

March 12, 2014

The Honorable Daniel E. Shearouse
Clerk of Court, Supreme Court
Post Office Box 11330
Columbia, SC 29211

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MAR 17 2014

S.C. SUPREME COURT

Re : Darrell L. Goss vs. The State
Appellate Case No : 2014-000355

Dear Mr. Shearouse :

Enclosed, please find for filing the original Motion for Temporary Restraining Order and/or Preliminary Injunction. Please file the original and return a clocked-stamp copy to me that I may serve the Respondent in this matter.

With best regards, I am

Sincerely,

Darrell L. Goss

Darrell L. Goss #305517

Lieber Corr. Inst.

P.O. Box 205

Ridgeville, SC 29472

STATE OF SOUTH CAROLINA

In the Supreme Court

Appeal from Charleston County
Court of Common Pleas

Honorable Roger M. Young, Sr., Circuit Court Judge

Appellate Case No. : 2014-000355

Darrell L. Goss Petitioner,
S.C.D.C. # 305517

VS.

State of South Carolina Respondent.

**MOTION FOR TEMPORARY
RESTRAINING ORDER AND/OR
PRELIMINARY INJUNCTION**

Darrell L. Goss #305517
Lieber Correctional Institution
Post office Box 205
Ridgeville, SC 29472

PETITIONER, PRO SE

Petitioner, Darrell L. Goss ("Mr. Goss"), pro se, hereby moves this Honorable Court, pursuant to Rule 240 (a) of the South Carolina Rules of Appellate Practice to issue an order restraining or otherwise preventing the South Carolina Department of Corrections ("SCDC") from prohibiting Mr. Goss from making legal copies of hand-written materials while this case is pending on the grounds that such policy prevents Mr. Goss from serving copies of his pleadings upon opposing party in this matter as required by the Rules .

ARGUMENT

According to SCDC's Policy, GA-01.03, entitled " Inmate Access to the Courts ", inmates are not allowed to make copies of any documents that have been solely originated, generated, written, typed or created by the inmate . This Court has already addressed this issue in Hendricks v. SCDC, 385 S.C. 625, 686 S.E.2d 191 (2009) in which the Court informed SCDC that its policy is unreasonable . However, SCDC has done nothing to change its unreasonable policy, but continues to create a hardship for inmates to make legal copies (see Exhibit A) .

The Rules of Appellate Practice requires that all pleadings file in this Court must be serve on the opposing party. However, if Mr. Goss is not allowed to make copies of his pleadings because of SCDC's policy, then he is prevented from serving the opposing counsel in this action .

CONCLUSION

Based upon the foregoing, Petitioner respectfully asks this Court to restrain or otherwise prevent SCDC from prohibiting him from making legal copies of hand-written materials while this case is pending.

Respectfully Submitted,
Darrell L. Goss

Darrell L. Goss #305517
Lieber Correctional Inst.
Post Office Box 205
Ridgeville, SC 29472

March 12, 2014
Ridgeville, SC


PETITIONER, PRO SE

EXHIBIT (A)

**SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
OFFICE OF GENERAL COUNSEL
RESPONSE TO INMATE CORRESPONDENCE**

TO: Inmate Darrell Goss
SCDC #: 305517
INSTITUTION: Lieber CI
FROM: Christopher Florian
DATE: 12-18-13
RE: Correspondence dated 12-12-13

SCDC's photocopy policy is in compliance with constitutional requirements. If you have specific documents which you believe should have been copied, please provide those documents, along with supportive information to appropriate institutional officials.

S/ 
Christopher Florian
Deputy General Counsel

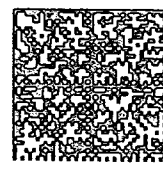
Darrell L. Goss # 305517
Lieber Correctional Institution
Post Office Box 905
Ridgeville, SC 29472

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The Supreme Court of South Carolina
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