

The South Carolina Court of Appeals

Marion Wade Frye, #375354, Appellant,

v.

United States; State of South Carolina; Prisma Health Midlands Hospital; Prisma Health Midlands Hospital Chief Executive Officer No. One; Prisma Health Midlands Hospital Chief Executive Officer No. Two; South Carolina Department of Corrections; South Carolina Attorney General's Office; South Carolina Attorney General Alan McCrory Wilson; South Carolina Department of Corrections, Director Bryan Sterling; Alan Howard Brill, MD; Nicholas D. Papadea, MD; George Shealy, RN; Colby Bounds, RN; Gabrielle Jenkins, RN; Linda Heatwole, RN; Victoria, RN; Larence Smith, RN; Samantha Robinson, RPA; Trisha Ann Jones, CRNA; South Carolina Department of Corrections; Carolina Governor Henry McMaster; Emmeline Lafitte, NP, Defendants,

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SC Court of Appeals

of which Gabrielle Jenkins, RN; Linda Heatwole, RN; Victoria, RN; Larence Smith, RN; Samantha Robinson, RPA; Trisha Ann Jones, CRNA; South Carolina Department of Corrections, Director Bryan Sterling; Henry McMaster; Emmeline Laffitte, NP are the Respondents.

Appellate Case No. 2025-002448

The Honorable Daniel Coble
Richland County

Trial Court Case No. 2025CP4001961

MOTION

TO REINSTATE APPEAL

(1): Petitioner moves the Court Pursuant to Rule 240 (d): In Extraordinary Cases the appellant Court may relieve the Filing Fee, S.C.A.C.R., Rule 260: Reinstate, S.C.A.C.R., and Rule 41: The Court may Stay Proceedings

PAGE ONE (1):

Appellant Case No. 1, 2025-002450

(1): Until Petitioner has Complied with the order, S.C.R.C.P., Rule 5 (d): The Court may Permit and Proceed as though the same had Not Been Served, (e): The Judge to Permit Filing, S.C.R.C.P. Pursuant to Rule 4(c): Service of Process by any Person Designated by the Court, S.C.R.C.P. Pursuant to S.C. Const. Art. XII, § 9: Control of Convicts; S.C. Const. Art. IV, § 1: chief magistrate; and S.C. Code 1976 Ann. § 1-3-440 (2) and other laws and Constitutional Rights Secured to Appellant that appellants Rights are being Violated of the Equal Protection of the Laws and Pursuant to Houston v. Lack, 487 U.S. 266 (1988) (Appellant's Petition Was Filed at the Moment of delivery to Prison Authorities), Appellant Shows the Following to the Courts:

(2): Petitioner is an Inmate Pursuant to the Code of Laws of South Carolina 1976 Annotated and South Carolina Constitution:

(3): Petitioner does Not have Respondant's addresses available of Lost Property by the South Carolina Department of Corrections (hereafter S.C.D.C.) and Appellant is Constantly being obstructed Appellants Access to the Courts; See Exhibits 30 and 31 Enclosed;

(4): Appellant has Requested this Court to Provide Appellant the Respondant's Current addresses on File to Service and Process all documents and orders and am Not being Provided No Responses;

(4): Appellant has Requested this Court to Provide Appellant the Respondant's Current addresses on File to Service and Process all Documents and orders, and am Not Being Provided No Response;

(5): S.C.D.C. is Constantly obstructing and Hindering Appellant's Access to the Courts and also Committing MAIL Fraud Pursuant to title 18 U.S.C.A. § 1346 Pursuant to title 42 U.S.C.A. § 1985 (2) and (3) in Appellant's Actions;

NOTICE

Emergency

CRIMINAL ACTIVITY

A/C No. 2025-002448 J A/C No. 2025-002449 J
SOUTH CAROLINA DEPARTMENT OF CORRECTIONS

INMATE GRIEVANCE FORM

STEP 1

Exhibit (30)

INMATE NAME: MARION WADE FRYE
SCDC NUMBER: 375354
INSTITUTION: Ridgeland Corr. INSTITUTION
HOUSING UNIT: Beaufort - A #28 JUN 30 2026
WORK ASSIGNMENT: Ass / Dorm Worker J.O.

OFFICE USE ONLY
Grievance No. RCI-0112-26
Code: General MA/IS
Policy _____
Disc. Hear. _____
Class. _____
PREA _____
Date Received 7/1/26
IGC Initials MM

STATEMENT OF GRIEVANCE (Indicate the date of incident, and if the grievance is a challenge to SCDC Policy, specify which policy. Include supporting documentation and attach answered RTSM or Kiosk reference number.)

