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S.C. SUPREME COURT

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT
APPEAL TO THE COURT OF APPEALS

The Honorable Shirley C. Robinson, Administrative Law Judge

APPELLATE CASE NO: 2022-000442

Mr. Nathaniel Johnson, Jr. 211574, Petitioner,

v.

South Carolina Department of Corrections, Respondent,

MOTION FOR JUDGMENT BY DEFAULT

Comes now, the Petitioner, who hereby move for Judgment by Default for failure to comply with the South Carolina Appellate Court Rule 242(f), Return to Petition, within thirty (30) days after service of the petition, Respondent shall serve a copy of his/her return on opposing counsel and shall file with the Clerk of the Supreme Court one original and six (6) copies. Petitioner's motion for judgment by default is in pursuant to the South Carolina Civil Procedures Rule 55. On June 14th, 2022, Petitioner received from the Respondent, Christina Catoe Bigelow, Deputy General Counsel, a letterhead stating notice of appearance, because Imani D. Byas, left the agency and she will be taking over. Please take judicial notice, that Petitioner, never receive any such motion for extension of time to comply with the South Carolina Appellate Court Rule 242(f). If, the Respondent filed any such motion via email this action of not serving the Petitioner with a copy, would be very prejudicial to Petitioner. This would also be recognized as ex-parte communication with the courts. Petitioner is seeking Liquidated Damages or Sum amount of \$10,000.00, Ten Thousand Dollars, to include filing fees, Attorney fees, preparation and copies etc. For good cause shown, as justice is so required, Petitioner's motion for Judgment by Default should be granted.

/s/ *Mr. Nathaniel Johnson Jr.* #211574
Mr. Nathaniel Johnson Jr., 211574

CONCLUSION

___ **WHEREFORE**, Petitioner pray for relief in favor of his pro-se Motion for a Judgment by Default against SCDC, for failure to comply with the South Carolina Appellate Court Rule 242(f), and respectfully asks this Honorable Court to grant the demands requested for good cause shown and the sum amount, Petitioner is seeking, as justice is so required as a matter of law.

Dated: 7/11/20

Respectfully submitted,
/s/ Mr. Nathaniel Johnson, Jr. #211574
Mr. Nathaniel Johnson, Jr. 211574
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Pro-Se Petitioner