STATE OF SOUTH CAROLINA COUNTY OF PICKENS	IN THE COURT OF GENERAL SESSIONS
	INDICTMENT NUMBER: 2022-GS-39-03161
STATE OF SOUTH CAROLINA, vs. DONALD EDWARD MCKINNEY, Defendant.	**PETITION FOR WRIT OF MANDAMUS**

Petitioner, B.B., the victim in the above listed action, hereby moves and petitions this court for an Order, pursuant to Article I, Section 24 of the South Carolina Constitution, directing the State of South Carolina through the South Carolina Attorney General's Office to take such steps as are necessary to restore the indictment dismissed in this case for failure to comply with the Victim's Bill of Rights.

FACTUAL BACKGROUND

Petitioner, B.B., is the victim in the above listed matter. While B.B. was a minor at the time of the offense, B.B. is now an adult. On September 28, 2026, the South Carolina Attorney General's Office moved to dismiss the indictment against Defendant. As of the date of this filing, B.B. has never been contacted by any member of the South Carolina Attorney General's Office regarding the dismissal. To B.B.'s knowledge, there is no issue that would make the dismissal of this matter a reasonable or appropriate disposition.

The Victim's Bill of Rights defines "victim" as "a person who suffers direct or threatened physical, psychological, or financial harm as the result of the commission or attempted commission of a crime against him." S.C. Const. art. I, § 24(C)(2). It also clearly establishes that "victims of crime have the right to: (1) be treated with fairness, respect and dignity . . . ;(3) be informed of and present at any criminal proceedings which are dispositive of the charges where the defendant has the right to be present; (4) be reasonably informed of and be allowed to submit

FITSNEWS

either a written or oral statement at all hearings affecting bond or bail; (5) be heard at any proceeding involving a post-arrest release decision . . . ; (7) confer with the prosecution, after the crime against the victim has been charged, before the trial or before any disposition and informed of the disposition . . . ;(11) a reasonable disposition and prompt and final conclusion of the case. *Id.* at (A)(1), (3)-(5), (7).

B.B. is the victim in this matter. The South Carolina Attorney General's Office, by dismissing the case without informing B.B., violated the Victim's Bill of Rights. The Victim's Bill of Rights provides "[t]he rights created in this section may be subject to a writ of mandamus, to be issued by any justice of the Supreme Court or circuit court judge to require compliance by any public employee, public agency, the State, or any agency responsible for the enforcement of the rights and provisions of these services contained in this section, and a willful failure to comply with a writ of mandamus is punishable as contempt." *Id.* at (B).

Therefore, B.B. requests that this Court order the South Carolina Attorney General's Office to take such steps as are necessary to restore the dismissed indictment for failure to comply with the Victim's Bill of Rights.

Respectfully submitted,

ELLIS HINTON, LLC

By: /s/ Brandi B. Hinton

Brandi B. Hinton (Bar Number 77844)
Sloan P. Ellis (Bar Number 77364)
21 Augusta Street, Suite C
Greenville, South Carolina 29601
sloan@ellishinton.com
brandi@ellishinton.com
(864) 775-5775
Attorneys for Petitioner B.B.

October 29, 2026
Greenville, South Carolina

FITSNEWS

STATE OF SOUTH CAROLINA COUNTY OF PICKENS STATE OF SOUTH CAROLINA, vs. DONALD EDWARD MCKINNEY, Defendant.	IN THE COURT OF GENERAL SESSIONS INDICTMENT NUMBER: 2022-GS-39-03161 **CERTIFICATE OF SERVICE**

I, the undersigned, do hereby certify that I have served the named individual(s) below in this action with a copy of the pleading herein below specified by United States mail, postage prepaid, to all parties at the following addresses and by email:

Pleading: **Petition for Writ of Mandamus**

Parties Served:

Attorney for the State
Megan Raymer
S.C. Attorney General's Office
PO Box 11549
Columbia, SC 29211
mraymer@scag.gov

Attorney for Donald Edward McKinney
R. Scott Dover, Esq.
PO Box 462
Pickens, SC 29671
sdover@rscottdover.com

Respectfully submitted,

ELLIS HINTON, LLC

By: /s/ Sloan P. Ellis
Sloan P. Ellis (Bar Number 77364)
21 Augusta Street, Suite C
Greenville, South Carolina 29601
sloan@ellishinton.com
(864) 775-5775
Attorneys for Petitioner B.B.

October 29, 2026
Greenville, South Carolina