Access To the Courts :

I Put my Legal mail sticking out the Crack of my door Cell #28 - Beaufort - A on Sunday Night June 28, 2026 of my Change of Addresses and motions for Extension of times in Cases Listed Below and my mail "Legal mail" is being Neglected and Refused to be provided to the mail room and of the Dorm Lieutenant stating She can Not take my Legal mail Even during Extended Lock-down an Emergency of Access to the Courts of my Pending Legal Actions in the Courts :

In the United States Court of Appeals For the District of Columbia
Civil Action No. : 1:25-CV-02897-CRC :

In the United States District Court of South Carolina Florence Division
Civil Action No. : 5:24-CV-01893-JD-KDW

In the State of South Carolina Court of Appeals

C/A No. : 2025-002448

C/A No. : 2025-002449

C/A No. : 2025-002450

Marion Wade Frye June 29, 2026

Grievant Signature

Date

of Cases Being Dismissed endangered :

ACTION REQUESTED: Enable me Daily Access to the mail room and to file the Redress of Grievances of Emergency Access to the Courts and Cease and Desist in the Obstruction and Hindrance of the mail/legal mail materials

ACTION TAKEN BY IGC: ☐ PROCESSED ☐ UNPROCESSED ☒ OTHER

This grievance has been processed (Reviewed) and is being returned (No Warden's Decision) for, but not limited to you because you failed to obtain Informal Resolution from the Mailroom regarding mail pickup. Also, for failing to obtain informal information from Law Library Services. Emergency Review is not warranted per Ms. McKie, Branch Chief due to failing to follow proper procedures.

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M. E. Montan

7/1/26

IGC Signature

Date

SC Court of Appeals

(CONTINUE ON REVERSE)

WARDEN'S DECISION AND REASON:

Marion Frye 375354

ECI 0238-26

I have reviewed your grievance. In your grievance you allege you submitted several RTSM to receive legal supplies in which you have not received. You allege due to not receiving the legal supplies requested you state and federal courts cases are in jeopardy of being dismissed. You are requesting to receive the legal supplies requested. According to the business office manager your legal supplies were delivered to RHU on 05/29/26. Per Captain McCrae, you were issued your legal supplies on 06/03/26.

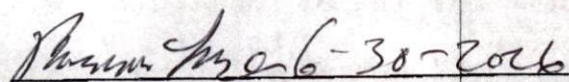
Therefore, your grievance is upheld.

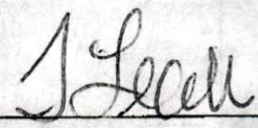
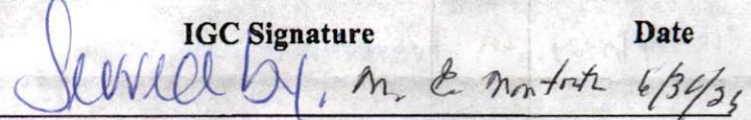
If you disagree with this Warden's Decision (Decision), you may file an appeal by completing SCDC Step 2 Inmate Grievance Form 10-5A, provided to you while serving you this Decision, and placing it in the Grievance Box at your local correctional institution within five (5) days of your receipt of this Decision.


Warden Signature Date

☐ I accept the Warden's decision and consider the matter closed.

☒ I do not accept the Warden's decision and wish to appeal.


Grievant Signature Date


IGC Signature Date


INSTRUCTIONS FOR COMPLETING STEP 1 GRIEVANCE FORM

1. An informal resolution shall be attempted prior to the filing of Step 1 by sending an Inmate Request to Staff Member (RTSM) form or Kiosk reference number to the appropriate supervisor. A copy of the answered RTSM must be attached to the grievance when the grievance is filed.
2. Complete each section in its entirety writing only in the space provided for inmate use. No additional pages will be permitted.
3. Only one (1) issue is to be addressed on each form.
4. Submit the completed form by placing it in the Grievance Box at your institution within eight (8) working days of the date on the RTSM response; policy grievances can be filed at any time. Disciplinary and Classification Review appeals must be submitted within five (5) working days of the hearing/review. Do not write in the space provided for the Warden's response.
5. If you are not satisfied with the Warden's decision, you may appeal to the appropriate responsible official within five (5) days of your receipt of the Warden's decision, by placing your Step 2 appeal form in the Grievance Box at your institution.

NOTICE

Emergency

CRIMINAL ACTIVITY

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS

INMATE GRIEVANCE FORM

STEP 1

EXHIBIT (30)

INMATE NAME: MARION W FRYE

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SCDC NUMBER: 375354

INSTITUTION: EVANS C.I.

HOUSING UNIT: MA-0239-A

BY: 51

WORK ASSIGNMENT: N/A

OFFICE USE ONLY

Grievance No. ECI-0289-26

Code: General

Policy

Disc. Hear.

