

IN THE SOUTH CAROLINA COURT OF APPEALS

APPELLATE CASE NO. 2020-001497

FROM HORRY COUNTY

RECEIVED

JUDGE FERRELL COTHRAN JR.

MAY 26 2022

SC Court of Appeals

STATE

THEODORE BOLICK

VS.

APPELLEE

APPELLANT

VERIFIED NOTICE OF CONFLICT
OF INTEREST

NOW COMES: Appellant, Theodore Bolick pro se before the Honorable Justices of the South Carolina Court of Appeals and hereby submits this verified statement demonstrating a conflict of interest between the Appellant, Theodore Bolick and the counsel of record, Taylor D. Gilliam. In support of this "NOTICE" Appellant submits for this Court's consideration the following facts.

FACTS

1. On July 23 and 24, 2019 Appellant was tried absentia, without counsel, in front of one jury, for three unrelated burglaries, contained in three separate indictments.

2. As a result of this farce of a trial Appellant was found guilty on July 24, 2019, and a sentence was sealed.

3. On April 22, 2020 Appellant filed a pro se Motion For Mistrial.

4. On June 15, 2020 Appellant filed a pro se Motion For New Trial.

5. On September 16, 2020 Judge William Feals Jr. unsealed Appellant's sentenced, mocked Appellant in open court, and staunchly refused to consider Appellant's pro se Motion For Mistrial and Motion For New Trial.

6. On February 5, 2021 this Honorable Court, (Court of Appeals) remanded the case back to Circuit Court for the consideration of the outstanding Motion For Mistrial and Motion For New Trial.

7 On April 15, 2021 at a hearing held in front of Judge Ferrell Cothran Jr, Appellant was granted his Motion For Mistrial. Appellant was granted a mistrial during the April 12 through 16, 2021 term of court.

8. After the term of court in which Appellant had been granted a mistrial had expired, on April 23, 2021 Assistant Solicitor, Thomas Terrell III filed a Motion For Reconsideration

9 The Motion For Reconsideration filed by Thomas Terrell III on April 23, 2021 was not allowed by rule or law as it was filed after the term of court in which the mistrial was granted had expired.

10. On June 10, 2021 Judge Ferrell Coltrane Jr. acting without jurisdiction or authority granted Thomas Terrell III's Motion For Reconsideration

11. Also on June 10, 2021 Appellant immediately gave notice of appeal in open court.

12. Appellant has personally communicated the foregoing facts by letter and by phone conversation to Taylor D. Gilliam since October of 2021.

13 Appellant has personally supplied Taylor Gilliam with the documentation to substantiate the foregoing facts in October of 2021,

14. Appellant has personally provided the case law of State v. Hudson 303 S.C, 92 (1990) which demonstrates irrefutably that a trial court lacked jurisdiction to consider a motion for reconsideration after the term of court in which judgment was entered

had expired

15 Appellant has persistently pleaded with Taylor D. Gilliam to immediately raise the issue of jurisdiction on appeal.

16. That Taylor D Gilliam has had in his possession the hearing transcripts from April 15, 2021 and the hearing transcripts from June 8 and 9, 2021, which resulted in Judge Cathraw's June 10, 2021 Order since September of 2021.

17. That Taylor Gilliam has intentionally and unnecessarily delayed filing an initial appellate brief raising the issue of jurisdiction in Appellant's case.

18 That Taylor Gilliam has repeatedly and unnecessarily moved for extensions of time to file an initial appellate brief without notifying the Appellant he was doing so.

19. That Taylor Gilliam fabricated the falsehood Appellant had inadvertently failed to notify him of previous hearings, including Appellant's sentencing hearing on September 16, 2020 in justifying his excuse for his latest motion for extension of time.

20 That as a result of Taylor D. Gilliam's negligence and malpractice Appellant has for almost a full year been prevented from being heard on the simplistic issue of jurisdiction in this case, and on the June 10, 2021 Order of Reconsideration by Judge Ferrell Cothran Jr.

