

Shahen Cabbagestalk

v.

SCDC

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FEB 24 2023

SC Court of Appeals

Appellate Case #: 2022-001560

Request to
Stop using
Name with
order and
more

Now cometh the (sovereign) to this Courts
 in the following regards: (1) I ask that my name (not) be mixed
 up with James Cabbagestalk name and stop being used as (if) I was
 given any time for § 16-11-330 (A) the commitment order is
 for James Cabbagestalk (not) Shahen Cabbagestalk. (2) I want
 SCDC to stop trying to say the commitment order they have is for
 me Shahen Cabbagestalk there's no (AKA's) on commitment order
 and according to SCDC policy of -21.09 section # 3.3.2! the only
 way to change this is by family court (not) SCDC assuming.
 (3) As well section # 3.3.3 of policy of -21.09 Inmate Records plan the
 name of commitment is what SCDC records are to reflect (unless) as
 section # 3.3.2 stated: It has to be changed through family court
 as SCDC has been Tyranny making up it's own rules and laws as it's
 a government.

Conclusion: I want this Invalid Commitment order
 ordered to be destroyed and stop being used in connection
 with my name simply by SCDC OR any other Entity
 or Government Agencies. By: Shahen Cabbagestalk
 [2/18/23]

Shahveen Cabbagestall

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SC Court of Appeals

V.

FEB 24 2023

SC Court of Appeals

SCDC

Questions to the Court

Appellate Case #: 2022-001560

(see attached Exhibits do not remove)

Now Cometh the (Sovereign) to

this courts in regards of: (1) Do SCDC have policies op-21.04 and op-21.09 speaks on Invalid sentences and Invalid Commitment orders?

(2) There is an Jurisdiction issue at hand and It's do SCDC have legal and lawful Jurisdiction to house me in there custody with Invalid Commitment order?

(3) My Brief Addresses exactly what I'm presenting to this courts, SCDC Administrative Counsel Constructed and Constructed my Brief the way it wanted and Not suppose to be in this appeals court settings only in SC Administrative settings why is this court accepting anything from SCDC and they never complied with deadline January 6th 2023 (or) never requested an Extension.

(4) Is it legal (or) lawful if defendants don't comply with due dates set to comply by the courts and don't request an Extension and still attempt to present a Brief that's pass due?

(5) If I'm Not James Cabbagestall and there's no AKA's on Commitment Order and No sentence for Shahveen Cabbagestall is the sentence and Commitment order Invalid? By: Shahveen Cabbagestall (21.17.23)

CMTI330D
OMCOMITA

SCDC OFFENDER MANAGEMENT SYSTEM
RELEASE DATE SCREEN

01/27/23
C067623

SCDC# > 295567

LOC: EVANS

CABBAGESTALK, SHAHEEN -

SCDC CLASSIFICATION...: VIOLENT

LEGAL NAME:

SEXUAL REGISTRY...: N

OFFENDER TYPE...: ADULT-STRAIGHT SENTENCE

SEXUAL PREDATOR...: NOT APP

TABLET ELIGIBLE...: Y

DNA STATUS...: COMPLETED

GPS REQUIREMENT...: N

PREA DECISION...:

PREA VICTIM...: LOW

PREA PERP...:

CURRENT SENTENCE: 018-00-000

CONSECUTIVE SENTENCE ...: N

018-00-000

CURRENT SENT START DATE: 01/12/2007

PROJECTED COMPLETION DATES

~~MAXOUT DATE: 07/12/2023~~

CURRENT EWC ..: 2 F 5

~~YOA SIX YEAR DATE: / /~~

CURRENT EEC ..: NOT CURRENTLY EARNING EEC

INITIAL PAROLE DATE: 00/00/0000

NEXT PAROLE HEARING DATE: 00/00/0000

*TOTAL GT DAYS EARNED: 000184

LABOR CREW/WORK PRG DATE: 99/99/9999

*TOTAL EARNED WORK CREDITS ..: 000317

LABOR CREW DISQ REASON:

TOTAL EDUCATION CREDITS: 000000

CATEGORY 4 OR 5 OFFENSE

TOTAL EXTRA EARNED CREDITS ..: 000

SUPERVISED REENTRY DATE...: 00/00/00

*TOTAL SERVICE TIME EARNED ...: 005858

ISS.....:

