

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM THE ADMINISTRATIVE LAW COURT
Administrative Law Judge Robert L Reibold

ALC Case No. 23-ALJ-59 and 60
Appellate Case No. 2023-001002

RECEIVED

DEC 04 2023

SC Court of Appeals

JAY WALTER TATE, JR. 131879
Appellate

v.

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
Respondant

Motion to obtain leave of court to amend initial Brief
and expand the Designation of Matter to be included.

Motion to obtain leave of court to amend initial brief.

The Respondents failed to follow their own policy and procedure which resulted in wrong convictions. The Administrative Law Judge showed willful blindness toward the actual issues that was filed to have the appeal approved within their court. The Administrative Law Judge showed a willful blindness toward the requirement of procedural due process apply only to the deprivation of interests encompassed by the fourteenth amendment protection of liberty and property. The Appellate never filed notice of appeal to the Administrative Law Court on any good time credits. The appellate never filed any Step 1 or Step 2 Grievances.

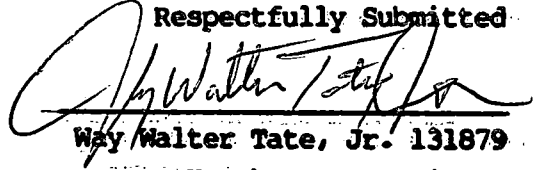
Motion to Expand the Designation of Matter. Appellate will request to have the following expand the Designation of Matter to be included:

1. Notice of appeal docket no 23-ALJ-04-0059-AP
2. Notice of Appeal Docket No. 23-ALJ-04-0060-AP
3. Incident Report
4. Disciplinary Report and Hearing Record

CONCLUSION

For the forgoing reasons, Appellate request that both motions be granted.

Respectfully Submitted

A handwritten signature in black ink, appearing to read "Way Walter Tate, Jr.", written over a horizontal line.

Way Walter Tate, Jr. 131879

Kershaw Correctional

4848 Gold Mine Highway

Kershaw, South Carolina, 29067

November 28, 2023

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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APPEAL FROM THE ADMINISTRATIVE LAW COURT
Administrative Law Judge Robert L. Reibold

SC Court of Appeals

ALC Case No. 23-ALJ-04-59 and 60

Appellate Case No. 2023-001002

JAY WALTER TATE JR. # 131879,

APPELLANT

v.

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS,
RESPONDENT

CERTIFICATE OF SERVICE

I, Jay Walter Tate, Jr., hereby certify that a true copy of the Appellant's Motion to Expand the Designation of Matter to be included in the record on Appeal to Respondent addressed as follows:

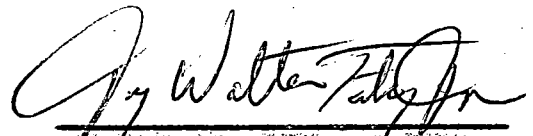
Christina Catoe Bigelow, Deputy General Counsel

Office of General Counsel

South Carolina Department of Corrections

P.O. Box 21787

Columbia, South Carolina 29211



Jay Walter Tate, Jr. || |||||879

Kershaw Correctional

4848 Gold Mine Highway

Kershaw, South Carolina 29067

November 28, 2023

Jay Walter Tate, Jr. 131879
Kershaw Correctional Institution
4848 Gold Mine Highway PA-31
Kershaw, South Carolina 29067

November 28, 2023

Jenny Abbott Kitchings, Clerk
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211
RE: Jay Tate 131879 v. SCDC
Appellate Case No. 2023-001002

RECEIVED

DEC 04 2023

SC Court of Appeals

Dear Ms. Kitchings,

I am filing a Motion to Obtain Leave to amend my initial Brief and to expand the designation of Matter to be included in the record on appeal.

The officials at Perry Correctional Institution used a high level of misconduct with disciplan corrections. I arrived at Perry Correctional on October 12, 2022 from Lee Correctional. The next day I picked up my property in the visitation room and crossed paths with and spoke to Warden Charles Williams. I asked him how another male inmate could wear a bra, lipstick, and fingernail polish and have shoulder length heir, in which he responds that my question was "above his pay-grade". On November 02, 2022 I had a disciplinary hearing at Perry Correctional Institution and had the case heard by hearing officer P. Hough of Kershaw Correctional Institution.

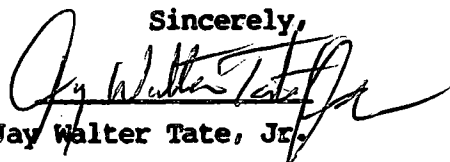
The hearing officer conspired with the officials at Perry Correctional in way refusing to use SCDC 19-79 Controlled Substance and Dispostion Form, which establishes the extent of illegal drug that was found. I also request the allege Android phone recording that was watched in secerecy to determine my guilt.

I had a parole hearing on Feb 22, 2023 and the only questions the Parole Board asked about was the drugs. They thought that I was being dishonest with them. The next morning I get a call from the Chaplin and was informed that my mother, Gloria G. Tate, had passed away. She had cried herself to death.

Ms. Kitchings, will you please point me in the right direction that I would report this high level of misconduct to for proper incestigation?

I sincerely thank you for your time and consideration in this important matter. Your time and efforts are greatly appreciated. Enclosed is a copy of this motion clocked-stamped-and-dated that you requested.

Sincerely,



Jay Walter Tate, Jr.

cc: Christina Catoe

Jay Tate # 131879 P-A-31
Kershaw Correctional Institution
4848 Goldmine Highway
Kershaw, South Carolina 29069



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The Honorable Jimmy A. Kitchens
Clerk of Court, Court of Appeals
Post Office Box 11627
Columbia, South Carolina 29211

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MAIL ROOM

