

The State of South Carolina  
In The Court of Appeals

Appeal From Administrative Law Court  
Honorable Deborah Brooks Dueden

Case NOS. 2012-213396  
2012-213434

Billy Lee Lisenby, JR; #200273 ..... Appellant,

vi  
South Carolina Department of Corrections ..... Respondent

Appellant's 2<sup>nd</sup> Response To Motion To Compel  
Appellant to Supplement The Record

RECEIVED

JUN 21 2013

On May 30<sup>th</sup> 2013 this Honorable Court did infact give Appellant (10) days to file a return to the Respondent's Motion to Compel the Appellant to Supplement the Record. Appellant didn't receive the notice until June 6, 2013.

Appellant contends he has already made a return in this case. He knows that the General Counsel knows that Captain Tucker, L.T. Lavigne, and SGT. Conrad entered Appellant's Room (cell) on Jan. 31<sup>st</sup> 2013 and confiscated all his legal boxes, and they disposed of all his legal documents, and grievances against S.C.D.C. [See Exhibit #1 Letter From Dwayne Harle dated Feb. 13<sup>th</sup> 2013.]

So there is no way Appellant can produce the requested documents in Respondent's Motion to Compel. Therefore Appellant ask that this court deny Respondent's Motion, because they have access to all these documents. The Respondents are requesting something they and know Appellant does not have.

Dated: June 7<sup>th</sup> 2013

Respectfully Submitted,

Billy Lee Lisenby

LEGAL MAIL

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Certificate of Service

I hereby certify that I have served Respondent a copy of the "Appellant's 2nd Response To Motion To Compel Appellant to Supplement The Record" by depositing a copy of same in the United States Mail, postage prepaid, on June 7<sup>th</sup>, 2013, addressed as follows:

Shanika K. Johnson  
Staff Attorney  
S.C. Dept. of Corrections  
PO Box 21787  
Columbia, SC 29221-1787

Billy Lee Lisenby  
Billy Lee Lisenby JR; #200273  
200 Prison Rd  
Enoree SC 29335

LEGAL MAIL

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

TO: Inmate Billy Lisenby  
SCDC #: 200273  
INSTITUTION: Tyger River CI  
FROM: Dayne Haile  
DATE: February 13, 2013  
RE: Your Four Correspondences Dated 2/1/13

I am in receipt of your four correspondences dated February 1, 2013 regarding grievances, legal materials and your legal box.

Upon receipt of these correspondences I contacted Warden Riley. Warden Riley informed me that he met with you last week to discuss the request to staffs you sent to him. These requests to staff contained some of the same complaints that you sent to our office.

Warden Riley discussed the confiscation of your legal box due to the improper storage of non-legal items. You were informed again of the process for retrieving legal materials from your legal boxes via request to staff. You were subsequently allowed to go through all of your legal materials and sort them into four boxes. You were allowed to prepare a table of contents for yourself so that you would be certain about what materials you needed from what box based on your multitude of deadlines. Your legal boxes are being stored in the property room in SMU and you have been advised to request access through Capt. Barry Tucker when you need specific items.

In regards to your grievances, please request grievance materials through the Institutional Grievance Coordinator in compliance SCDC GA01.12-Inmate Grievance System.

In the future, please address these concerns through the institution so they can be handled at the institutional level.

S/ Dayne Haile  
Dayne Haile

cc: Warden  
Inmate Records