PFKEYS: 5:HISTORY OF DATE CHANGES

Complaint

TO: ^{A+H+M} Mr. J. Richburg
General Counsel of SDC

From: Shaheen Cabbage stalk #295567 Rtu #103

TURN
→
OVER

I was placed on (Rtu) for (No Reason AT ALL) by Associate Warden Ray, I did Not violate (No SCDC policy) or (Commit No Crimes) he said he got an (Inquery) In the Computer. At the time I was placed on Rtu I had A Cellmate Norris Wilson, but the other 2 Cellmates hygiens were very Bad and it Began to Interfere with my health and the cell had A very Bad odor which I told (Lt. ms. K. Davis), I did Not put my hands on No one, did Nothing AT ALL to be on Rtu Under No fake Investigation by Associate Warden Ray who's Abusing his Authority Per. SCDC policies (IF) A person Did Not violate any policy which Disciplinary Actions (or) violate Criminal Law which Disciplinary Actions Can be Aserted then they Can not be Punished. In fact It's Against SCDC policy: "to have Another Inmate Exert power over Another Inmate Any Shape, form, or fashion, for Associate Warden Ray to listen to Any Inmate Snitch and Remove me from the unit I violated No policies of SCDC (And) to use Investigation As A Vehicle to hold me on Rtu and serve NO PHD form for Investigation and make

* I was in Cheraw-A side cell #285 Bottom Bunk where I want to go back to and be left alone by A/W Ray and anyone else violating law harassing me

up stuff (Not) policy is Abuse of Authority. I have like 150 days or less left to maxout of prison and here this man goes with Abol-sense violating my Due process rights Before I'm punished I must be given (Due process rights) to Defend myself and A Notice. This was solely done to Damage my maxout date and me going home. This gonna make me put him in court this is a form of (Harassment) its bad enough

I asked for a job made to stay in unit (Ignored) they discriminate when they give jobs to (or) Educational I tried to get my G.E.O was Ignored. It is policy that (IF) An Inmate is causing a Safety hazard (OR) Disturbance with hygienical problem staff use to force WASH them that's not done any more and Now policy is Abused by high ranking officials (Just Because).

"I ask" to be put back in same Exact cell, Same Bunk I bothered No one AT ALL 150 days (OR) less this is a form of Kidnapping (I'm not)

Consenting to Illegal holding of me on (Rth) I violated no Criminal laws (or) no SCDC policies (and) asking you to use your Contracts and Connects to get me off this Disety lockup

I did nothing wrong AT ALL to be sitting on lockup. I feel like I'm being harassed by Associate Warden Ray (Even) if a person has trouble with Cellmates do to hygien problems that's mental Health job to help not Put me on Rth. I did nothing to be in lockup (see) Thanks

TO: J. Richburg
General Counsel of SCDC

From: Shaheen Abbagastalk
295567 Rth #103

I just signed Release paperwork Turn
over
Probation parole, Address paperwork, why
would I need to do anything stupid?
After nearly 18 yrs I'm Disciplinary free
What's next they gonna plant something on
me? these games these SCDC Employees play
are old and violative of my rights I'm tired of
them abusing there powers and position (but) soon
As I put it in court I'm bad (or) they use
tactics like this which is violative to my rights. I
Come to you because you're civilized and seem to be an
overstanding person, I do not know if this
will damage my max out date (July 1st 2023)
I do not want to take a chance with
it I did nothing to violate policy at all (or) the
Law (please contact the necessary people ⁱⁿ Columbia and
the Director to have me immediately taken off lock
up. This Damaging me going home and there's no legal
reason for me to be sitting on Rth (or) no lawful
reason All I want to do be at peace and go home
I have no problem with no one (or) no
Roommates (IF) they have problems they need
to Deal with them Relocate them (not) harass
me I have not said anything to the guards or classifica-
tions see MR. Richburg SCDC knows it has a Big problem
mentally I'll prisoners, and inmates Junkies using

(5)

TAKE NOTICE: I want to make sure this practice
By SCDC officials is immediately stopped. All over
SCDC level 2's, level 3's, and level 1's. It's unconstitutional

Drugs and Need Rehab but Instead of
SCDC getting them Help they force them in cells
on others like me trying to do whats right and go
home SCDC needs to upgrade on housing,
mental health and Drug Rehab units to save
lives. because I sit back here watch these guys get
younger and younger on Drugs (dirty, hygien Not up to
part) but like this I'm pined on Rth because
I'm not getting into trouble, not doing Nothing
No one and trying to protect myself from (Covid-19)
and other variants to be truthful No one
Should have Roommates. (Now) Not one cellmate was
Compatible with me I have like 150 days to go
home No one with (10 yrs, 5 yrs, 3 yrs, 20 yrs) that's
Not compatibility with me and actually Indangering
me and putting my freedom in jeopardy. I said Nothing
me, J. Richburg my spirit will Not be down because
of this I serve a higher power and my Ancestors
Watch over me. I want you to know As a Man (I Appreciate
you listening to my complaint and ask please
do Overstand me, I'm sitting here for (No Reason)
Violated NO law No policy Get me from up Here
Please I'm o.k. If I had a Room mate by policy
they're to be compatible, Derrick Gatson, Ahmad Mcknight
or Morris Wilson not compatible with me (but) they
stuffed them in the cell with me [All I ask Get me from up Here

**SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
OFFICE OF GENERAL COUNSEL
RESPONSE TO INMATE CORRESPONDENCE**

TO: Shaheen Cabbagestalk
SCDC #: 295567
INSTITUTION: Evans Correctional
FROM: Office of General Counsel
DATE: January 27, 2023
RE: Inmate Correspondence


Mr. Cabbagestalk:

The Office of General Counsel has received your letters dated December 2, 2022 in our office on January 26, 2023. I have reviewed each letter. Per your complaints in the attached letters, you feel you were placed in RHU unfairly and that potentially could result in your maxout date changing.

