

STATE OF SOUTH Carolina

Supreme Court

CERTIORARI TO THE COURT OF Appeals

Administrative Law Court

Billy Lee Lisenby JR; AKA "Malik Al-Shabazz" Petitioner

v.

S.C.D.C Respondent

Case: 2014-001190

Petition For Writ of Certiorari

Christopher D. Florian

P.O. Box 21787

Columbia SC. 29221

Billy Lee Lisenby JR

Billy Lee Lisenby JR, #200273

P.O. Box 205

Lieber C. T

Ridgeville S.C. 29472

Index

Certificate of Counsel	1
Questions Presented	1
Statement of The Case	1
Argument(s)	1
Conclusion	1

Certificate of Counsel

Petitioner certifies that Petition For Rehearing was made and Finally ruled on by the Court of Appeals.

Question(s) Presented

1. Did the Court of Appeals err in not entertaining the fact that the Administrative Law Court is denying inmates judicial review and discriminating against them by not allowing them to waive the \$25.00 filing fee after three filings in a year?

Statement of The Case

On 2-25-13 Petitioner was found guilty of Unauthorized Inmate Organization Activity or Participation in a Security Threat Group or STG Activity. He appealed to his Step 1 and Step 2 and both were denied. He attempted to Appeal to the ALC but they denied him the right to Judicial Review by not allowing him to file a waiver for the \$25.00 filing fee after (3) filings in a calendar year.

Argument

Petitioner timely filed a Notice of Appeal In The Court of Appeals. The Court of Appeals should've heard Petitioner's argument, arguing that the Court of Administrative Law Judge is denying inmates judicial review and discriminating against them by not allowing him to waive the \$25.00 filing fee after three filings in a year.

The ALC will allow anybody else to waive the filing fee except inmates. This denies him the right to be treated equal and is a violation of U.S. Const. amend. XIV § 1 S.C. Const. art. I, § 3.

Conclusion

For the reasons stated, petitioner asks the Court to grant the petition for a Writ of Certiorari.

July 21st 2014

15/ Billy Lee Kirby Jr.
Billy Lee Kirby Jr. #200270
P.O. Box 205
Lieber C. F.
Ridgeville S.C. 29472

PROOF OF SERVICE

I swear under penalty of perjury that I have sent (1) copy of the enclosed Petition For Writ of Certiorari to Christopher D. Florian at P.O. Box 21787 Columbia S.C. 29221 on this day of July 21st 2014.

Christopher D. Florian

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South Carolina Supreme Court

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