

The Supreme Court of South Carolina

Herbert McDowell, Jr., Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2022-001236

ORDER

This matter is before the Court on an Amended Petition for a Writ of Habeas Corpus, dated December 5, 2022; Amended Petition for Declaratory Judgment, dated December 5, 2022; and Motion for Intervention, dated April 13, 2023. We deny the petition for a writ of habeas corpus because Petitioner has failed to show he is entitled to habeas corpus relief. *See Simpson v. State*, 329 S.C. 43, 47, 495 S.E.2d 429, 431 (1998) (holding a petitioner seeking a writ of habeas corpus must allege a constitutional violation that constitutes a denial of fundamental fairness shocking to the universal sense of justice); *see also Gibson v. State*, 329 S.C. 37, 41, 495 S.E.2d 426, 428 (1998) (holding habeas corpus is available only when the petitioner alleges sufficient facts to show why other remedies are unavailable or inadequate). We deny the petition for declaratory judgment as moot. We further deny Petitioner's motion for intervention because Petitioner failed to show the matter could not be addressed through the appellate process. *See Key v. Currie*, 305 S.C. 115, 116, 406 S.E.2d 356, 357 (1991) (holding this Court will not entertain matters in its original jurisdiction where the matter can be entertained in the lower courts).

 C.J.

 J.

 J.

J. Johnson _____ J.
D. Hartman _____ J.

Columbia, South Carolina
August 25, 2023

cc:
Alan McCrory Wilson, Esquire
Herbert W. McDowell, Jr., 145167

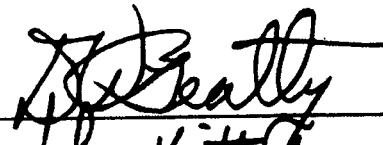
The Supreme Court of South Carolina

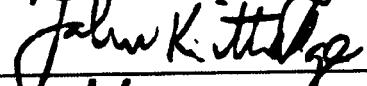
ORDER

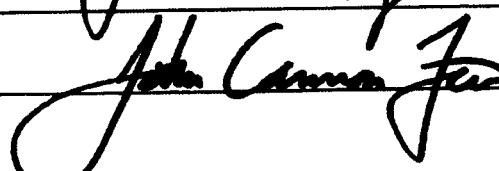
Pursuant to Rule 245, SCACR, and *Key v. Currie*, 305 S.C. 115, 406 S.E.2d 356 (1991), we decline to entertain the following matters in this Court's original jurisdiction:

1. *Rodney Epps #287394 v. South Carolina Department of Corrections*, Petition for Writ of Mandamus, dated October 16, 2023. Appellate Case No. 2023-001627.
2. *Bobby Joe Barton, #163629 v. Alan M. Wilson, Attorney General & Paul B. Wickensimer, Clerk of Court for the State of SC*, Petition for Writ-of-Mandamus, dated December 12, 2022; Letter to the Clerk of Court, dated December 29, 2022; Letter to the Clerk of Court, dated January 17, 2023; § 3:44 Petition for Writ-of-Mandamus Amended "Summons" Rule 15, SCRCP, dated February 6, 2023; Request for Entry of Default Pursuant to SCRCP, 55(a), dated March 23, 2023; Motion Order Entering Default Judgment Pursuant to Rule 55(b)(1), of SCRCiv.P., dated May 31, 2023; Motion to Show Cause, dated June 13, 2023; Motion to Remand to the Court of Common Pleas "Writ-of-Mandamus," dated August 18, 2023; Letter to the Clerk of Court, dated September 21, 2023. Appellate Case No. 2022-001770.
3. *Patrick L. Booker v. South Carolina Supreme Court*, Motion for Court to Certify Case to South Carolina Governor, dated April 1, 2024. Appellate Case 2017-001573.
4. *Barrett B. Harris #171863 v. State of South Carolina*, Motion for Writ of Mandamus, dated September 11, 2023; Brief of Petitioner, dated February 14, 2024. Appellate Case No. 2023-001457.
5. *Herbert McDowell Jr. v. State of South Carolina*, Petition for Rehearing, dated September 12, 2023. Appellate Case No. 2022-001236.

6. *John Thomas Robinson*, Final Determination of, and by, the Supreme Court of South Carolina, dated November 2, 2022. Appellate Case No. 2022-001570.
7. *Lord Byron Slater v. State of South Carolina*, Writ of Habeas Corpus Original Jurisdiction, dated October 9, 2023. Appellate Case No. 2023-001581.
8. *Alexander Speaks*, Petition for Writ of Mandamus, dated November 13, 2023. Appellate Case No. 2023-001794.
9. *Terrell McCoy*, Petition for Writ of Certiorari, dated October 18, 2023; Motion for Bail, dated October 18, 2023; Motion for Relief, dated February 27, 2024. Appellate Case No. 2023-001680.
10. *State v. Emanual A. Bedford*, Motion to Show Case Order, dated November 29, 2022; Motion to Request Supreme Court institute [sic] or Conduct a "Show Case Order," dated November 29, 2022; Inmate Request Grievance Form, dated November 29, 2022; Inmate Request Grievance Form, dated January 27, 2023; Motion For Fourth Judicial Circuit to bind over Jurisdiction, dated March 31, 2023; Inmate Request Grievance Form, dated April 10, 2023; Miscellaneous letters filed March 27, 2023, April 17, 2023, July 27, 2023, November 1, 2023, November 8, 2023, November 21, 2023, December 21, 2023, and January 29, 2024; Motion to Vacate the State Respondent's motion to strike the defendant's motion to Appeal Bond Denied "order," dated April 5, 2024. Appellate Case No. 2022-001721.
11. *Robert Helrigel v. State of South Carolina*, Letters, filed October 30, 2023. Appellate Case No. 2023-001695.
12. *Virgil A. Treece v. State of South Carolina*, Letter, dated October 12, 2023. Appellate Case No. 2023-001679.


John Beatty
C.J.


John Kittredge
J.


John Cannon Jr.
J.

Applicant:
D. Main Ira

J.

J.

Columbia, South Carolina
May 9, 2024