

State OF South Carolina
IN The Court OF Appeals

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JUN 05 2023

Appeal From Horry County
Honorable R. Ferrell Cothran Jr
Honorable William H Seals Jr
Honorable Bruce William

SC Court of Appeals
Circuit
Court Judge
Chief Appeal Court
Judge

The State, Respondent

VS

Jamie Goss, Appellant

Case Number 2021-001271

MOTION

Emergency Bond For Extraordinary
Circumstances IN Jurisdiction of
South Carolina Appeal Court

Jamie Goss 294885
Ridgeland Correctional Inst.
Post Office Box 11549
Columbia South Carolina
29211

The State) State OF South Carolina
Respondant) IN The Court OF Appeals
v)
Jamie Goss) (Appeal From Horry County
Appellant) (Honorable Ferrell Coltraw Jr
) (Honorable William Seal Jr)
) (Honorable Bruce William
) (Appeal Court Judge)
) Appellate Case Number
2021-00127

Appellant responds to address matters unclarified and questions of law to answer this Emergency Pursuant to Rule 241 of S.C. ACR (c)(1), Appellant respectfully petitions this court for emergency Bond for extraordinary Circumstances for the following reason,

The substandard patterns or practices within SCDC in which this court is aware of these deficiencies over Crowding; Short of staff, including, but not limited to Security, Medical and mental health staff. Which leads to my skin to be destroyed; my tooth to decayed SCDC is very much aware of their failures to correct these substandard patterns or practices which would lead to serious bodily and Mental injury. This substandard patterns is still very much alive within SCDC and it is an health hazard due to all the above reason stated above

Furthermore SCDC response is lock-down 24/7; Appellant right to be free from the threat of the Covid-19-pandemic and the over crowded which cause my breathing problem more; under the Amendment the Constitution of the United States are being overlooked by this court dealing with extraordinary and compelling Circumstance. These Compelling reason are identified and addressed in the South Carolina Executive order State of Emergency and United State Exective order.

911:

SCDC response to the pandemic is problematic to the morale and overall mental health and still as 3 year's later Nothing has change for my health concern, Fact Finder have shown that SCDC has Substantially fallen below the ACA standard of a modern day Prison. There are a substantial risk of harm with overcrowding and remaining in close quarter during this life or death issued. Lock in or out of cell has the effect of raising the risk due to shortage of staff in the medical and security divisions.

When systematic deficiencies in staffing facilities or procedures make unnecessary suffering inevitable, a court should not hesitate to use the injunctive power. *Todaro vs. Ward*, 565 F2d, 48, 52 (2 cir 1977).

The overcrowding and understaffing within SCDC has expose Appellant to a constitutionally unacceptable substantial risk from the Covid-19 pandemic, and physical violence SCDC have manifested "deliberate indifference toward this risk. If this court over look or misapprehended this issue it to would have manifested further deliberate indifference toward this risk.

* It's No where I can get copy at this prison because of policy.

* I can't sleep good because the bed is to small; Im scared I might fall out of bed.

* Taxes payer didn't pay taxes for me to eat in a room, where bathroom are be used without Clean supply.

* SCDC has a public reputation for not meeting the statutory burden of humane treatment,

✘ A rehearing was held before the Honorable William Seal Jr. Judge Seal's ruling was similar to Judge Cothan and Appellate's motion was denied.

✘ Appellate filed an motion for a bond that was heard by the Honorable Bruce William which was also denied.

✘ All these thing dealing with Covid-19 has not changed nothing is SCDC. My concern is; my mom is still having a problem with Covid-19 3 years later; which lead to my health concerns as of today. SCDC have no follow up plan dealing with Covid-19 and everything else. The extraordinary circumstances for my kid is really causing problem in my life because I don't have a job to help them cause my lil kid drop out of school to pay bills because of my wife deportation where she can't work and can't get help from state due to over-stay on visa because I told her we was common law. SCDC does not have nothing in policy to rehabilitate a person of there charge. SCDC need to stop play with Tax payer money. Do you see this picture?

* You have over 1000 people on this ~~yard~~ yard and all around SCDC with only job's available for about 5% of population its NO where in the world a person can change.

* I went to the doctor and they can't find out what's cause my health problem so I'm asking what Good is it here for me but to die.

* Being locked in a cell is causing my health and my life to fall in a deep hole with a tomb with burial

IN CONCLUDING the Gov. put's Emergency Executive order in dealing with extraordinary and compelling reason which lead's for the Court to make a decision; Not the Attorney General. So at this time I'm ask the Court's to remove everything the Attorney General have failing meanin default. M

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
Division of Medical and Health Services

SICK CALL and DENTAL REQUEST

This form is to be used for:

- SICK CALL-SEGREGATED and CLOSE CUSTODY populations.
- DENTAL-at facilities where approved by dentist.

