

The State of South Carolina

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In the Court of Appeal

OCT 21 2014

Appellate Case No. 2014-000037

SC Court of Appeals

The City of Columbia ----- Respondent

Hayan Lin ----- V. ----- Appellant

Amended Motion For Full Panel Review
and

For Extension of Time to File ~~Initial~~ Brief

The appellant hereby objects the order of Aug. 6, 2014 by the clerk of the Appellate Court. The order violated the due process rights of the appellant, under US constitution for equal protection of the law. Therefore, she amends the Motion For Full Panel Review with the attached the Petition For Writ of Certiorari to the SC Supreme Court.

According to the Supreme Court order of Aug. 29, 2014, the appellant further request a rehearing and extension of time to file the initial brief on the appeal, 30 days from receiving the court order on the Motion For Full Panel Review and

Motion For Disclosure. To preserve and to protect her due process rights under equal protection of the law, the appellant demands a full panel's decisions on all of the issues raised for review in both motions and amended motions, along with their detailed opinions on their legal reasonings on the issues.

Oct. 20, 2014

Haiyan Lin
P.O. Box 8776
Columbia, SC 29202
803-404-7163

The Supreme Court of SC

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Haiyan Lin

----- Vs -----

Petitioner

AUG 25 2014

S.C. Supreme Court

City of Columbia

Respondent

The Appellate Case No. 2013-001862 & No 2014-0037

Petition For Writ of Certiorari

The petitioner, Haiyan Lin, here by requests the justices of SC Supreme Court to make a full panell review on both of her appeal cases: No. 2013-001862 and No. 2014-0037.

The petitioner believes that these are extraordinary cases on the serious violations of US constitutions by the city of Columbia and circuit court of Richland County.

Now the cases are in the court of appeal. The clerk, Jenny A. Kitchings has repeatedly single handly denied the

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SC Court of Appeals

appellant's due process right of appeal, the right to consolidate the cases, and then denied her right for a full panel review by appellate judges.

The questions of law for justices to review are the followings:

1. What roles does the clerk of the appellate court play in these cases?
2. Shall the clerk be allowed to have ex parte communication the city of Columbia, the circuit court, and Attorney General's Office?
3. Did the clerk of court of appeal prejudiced against the appellant?
4. Why did the clerk refuse to disclose the ex parte communications?
5. Did the clerk of Appeal violate the judicial codes of conduct?
6. Why did the clerk of Appeal try to shield the information from the appellant through the court?

7. Does the clerk of Appeal have an authority to deny the appellant's request for a full panel review on the cases?

8. Is it constitutional that the remittitur being sent back to the lower court before the time limit expired for appeal?

Under equal protection of law, the petitioner requests a full panel judicial reviews on the above two cases, to answer the questions of laws, to protect the appellant's due process rights, and to restore the integrity of our judiciary.

Aug. 25, 2014

Haiyan Lin
P.O. Box 8776
Columbia, SC 29202

The Supreme Court of SC

Haiyan Lin - - - - - Petitioner

Vs.

City of Columbia - - - - - Respondent

The Appellate Case No. 2013-001862 & No. 2014-0037

The Proof of Services

The petitioner, Haiyan Lin, certifies that she has served the respondent by U.S. mail to

The City Attorney's Office
P.O. Box 667

Columbia, SC 29202

on Aug. 25, 2014

AUG 25 2014

S.C. Supreme Court

Haiyan Lin
P.O. Box 8716
Columbia, SC 29202

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SC Court of Appeals

The Supreme Court of South Carolina

The City of Columbia, Respondent,

v.

Haiyan Lin, Petitioner.

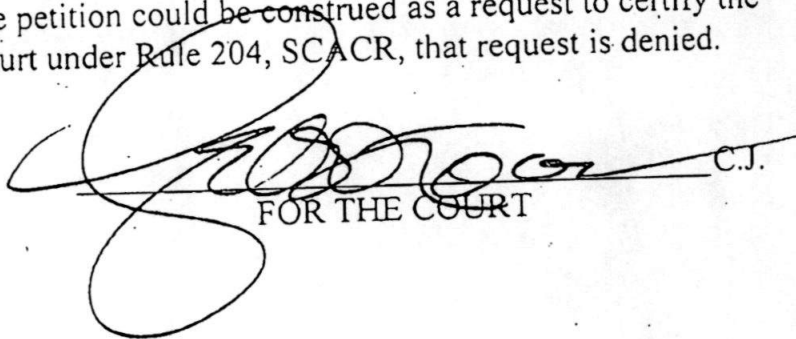
Appellate Case No. 2014-001822

ORDER

By order dated August 6, 2014, the South Carolina Court of Appeals advised petitioner that she had twenty days to serve and file her initial brief and designation of matter.¹ Petitioner has now filed a petition for a writ of certiorari seeking review in this case.

Under Rule 242(a) of the South Carolina Appellate Court Rules (SCACR), this Court will only review a final decision of the Court of Appeals, and a decision is not final for the purposes of review until a petition for rehearing or reinstatement has been acted on by the Court of Appeals. Rule 242(c), SCACR. In the present case, the Court of Appeals has not issued any final decision regarding the appeal and the appeal is still in the briefing stage. Accordingly, the petition for a writ of certiorari is dismissed.

Further, to the extent that the petition could be construed as a request to certify the appeal for review by this Court under Rule 204, SCACR, that request is denied.

 C.J.
FOR THE COURT

Columbia, South Carolina
August 29, 2014

cc: David A Fernandez, Esquire
Ms. Haiyan Lin

¹ Before the Court of Appeals, the Appellate Case No. is 2014-000037.

The State of South Carolina

In the Court of Appeal

Appellate Case No. 2014-000037

The City of Columbia ----- Respondent

Hayyan Lin ----- V. ----- Appellant

The Certificate of Services

The appellant, Hayyan Lin, hereby certifies that she has served the respondent the Amended Motion For Full Panel Review and For Extension of Time by US mail to

The City Attorney's Office
P.O. Box 667
Columbia, SC 29202

On Oct. 20, 2014

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SC Court of Appeals

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