21 That as a result of Taylor D. Gilliam's negligence and malpractice for almost a year Appellant has been subjected to double jeopardy and forced ^{to} languish in prison without being heard on appeal.

22 That as a result of Taylor Gilliam's negligence and malpractice, Appellant

has prepared a Civil Action against Taylor D. Gilliam in the Richland County Court of Common Pleas for Attorney Malpractice and Negligence.

23. Appellant is currently waiting on the Richland County Clerk's Office to supply Appellant with; (1) Civil Cover sheet; (2) Motion To Proceed In Forma Pauperis form; (3) Financial Declaration form; and (4) Summons ~~so~~ so that the complaint against Taylor Gilliam can be officially filed.

24 That Appellant is suing Taylor D. Gilliam for attorney malpractice and negligence for unnecessarily delaying Appellant's appeal without notifying Appellant, and causing the Appellant to languish in prison unnecessarily.

Respectfully Submitted
This 21st day of May, 2022
Theodore Balick pro se

Respectfully Submitted

This day of _____, 2022

Theodore Bolick, prose

Evans Correctional Inst.

610 Highway #9 West

Bennettsville, S.C. 29512

VERIFICATION

I hereby verify and declare under penalty of perjury that the foregoing statements and allegations made by me are true and correct

This 23rd day of May, 2022

Theodore Bolick

sworn And subscribed

Before Me

This 23 day of May, 2022

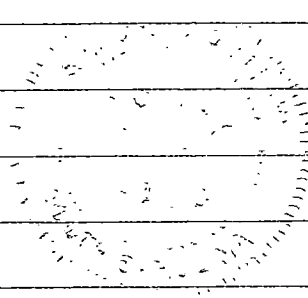
Notary [Signature]

My Commission Expires 2/17/24

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FROM Horry County

STATE

THEODORE BOLICK

VS

APPELLEE

APPELLANT

CERTIFICATE OF NOTIFICATION

This is to hereby certify that due to South Carolina Department of Correction policies that I am unable to supply the Appellee with copies of the Notice of Conflict of Interest, Affidavit In Support, Initial Appellate Brief, Record on Appeal, and Motion For Assistance filed with this court on or about April 11, 2022.

That I am also unable to supply the Appellee with a copy of the enclosed Verified Notice of Conflict of Interest.

However, in doing all I possibly can, I have wrote to Assistant Attorney

General, William Blitch and notified him
of these filings by mailing him a letter
stating as such in the U.S. Mail,
postage prepaid addressed

Assistant Attorney General
William Blitch
P.O. Box 11549
Columbia, S.C., 29211-1549

This 23rd day of May 2022
Theodore Bohick

RECEIVED

MAY 26 2022

SC Court of Appeals

Theodore Bolick 384070
Evans Correctional Inst
610 Highway # 9 West
Bennettsville, S.C. 29512

May 20, 2022

TO: Jessy Abbott Kitchings, Clerk
P.O. Box 11629
Columbia, S.C. 29211

RE State V. Bolick
Appellate Case No. 2020-001497

Dear Honorable Clerk

Please find enclosed a Certificate of Notification demonstrating that I have notified Assistant Attorney General, William Blich of my previous filings (1) Notice of Conflict of Interest; (2) Initial Appellate Brief; (3) Record on Appeal, and (4) Motion for Assistance filed on or about April 11, 2022

In this same Certificate of Notification I also notified William

Blitch of the also enclosed verified
Notice of Conflict of Interest. With
any luck maybe now my appeal can
be heard and adjudicated

Respectfully Yours
Theodore Balick

Theodore Bolick 384070
Evans Correctional Inst.
610 Highway #9 West
Bennettsville, S.C, 29512



MAY 23 RECEIVED

Judy Abbott Kitchings, Clerk
P.O. Box 11629
Columbia, S.C, 29211

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SC Court of Appeals

29211-162929

