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STATE OF SOUTH CAROLINA

County of Charleston Berkeley

Jerome Curry, 253067

1st PCR Hearing Refuse to Enter Judgment on known
void judgment

COURT OF COMMON PLEAS

Case No. 2022-CP-10-02017

Exhibit

vs.

ORDER

State of South Carolina,

Respondent.

This post-conviction relief case came before the court for a hearing. Having now heard this matter, the court orders as indicated herein.

1. The application for post-conviction relief is hereby: _____ denied _____ granted _____ under advisement; a formal order will be filed (see below - No.6)

2. Motion(s) was/were heard in this case and the court orders:
The motion to dismiss and/or for summary judgment is hereby _____ granted _____ denied _____ under advisement, based upon the _____ statute of limitations and/or _____ the successive nature of the application or _____ other reason as follows:

3. A conditional order of dismissal was previously filed in this case. Upon review of the matter, the court finds:

Good cause as to why the case should not be dismissed has been shown in response to the order of dismissal; therefore, a hearing on the merits of the application shall be scheduled.

The court has considered the response to the conditional order of dismissal and finds that good cause has not been shown or _____ no response has been filed to the conditional order of dismissal; therefore, the application is hereby dismissed.

4. The application was freely, voluntarily, and intelligently withdrawn as indicated on the record; therefore, this case is dismissed _____ with prejudice _____ without prejudice.

5. Other: Motion to relieve counsel is granted.
PCR hearing will be scheduled for the
June 2023 term.

6. The court further orders:

The _____ Attorney General _____ Applicant's counsel is directed to submit to the court a proposed order and to serve the order on opposing counsel within _____ days.

Both sides are directed to submit proposed orders to the court and to serve the orders on each other within _____ days.

The court does not request proposed orders.

IT IS SO ORDERED.

Date: 04 / 19 / 2023

Charleston, S.C.

Court Reporter: Cathy J. Provost

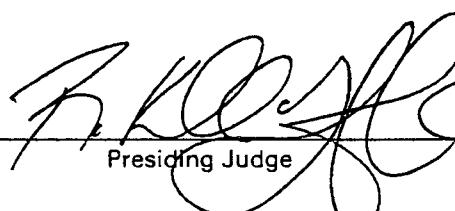
Attorney for State: Danielle E. Dixon

Attorney for Applicant: Christopher L.

Murphy

2023 APR 19 PM
JULIE J. ANDERSON
CLERK OF COURT
WCC
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FILED
S2



Presiding Judge

2nd PCR Hearing June 27, 2023 order

STATE OF SOUTH CAROLINA) COURT OF COMMON PLEAS
 County of Charleston Berkeley) Case No. 2022-CP-10-02017
 Jerome Curry, 253067)
 Applicant / Petitioner)
 vs.) ORDER
 State of South Carolina,)
 Respondent.)
 BY: WCL
 CLERK OF COURT

This post-conviction relief case came before the court for a hearing. Having now heard this matter, the court orders as indicated herein.

1. The application for post-conviction relief is hereby: _____ denied _____ granted _____ under advisement; a formal order will be filed (see below - No.6)
2. Motion(s) was/were heard in this case and the court orders:
 The motion to dismiss and/or for summary judgment is hereby _____ granted _____ denied _____ under advisement, based upon the _____ statute of limitations and/or _____ the successive nature of the application or _____ other reason as follows:

3. A conditional order of dismissal was previously filed in this case. Upon review of the matter, the court finds:
 _____ Good cause as to why the case should not be dismissed has been shown in response to the order of dismissal; therefore, a hearing on the merits of the application shall be scheduled.
 _____ The court has considered the response to the conditional order of dismissal and finds that good cause has not been shown or _____ no response has been filed to the conditional order of dismissal; therefore, the application is hereby dismissed.
4. The application was freely, voluntarily, and intelligently withdrawn as indicated on the record; therefore, this case is dismissed _____ with prejudice _____ without prejudice.
5. Other: A guardian is to be appointed for Mr. Curry due to concerns over his mental health status. AG's office to prepare formal order.
6. The court further orders:
 _____ The _____ Attorney General _____ Applicant's counsel is directed to submit to the court a proposed order and to serve the order on opposing counsel within _____ days.
 _____ Both sides are directed to submit proposed orders to the court and to serve the orders on each other within _____ days.
 _____ The court does not request proposed orders.

IT IS SO ORDERED.

Kristi Clark

Presiding Judge

Date: 06 / 27 / 2023

Charleston, S.C.

Court Reporter: Jamie Bickett

Attorney for State: Danielle Dixon

Attorney for Applicant: Pro Se

STATE OF SOUTH CAROLINA) IN THE COURT OF COMMON PLEAS
COUNTY OF CHARLESTON) FOR THE NINTH JUDICIAL CIRCUIT
)
)
Jerome Curry, SCDC #253067,) Case No. 2022-CP-10-02017
)
Applicant,)
)
v.) ORDER APPOINTING
GUARDIAN AD LITEM
)
State of South Carolina,)
)
Respondent.)
)
)

This matter is before the Court by way of an application for post-conviction relief (PCR) filed by Jerome Curry (Applicant) on May 2, 2022. An evidentiary hearing was scheduled for June 27, 2023. Applicant appeared, pro se. Assistant Attorney General Danielle Dixon represented Respondent. Prior to the hearing, counsel for Respondent relayed to the Court that Applicant's attorney had previously been relieved at Applicant's request. Counsel for Respondent further expressed concerns about Applicant's competency to move forward with the hearing due to a prior finding of incompetency and her conversations with Applicant's prior counsel. Counsel for Respondent moved for the appointment of a guardian ad litem to assess Applicant's competency to proceed.

Applicant objected to the appointment of a guardian ad litem and reiterated his desire to proceed pro se in this PCR action. This Court questioned Applicant to determine his competency. After questioning, this Court determined a guardian ad litem should be appointed to communicate with Applicant and assess whether Applicant can go forward at this time or whether a competency evaluation should be conducted.

[Signature page follows]

IT IS THEREFORE ORDERED:

1. The Charleston County Clerk of Court shall appoint a guardian ad litem to represent Applicant; and
2. The guardian ad litem's role shall be limited to communicating with Applicant to assess whether Applicant can go forward at this time or whether a competency evaluation should be conducted.

IT IS THEREFORE ORDERED this ____ day of _____, 2023.

KRISTI F. CURTIS
Presiding Judge
Ninth Judicial Circuit

_____, South Carolina