter of Marie Assa'ad-Faltas.

ORDER

By order dated April 8, 2011, the Supreme Court of South Carolina prohibited Marie Assa'ad-Faltas (Faltas) from making any *pro se* filings with any court of this State. Instead, filings can only be made on her behalf by an attorney. This order also provided that Faltas is “not precluded from addressing any grievances she may have in the courts of this state, *assuming she is represented by counsel and such grievances are not frivolous.*” (emphasis added).

In *Faltas v. Steele*, 2009-CP-40-02219, a case that is pending in the circuit court, Faltas is not represented by an attorney. In an apparent attempt to circumvent the restrictions contained in the order of April 8, 2011, Faltas has sent a series of e-mails to judges and law clerks about the above case. Further, she has contacted the staff of the Supreme Court and the circuit court using the direct telephone numbers of the staff members rather than going through the main, public numbers. Additionally, it has been reported that Faltas may have held up placards during another court proceeding in an attempt to convey her objections.

Based on the disruptive effect that the above conduct has had on the orderly functioning of the courts of this State, I find it appropriate to issue this order under my authority as the administrative head of the South Carolina Unified Judicial System. Effective immediately, Faltas shall not contact any judge, justice, law clerk, clerk of court or any other officer or employee of the Judicial System by telephone, e-mail or any other form of electronic communication. Instead, if it is necessary for Faltas to contact an officer or employee of the Judicial System outside of a scheduled hearing or trial, that contact shall be made in writing and shall be filed with the appropriate clerk of court by an attorney licensed to practice law in South Carolina.

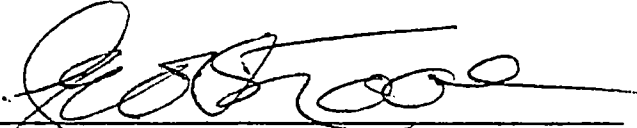
Further, under the order of April 8, 2011, Faltas must be represented by counsel in any case pending before a court of this State in which she is a party. Contrary to the assertions that Faltas has made, the order of April 8, 2011, is applicable not

only to cases filed on or after the date of that order, but also to cases that were pending on the date of that order.

Finally, Faltas shall not hold up placards or otherwise engage in conduct which is disruptive of court proceedings. The trial courts are directed to take immediate corrective action if she engages in disruptive conduct in the future.

Faltas is warned that a violation of the order of April 8, 2011, or of this order, will be treated as contempt. Further, a violation of either of these orders may result in the imposition of sanctions including the dismissal of any action that she has filed or the imposition of additional restrictions on her ability to file actions or documents with the courts of this State.

A copy of this order shall be served on Faltas by law enforcement.



JEAN HOEFER TOAL
CHIEF JUSTICE

Columbia, South Carolina
October 24, 2012

cc: The Honorable James R. Barber, III
The Honorable J. Ernest Kinard, Jr.
The Honorable G. Thomas Cooper, Jr.
The Honorable Alison Renee Lee
The Honorable Clifton Newman
The Honorable George C. James, Jr.
The Honorable Brooks P. Goldsmith
The Honorable W. Jeffrey Young
The Honorable Jeanette W. McBride
Dr. Marie Assa'ad-Faltas
J. Andrew Delaney, Esquire
Robert A. McKenzie, Esquire
Alice Price Adams, Esquire

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