

MAY 04 2026

SC Court of Appeals

The State of South Carolina, Respondent

v.

Phillip D. Newberry, Appellant

Appellate Case No.: 2024-000715

Dear Mrs. Harrison

I Received a letter Dated 3-25-2026 Noting "deficiencies" in my certificate of Service. I am attempting to Remedy this but I need an extension or Continuance on the time frame. I was told I have 10 days to respond. The letter was not received until 4-2-2026, which would allow me only 2 days, which is unreasonable. The Federal Court System allows 21 from the date received.

I have already filed requests for law library time, and am awaiting responses. I must also note that in County, when I was there I did not have access to forms. They merely posted the Rules, and offered no Templates, or information on format, at least at the time I drafted the documents

That being said I cite Erickson v. Pardus, 551 U.S. 89 (2007) to fix the discrepancy until I can get to the law library, which states that "a pro se filing is to be construed liberally, and held to a less stringent standard than documents drafted by lawyers." Surely you have government addresses on hand.

I await Responses and OTR's from Kirkland. There is no kiosk on my unit, so it takes time. As an inmate I have "been stripped of means of protection and contact with the outside world... [and] the government is not at liberty to let nature take its course" Farmer v. Brennan, 511 U.S. 825 (1994). (I believe that's right I'm going off of memory, it might be Estelle v. Gamble)

I would appreciate if you could contact the Jail and tell them I need more appropriate accommodations. I have cited The United States v. Theodore Bundy for unrestricted law library access. I assume this library has templates, as I don't even have a tablet. Their New Handbook intentionally hinders access to the Courts. See: Bounds v. Smith.

"only the written word is the Law, and All persons are Entitled to Its Benefits."

Bostock v. Clayton Cnty, 140 S.Ct. 1731 (2020) - Justice Gorsuch

Also: Mail Room & Notary Services are not available on weekends!

4-2-2026

Phillip Newberry

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SC Court of Appeals

The State of South Carolina, Respondent  
v.  
Phillip D. Newberry, Appellant

Appellate case No.: 2026-000715

Dear Mrs. Harrison,

The Attached letter was drafted on 4-2-2026. The same day I sent a Request for law library access, and received a response on 4-10-2026 that says "in order to have Access to the law library while in R&E status, you must have a Court order Date (30 Days or Less-Forward) with Proof of Paperwork. Otherwise you must wait until you are assigned to a Permanent Yard."

Personally I would consider this a Bounds v. Smith & Lewis v. Case violation. I showed them the Paperwork you sent. I also wrote the Courthouse for a Sec. 1983. (I have never had anything dismissed as Frivolous) over wrongful imprisonment as at the time of Release on 10-4-2024 the Sr. Judicial Branch stated Pre-trial time was x3 per day. I have also had crimes committed against me by staff, and I've had HIPAA Breaches, as well as my time with DMH not calculated, but I've been ignored. I have also been waiting on legal material, paper, envelopes etc.

If my appeal has been dismissed I would be perturbed. That deadline is unreasonable. However I maintain my innocence, and would cite the Alan Collie (Youtuber) case out of VA. You can't harass people and then get mad when they retaliate when you've been given a fair warning. One of the "victims" admitted to forgery etc. So I would like a direct appeal but if law enforcement has prevented that, then I have the right to file a civil complaint, and will file PCR. I have evidence of bribery, and reason to believe that blackmail is involved, so I do hope for an appeal, and for it to be en banc considering the constitutional challenges that were raised pursuant to Fed. R. Civ. P.

I have already rooted out waste, fraud, abuse & malfeasance at Kirkland, so I expect minimal support from administrative staff. Criminal activity that frankly I wouldn't mind if it didn't become my problem. But I assure you I will correct the certificate of service ASAP if Erickson v. Pardus does not suffice. The state cannot physically prevent me from filing an appeal and dismiss my case due to confinement, merely to protect people from accountability.

4-10-2026

Phillip Newberry

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Dear Clerk,

SC Court of Appeals

I am not being allowed to use a Notary, get legal supplies ie Pens, Paper, etc. Use law library, etc. I would appreciate it if you could do something about that. I've been waiting since 4-4-2020, for a Notary, & supplies. Someone needs to make these people actually respect that people have stuff to deal with.

Phillip D Newberry, 400374  
Kirkland Reception & Evaluation, F3A-107  
4344 Broad River Rd.  
Columbia S.C. 29210

COLUMBIA SC 290

1 MAY 2026 PM 3



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Catherine S. Harrison  
Clerk of the Court  
Unit 1226 Senate Street Courthouse  
Columbia S.C. 29201  
Columbia S.C. 29201

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SC Court of Appeals



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