

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM THE ADMINISTRATIVE LAW COURT

Deborah Brooks Durden, Judge

T. Terrell Bryan, 254538, Appellant,

v.

South Carolina Department of Corrections, Respondent.
Appellate Case No. 2014-002366

RECEIVED

MAR 27 2014

PETITION TO COMPEL

SC Court of Appeals

Appellant hereby petitions the court for an order compelling SCDC to photocopy my legal documents & states:

FACTS

1. Per attached EXHIBIT #113 - Warden's Decision & Reason in Griev. No. MCCZ 0151-14, the Warden stated that the stage play document are not legal. This is even after I informed the Warden that the 14 documents are needed to prove my claim in this case.

LAW

2. The U.S. District Court has already found this practice to be unconstitutional. see Wise v. Moore, 2013 WL 1703778 (D.S.C. March 2013) (SCDC policy GA-d.03 "Inmate Access to the Courts" governs photocopies for inmates. Paragraph 13.1 of that policy provides: "Inmates may request photocopies of legal materials & documents to support a pleading.")

ARGUMENT

3. I only have one copy of the 14 pages that needs to be copied. IF I send the court my only copy I am sure I won't be able to get it back. Opposing Counsel Chris Florian, Esq. / Staff Attorney can contact Ig / Ms. Talbert & request that Talbert submit a copy to the court to review in support of this court determination to Compel side to photocopy the 14 pages.
4. WHEREFORE, I pray such relief is granted.

3/24/14, SC
dated

x. P-1213
T. Terell Bryan
#254538, SMU-B19, MCC
385 Redemption Way
MCC OMI, SC 29899

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM THE ADMINISTRATIVE LAW CLERK

Deborah Brooks Durden, Judge

T. Terrell Bryan, 254538, Appellant,

v.

South Carolina Department of Corrections, Respondent.

Appellate Case No. 2014-003356

PROOF OF SERVICE

I certify that I have served the Petition to Compel by depositing a copy of it in the United States Mail, postage prepaid, on 3/24/14 addressed to opposing counsel Chris Florian/Staff Attorney (Inter-Agency Mail).

3/24/14, SC
dated

x. T. Terrell Bryan
T. Terrell Bryan
#254538, SMJ-B19, MCC
385 Redemption Way
McCormick, SC 29899

RECEIVED

MAR 27 2014

SC Court of Appeals

**SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
INMATE GRIEVANCE FORM**

STEP 1

INMATE NAME: <u>T. Terrell Bryan</u> SCDC NUMBER: <u>254633</u> INSTITUTION: <u>MCCI</u> HOUSING UNIT: <u>SMD-B19</u> WORK ASSIGNMENT: <u>N/A</u>	OFFICE USE ONLY Grievance No. <u>MCCI0151-14</u> Code: General <u>JPTIS</u> Policy _____ Disc. Hear. _____ Class. _____ PREA _____ Date Received <u>03-11-14</u> IGC Initials <u>PT</u>
---	--

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.)

Per Bryan v. SCDC (), 14-ALJ-04-0004-15 & 0003-15, this case deals with SCDC denying me educational materials & the ability to complete my college course with College Guild. I sent 14 pages to be copied, see attached EXHIBIT #28, 30, 67, 68, 69, 66, & 29 & was refused per Warden Cartledge as not being legal work on 3/06/14, see EXHIBIT #33 - INFORMAL RESOLUTION.

The EXHIBITS are documents that I need to prove my claim, by denying me copies of these documents, SCDC is denying me access to the courts &/or the ability of a pro se to prosecute his case.

INFORMAL RESOLUTION. see EXHIBIT #93 & #34.

PTM 3/10/14
 Grievant Signature Date

ACTION REQUESTED:
 Reviewed grievance 14/ page copied two (2) times each!
 See Warden/s Decision

ACTION TAKEN BY IGC: PROCESSED UNPROCESSED OTHER

Reviewed grievance
 See Warden/s Decision

P. Talley 3-14-14
 IGC Signature Date

(CONTINUE ON REVERSE SIDE)

110

REQUEST

Law Library
~~Mailroom & for Corp Taxes~~
T. Terrell Bryan
MCCI

2/24/14
~~2/14/14~~
254538
SPU-B19

Per
Franklin
/all

3-6-14

Not Hand made

- I request two copies of each.

NOTE, the Affidavit enclosed is my rough draft showing you that College Guild papers are part of an action challenging my right to self-educate myself.

Copies
3X2 Total \$1.50
Cpl P. Minton
2/26/14

Thank you.

Cannot make copies of the other (14) pages. We do not make copies of stage plays that I/mis create.
Cpl P. Minton
2/26/14

~~The mailroom does not handle Copies.
Forward your ~~to~~ Request to the Law Library.~~

Franklin

EXHIBIT
#88

RECEIVED
FEB 19 2014
MCCI
MAIL ROOM

TERRELL
2/13/2014

REQUEST

RECEIVED

Ann Hallman/IGB
T. Terrell Boyan
MCCI

1/27/14
254538
SMU-319

JAN 27 2014

MCCI
MAIL ROOM

Per attached EXHIBIT #34 - 11/14/13 Request to R. Reagan, I wrote Reagan informing him that I have written Ms. Clark & been denied educational materials.

What should I do next?

CC ON FILE

Forward to Regional Director, Mr. Michael McCall
3/5/2014 Ann Valina

ANN HALLMAN
INMATE GRIEVANCE
BRANCH CHIEF

EXHIBIT
#93

REQUEST

Randy Reagan / Division Director / Education
T. Terrell Bryan
MCC I

11/14/13
254638
SMU-B19

Per policy PS-08.06 §3.2, I have written Ms. Clark/Education
several times & have been refused access to educational materials.
I need help in writing.

CC: ON FILE

EXHIBIT
#34

T. Terrell Bryan
#254638, SMU-B19, MCCI
386 Redemption Way
McCormick, SC 29899

RECEIVED

RECEIVED

MAR 24 2014

MAR 27 2014

MCCI
MAIL ROOM

S.C. Court of Appeals

P.O. Box 11629

Columbia, SC 29211-1629