Mr. Cabbagestalk, according to our records, you are now back in general population at Evans. As of today, your projected release date is 7-12-2023, please be advised that this date is subject to change at any time.

At this time, I will assume your complaints have been resolved since you are no longer in RHU.

If our office can be of any further assistance in the future, please let us know.



J. Richburg
Administrative Coordinator
Office of General Counsel

Shaheen Cabbagestalk #295567
EVANS C. J. (Rtn #103)
610 hwy 9 west
Bennettsville S.C. 29512

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JAN 26 2023

GENERAL COUNSEL

Attn: J. Richburg
General Counsel of SCDC

P.O. Box 21787/4444
Broad River Rd.
Columbia S.C. 29221-1787

MAIL ROOM

FEB 2 2023

ECI

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS

INMATE GRIEVANCE FORM

INMATE COPY

STEP 1

INMATE NAME: <u>Shaheen Cabbagestalle</u>	OFFICE USE ONLY
SCDC NUMBER: <u>295567</u> <u>JAN 23 2023</u>	Grievance No. <u>009-23</u>
INSTITUTION: <u>Evans C.I.</u> <u>A6</u>	Code: General <u>10/15</u>
HOUSING UNIT: <u>Rth #103</u>	Policy _____
WORK ASSIGNMENT: <u>None as of now</u>	Disc. Hear. _____
<u>(Emergency) [Fake Investigation]</u>	Class. _____
	PREA _____
	Date Received <u>1/23/23</u>
	IGC Initials <u>TC</u>

STATEMENT OF GRIEVANCE (Indicate the date of incident, and if the grievance is a challenge to SCDC Policy, specify which policy. Include supporting documentation and attach answered RTSM or Kiosk reference number.) 1-20-23

I was taken out the unit by orders of (A/W Ray) saying I'm being placed on Rth under (Investigation) because my cell mates keep moving. per SCDC policy OP-22.14 (General provisions) section (Any policy violation must be in written form) and I must be served a notice timely so I may contest it. It's been over 72 hrs. No paperwork for this (fake investigation) which is ~~not~~ NOT allowed by NO SCDC policy. Investigations are for policy violations (OR) law violations (I did not do) neither one. I want to be let off Rth immediately and placed back exactly where I was cell # 285 Cheraw-A and left alone with Shaheen Cabbagestalle 1/23/23 this NON-sense. I wish to be let off Rth today and left alone. I simply want to go home.

ACTION REQUESTED: Fire A/W Ray for abusing his Authority as an Associate warden / TO Be compensated for being kidnapped against my will (\$100,000 per day I sit on Rth under fake investigation for A/W Ray to be placed under investigation for abuse of Authority and plot of Rth)

ACTION TAKEN BY IGC: PROCESSED UNPROCESSED OTHER

no RTSM attached of informal resolution
Please submit a ARTSM to warden
stonebreaker to address your issue
+ complaint

J. Slack 1/23/23

IGC Signature _____ Date _____

WARDEN'S DECISION AND REASON:

Warden Signature

Date

- I accept the Warden's decision and consider the matter closed.
- I do not accept the Warden's decision and wish to appeal.

Grievant Signature

Date

IGC Signature

Date

INSTRUCTIONS FOR COMPLETING STEP 1 GRIEVANCE FORM

1. An informal resolution shall be attempted prior to the filing of Step 1 by sending an Inmate Request to Staff Member (RTSM) form or Kiosk reference number to the appropriate supervisor. A copy of the answered RTSM must be attached to the grievance when the grievance is filed.
2. Complete each section in its entirety writing only in the space provided for inmate use. No additional pages will be permitted.
3. Only one (1) issue is to be addressed on each form.
4. Submit the completed form by placing it in the Grievance Box at your institution within eight (8) working days of the date on the RTSM response; policy grievances can be filed at any time. Disciplinary and Classification Review appeals must be submitted within five (5) working days of the hearing/review. Do not write in the space provided for the Warden's response.
5. If you are not satisfied with the Warden's decision, you may appeal to the appropriate responsible official within five (5) days of your receipt of the Warden's decision, by placing your Step 2 appeal form in the Grievance Box at your institution.