Inmate Name: Anthony Sny SCDC # 340427 Date 09/09/22

Institution: Bridgetland Dorm & Room/Cell Georgetown B#8

(Check only one) SICK CALL REQUEST DENTAL REQUEST

DISPOSITION: SHADED AREA FOR MEDICAL ONLY

You have a sick call/doctor/dental appointment on: _____ at _____

Nursing/dental instructions/response to inmate: _____

We have just started back doing cleanings because as soon as COVID started, we could not do cleanings, so it was over 2 years if your name comes up on list you will get OTR

Returned to inmate-SIGNATURE: ABeland DATE: 9/12/22

INMATE NAME: Anthony Sny SCDC # 340427

WHY DO YOU WISH TO BE SEEN ON MEDICAL SICK CALL OR IN THE DENTAL CLINIC?

I have been on the dental waiting list for five years for a teeth cleaning. Can I please get my teeth clean.

Received by Medical Staff - SIGNATURE: _____ DATE: _____

(NOTE: This form should be used for SMU, MSU, Death Row, Safekeeper, and Close Custody inmates only)

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
REQUEST TO STAFF MEMBER

TO: STAFF NAME: <u>Dentist</u> STAFF TITLE:		DATE: <u>5.15.23</u>
INMATE NAME: <u>Jamie Goss</u>		SCDC #: <u>294885</u>
INSTITUTION: <u>R-C-I</u>	DORM/SIDE/BED: <u>BA-37</u>	HOUSING TYPE: <input type="checkbox"/> RHU <input type="checkbox"/> R&E <input type="checkbox"/> INFIRMARY <input type="checkbox"/> SSR <input type="checkbox"/> DEATH ROW <input type="checkbox"/> ASSISTED LIVING UNIT (ALU) <input type="checkbox"/> N/A
REASON FOR PAPER REQUEST: <input type="checkbox"/> PREA <input type="checkbox"/> MEDICAL <input type="checkbox"/> MENTAL HEALTH <input checked="" type="checkbox"/> DENTAL <input type="checkbox"/> MEDICAL COPAY <input type="checkbox"/> MEDICAL RECORDS <input type="checkbox"/> KIOSK INACCESSIBLE (EXPLAIN): _____		
YOU MUST USE THE KIOSK IF YOUR PAPER REQUEST DOES NOT MEET ANY OF THE CRITERIA ABOVE.		
<p style="font-size: 1.2em;">Need 2 filling or 2 tooth pull please Sir. Thank's</p> <p style="font-size: 1.5em; text-align: right;">Jamie Goss</p>		
<p>DISPOSITION BY STAFF MEMBER:</p> <p style="text-align: center; font-size: 1.2em;">PLACED ON THE DENTAL WAITING LIST FOR: <u>Filling</u></p>		
DATE: <u>5/22/23</u>	STAFF SIGNATURE: <u>[Signature]</u>	

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Appeal From Horry County

Honorable R. Ferrell Cothran → Circuit Court Judge

Honorable William H Seal Jr → Chief Appeal Court Judge

Honorable Bruce William → Chief Appeal Court Judge

Case Number 2021-001271

The State Respondent

VS

Jamie Cross Appellant

I will ask this court to send a copy of this motion to the state which I don't think they should have anything to do with this case.

Dear Clerk

I'm under rule's in prison where I can't get copy of handwriten document; So I'm requesting the cost of Recorded, for case file number 2021-001271. Thank's and have a bless day. Which I don't know how I'm going to pay for this big file.

Jamue Goss

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SC Clerk of Appeals

Dear Jenny Abbott Kitchings,

This Motion is in responded to the letter dated May 16, 2023 which I received on May 23, 2023. While this office have my case in Abeyance I'm requesting for this Motion for Emergency Bond for extraordinary Circumstance for the following reason stated in motion. Also I will ask this Court to take in consideration that the State is violate my Due process and Gov. Executive Order which lead to you know what. This issue has a plain and unambiguous meaning. I can't put a proof of service because; I have no one to give me copy's because he got fried out the Church for giving me copy's. So Also with my whole case file, I would like a copy of this motion to file with the state. Thank's

Jemuel

Jamie Goss 294885
Ridgeland Correctional Institution
P.O. Box 2039
Ridgeland SC 29936



US POSTAGE IMPITNEY BOWES



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0000378436 MAY. 31. 2023



**RIDGELAND CORRECTIONAL
INSTITUTION**

MAY 31 2023

Mailroom

South Carolina Court of Appeal
Jenny Abbott Kitching Clerk
Post Office Box 11626
Columbia South Carolina 29217

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SC Court of Appeals

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