

The State of South Carolina  
IN THE COURT OF APPEALS:

Appeal From The South Carolina  
Department Of Corrections:

S. Phillip Lenski, Administrative Law Judge...

Docket NO: 13-ALJ-04-0192-AP

S. C. D. C.,  
Respondent

Vs.

Willie James Roundtree #267355  
Appellant

[Notice of Appeal From The Decision  
OF The Administrative Law Judge..]

To: JENNY ABBOTT Kitchings, Clerk  
P.O. Box 11629  
Columbia, S.C. 29211

RECEIVED

SEP 09 2013

Dear Mrs. Kitchings,

I, Willie James Roundtree #267355, bring this matter before the South Carolina Court of Appeals. I've had a bad decision rendered against me. I've been convicted of SCDC violation (898)-Possession of Any Communication Device. Administrative Law Court Judge S. Phillip Lenski has clearly seen from the paperwork I've filed that SCDC Policy, Procedure, and Regulations were not followed in my case.

The Constitutional minima was not met in my case. The minima (#2) states, "fact finders must prepare a written statement of the evidence relied on and reasons for the disciplinary action."

In my case the fact finders evidence relied on was false and the false statement is a factor in the reason I was found guilty. A cell phone was never turned in, nor a picture of a cell phone. Yet the narrative of my incident report states I was (seen/caught) using a cell phone and it would be delivered to lower Savannah pre-release. This information has proven to be false. I strongly disagree with the conviction being affirmed, when in fact, I'm not guilty. This is definitely in violation of the constitutional bare minima of due process. I've lost good time, work credits, and my custody level changed by being falsely convicted of this offense. By me being innocent of this (898) violation, there is a direct injustice to my state created liberty interest. I understand that the A.L.J.'s order must be confined to the record. In my case, the record has been proven to be erroneous, (yet the conviction was affirmed). I, the appellant, ask that this court look over everything I submit pertaining to my case, and correct this error of law.

I've added a copy of the affirmed order, and my reply principal brief for your review. The appellant therefore contends that the ends of justice would best be served by vacating this conviction.

Date: 9/4/13

cc: Jenny Abbott Kitchings, Clerk  
Dept. of General Counsel  
Judge: S. Phillip Lenski, A.L.C.  
file

Sincerely,

Respectfully Submitted,

#267355  
s/Willie James Roundtree  
Trenton C.I. 3-B48  
84 Greenhouse Rd.  
Trenton, S.C.  
29847

The State Of South Carolina  
In The Court Of Appeals

APPEAL From The South Carolina  
Department Of Corrections

S. Phillip Lenski, Administrative Law Judge

Docket NO: 13-ALJ-04-0192-AP

South Carolina Department Of Corrections,  
Respondent,  
vs.

Willie James Roundtree, #267355, Appellant

[Proof Of Service]

I certify that I served the notice of appeal  
on Jenny Kitchings by depositing a copy of it in  
the U.S. mail, postage prepaid, on 9/4/13  
Addressed to:

Jenny Abbott Kitchings, Clerk  
P.O. Box 11629  
Columbia, S.C.  
29211

Date: 9/4/13

S/Willie James Roundtree #267355  
Trenton C.I. 3-B48  
84 Greenhouse Rd.  
Trenton, S.C.  
29847

The State Of South Carolina  
IN THE COURT OF APPEALS

APPEAL FROM THE SOUTH CAROLINA  
DEPARTMENT OF CORRECTIONS

S. Phillip Lenski, Administrative Law Judge  
Docket No: 13-AKJ-04-0192-AP

South Carolina Department of Corrections  
Respondent

Vs.

Willie James Roundtree #267355, Appellant

[ PROOF OF SERVICE ]

I certify that I served the Notice of Appeal  
ON S.C. D.C., by depositing a copy of it in  
the U.S. Mail Postage Pre-paid, on 9/4/13

Addressed to: Dept. of General Counsel  
S.C.D.C.

P.O. Box 21787

Columbia, S.C.

29221

DATE: 9/4/13

s/ Willie James Roundtree #267355

Trenton, C.I. 3-B48

84 Greenhouse Rd.

Trenton, S.C. 29847

The State of South Carolina  
In The Court of Appeals

APPEAL From The South Carolina  
Department of Corrections

S. Phillip Lenski, Administrative Law Judge...  
Docket No: 13-ALJ-04-0192-AP

South Carolina Department of Corrections,  
Respondent,

vs,

Willie James Roundtree, # 267355 - Appellant

### [PROOF OF SERVICE]

I certify that I served the notice of appeal on  
Judge S. Phillip Lenski: By depositing a copy of it in  
the U.S. Mail, Postage Prepaid, on 9/4/13  
addressed to: Judge S. Phillip Lenski:  
Edgar A Brown Building  
1205 Pendleton St., Suite 224  
Columbia, S.C. 29201

DATE: 9/4/13

S/ Willie James Roundtree # 267355  
Trenton C.I. 3-B48  
84 Greenhouse Rd.  
Trenton, S.C.  
29847

THE STATE OF South Carolina  
IN THE COURT OF APPEALS...

THE Honorable/Jenny Abbott Kitchings  
CLERK, S.C. Court of Appeals  
P.O. BOX 11629  
Columbia, S.C. 29211

RE: Willie James Roundtree<sup>#</sup> 267355 / filing pro-se  
Appellant

Vs.

S.C.D.C.  
Respondent

Docket No: 13-ALJ-04-0192-AP

Dear Mrs. Kitchings:

Enclosed are the following:

- (1) Proof of Service.
- (2) A copy of the order which is to be challenged on appeal.
- (3) This appeal is being filed with your office because, I strongly disagree with the decision of the A.L.C. as a matter of law.
- (4) A request for waiver of filing fee, I put together myself.

DATE: 9/4/13

CC: Dept of General Counsel  
A.L.C.  
file

**RECEIVED**

SEP 09 2013

S.C.  
29847

**FIRST CLASS**

Attn: Honorable Jimmy Abbott Kitchens, Clerk  
P.O. Box 11629  
Columbia, S.C. 29211

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**SC Court of Appeals**

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