Class.

PREA

Date Received 5/10/24

IGC Initials

STATEMENT OF GRIEVANCE (Indicate the date of incident, and if the grievance is a challenge to SCDC Policy, specify which policy. Include supporting documentation and attach answered RTSM or Kiosk reference number.)

Pursuant to Amendments, Codes, Statutes, Laws, and Acts I am Being Obstructed, Hindered, and Neglected of my "Numerous" S.C.D.C. 19-11 Forms RTSM and S.C.D.C. 10-14 Forms provided to the RTHU administration via mail for Requested Access to the Courts and Legal Supplies Requested via interinstitutional mail that my cases in the State and Federal Courts are endangered of and are Being Dismissed for I am Submitting these Numerous Forms and administration is stating they are Not Receiving Anything from me?

U.S. Supreme Court, C/A No: 5:24-CV-01983-JD-KDW

U.S. Appeal Court for the District of Columbia: C/A No: 1:25-CV-02897-CRC

U.S. District Court of S.C.: C/A No: 5:26-CV-00132-JD-KDW

S.C. Court of Appeals: C/A No: 2025-002445

2025-002445, 2025-002449 and 2025-002450: Marion Wade Frye May 16, 2026

Grievant Signature

Date

ACTION REQUESTED: Enable me access to the Courts of my Request and cease and Resist in the Abuse, Obstruction, Harassment, and Neglect of Pursuing my Law Suits:

ACTION TAKEN BY IGC: ☒ PROCESSED ☐ UNPROCESSED ☐ OTHER

See Warden Response M. Bach

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IGC Signature

Date

SC Court of Appeals

WARDEN'S DECISION AND REASON:

Warden Signature

Date

☐ I accept the Warden's decision and consider the matter closed.

☒ I do not accept the Warden's decision and wish to appeal.

Marion Lye *Reception*
7-7-2026

Grievant Signature

Date

IGC Signature

Date

INSTRUCTIONS FOR COMPLETING STEP 1 GRIEVANCE FORM

1. An informal resolution shall be attempted prior to the filing of Step 1 by sending an Inmate Request to Staff Member (RTSM) form or Kiosk reference number to the appropriate supervisor. A copy of the answered RTSM must be attached to the grievance when the grievance is filed.
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JUL 14 2026

(6): Appellant is Receiving the Courts orders after the Deadlines Dates Provided of ten (10) days and of being transferred From Institution to Institution within S.C.D.C. to obstruct Appellant of the Courts orders and Courts Actions;

(7): Appellant Being Intimidated, Retaliated against, Physically assaulted, and mistreated of endeavoring to Ruove Appellant's Courts actions and Appellant's Life, Safety, and Wellbeing is in imminent danger, and S.C.D.C. Refuses Petitioner's Request For Protective Custody Programming;

(8): S.C.D.C. is Not Enabling Petitioner Sufficient Access to the Courts mail Box of Extended Lockdowns and Legal Supplies Requested to Litigate Appellant's Actions of Requested to Pay For;

RELIEF

(9): Appellant request the Court to Grant Appellant's motions and what the Courts Find Just and Proper, Exhibit in this Action, and Exhibits 30 and 31 Enclosed;

DECLARATION

I am an inmate Confined in an Institution and Deposited my motion to Reinstated in the Institutional mail, Postage Paid by me or the Institution;

I declare under the Penalty of Perjury the Following is true: DATE Deposited in mail: July 7, 2026

DATE: July 7, 2026

Marion Wade Frye #375354

CERTIFICATE OF SERVICE

I, MARION Wade FRYE #375354 do hereby Certify that I have Served Appellant's Motion(s) To Reinstated by Depositing a Copy of the Same U.S. mail addressed as Follows:

South Carolina Court of Appeals

Attn: Chief Justice and Clerk

P.O. Box 1629 Columbia, SC 29211

Marion Wade Frye

MARION WADDE FRYE #375354

July 7, 2026

P.O. Box 2039, Ridgeland, SC 29936

Page Three (3):

MARION WHITE FRYE #375354

Ridgeland C.I. BA #28

Ra Box ~~11629~~ 2039

~~████████████████████~~

Ridgeland, S.C. 29936

#375354

LEGAL MAIL

RIDGELAND CORRECTIONAL
INSTITUTION

CHARLESTON SC 294

JUL 08 2026

10 JUL 2026 AM 3 L

Mailroom



US POSTAGE and PITNEY BOWES



ZIP 29936 \$ 001.03⁰
02 4W
0000378436 JUL 08 2026

South Carolina Court of Appeals

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JUL 14 2026

Attn: Chief Justice and Clerk

P.O. Box 11629
Columbia, South Carolina 29211

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