

South CAROLINA COURT of Appeals

P.O. Box 11629

Columbia, South Carolina 29211

RECEIVED

NOV 20 2014

SC Court of Appeals

Notice of Appeal.

Calvin L Gaddy, S.C. # 323551

Aggriever, petitioner

- VS -

South CAROLINA ADMINISTRATIVE LAW COURT'S
defendants / opponent's

Notice of Appeal

CAUSATION

To be filed in this Court
with Affidavit of Service's

⊗ SIGNIFICANT AND - ATYPICAL STANDARD ⊗
TO, Create NEW Liberty of interest in,
involvement. deprivation. State Custody
illegally Restrains PRISON Condition:

(SEE): CASE V. NEBRASKA. 381 U.S. 336. 85 S.Ct.
* 1486, 14 L.Ed. 2d. 422 1965 *

To, This Clerk Office's COURT
P.O. Box 11629.
Columbia S.C. 29211 Appeal
OF, dismissal ORDER:

FROM, South CAROLINA. COURT OF,
Administrative LAW COURT
* HARASSMENT CLAIM with Merit's

PRAYER: OF Appeal to, Decision / ORDER /
by S.C. Administrative LAW COURT

⊗ ETHICAL - EXTRAORDINARY * CASE: CIRCUMSTANCE'S

BACK GROUNDS FOR Appeals / HISTORY... / OF CASE:

⊗ PRETRIAL DETAINEE: illegally PRISON Condition. State PRISONER;
State Custody illegally, PRISON Condition.

NEVER FORMAL CONVICTED by STATE GRAND JURY 19-9. 210

(SEE) UNDER: NUMBER ONE U.S. PRECEDENT CASE PRETRIAL DETAINEE'S

⊗ BELL - V. WOLFISH. 44 U.S. 520 (1979) PRETRIAL DETAINEE
CRUEL - AND. UNUSUAL PUNISHMENT - That's PROHIBIT
by UNITED CONSTITUTIONAL - AND. South CAROLINA Constitution
OF THE Eighth Amendment. OF illegally INCARCERATED
PRISON Condition:

OF: ETHICAL - EXTRAORDINARY CIRCUMSTANCE'S.

(SEE) WOLFF VS. McDONNELL 418 U.S. 539 (1974)

(SEE) SANDIN VS. CONNER 515 U.S. 472 (1995)

TO CREATED NEW STANDARD Liberty of loss; interest

FOR NEW STANDARD REVIEW 2014. PRETRIAL DETAINEE

With Liberty of interest. ETHICAL VIOLATION

(SEE) MITCHELL - V. HORN 318 F.3d 523 3d Cir (2003)

SOUTH CAROLINA COURT OF APPEALS

P.O. Box 11629

COLUMBIA, S.C. 29211

Calvin Lyndale Gaddy, S.C. dc # 323551

vs

Aggrievance / Petitioner

SOUTH CAROLINA ADMINISTRATIVE LAW COURT'S

defendants' opponents

Notice OF Appeal

SC. CODE ANN § 1-23-320-370
1986-9 Supp 1999

Affidavit of Service

Notice of Appeal

CAUSATION

TO be FILED

Under: Civil Rights of Institutionalized,

Prison's Act. GRIEVANCE U.S.C.A.

Constitutional Amendments 14; § 2-12-42.

28 C.F.R. §§ 40.1 to 40.22

42 U.S.C.A. §§ 1997-1997j;

Violation of ONE, Civil Rights of Illegally Restrains.

by a State Prison Condition Pretrial detainee's, NEVER CONVICTED "FELONY"

While Action was pending on Stay of Mandate F.R.A.P. Rule 4(k); LOCAL RULE 4

SEE: Following U.S. COURT PRECEDENT / SOUTH CAROLINA PRECEDENT

To Support Appeal for New Standard Review Created Liberty Interest

Imminent Remedy for Redress damages - dangerment, mental health patient

SEE WOLFF-V. McDONNELL 418 U.S. 539 (1974)

(SEE) SANDIN-V. CONNER 515 U.S. 472 (1995)

(SEE) AL-SHABAZZ-V-STATE 527 S.E.2d 742, S.C. CODE ANN § 1-23-310 (3) Supp 1999

Number ONE PRECEDENT FOR PRETRIAL DETAINEE'S

BEHN-V-WOLFISH 441 U.S. 520, 1979. PRETRIAL DETAINEE'S UNIT, S.C. CONST. ARTICLE I, § 22

This State, OF SOUTH CAROLINA GOVERNMENT OR GOVERNOR, HAS THE, Contesting Archive AFFIRMATIVE Convicted Felony by State Law OR Statute, OF CRIME, Committed. AFFIRMATIVE by State Constitution LAW § 14-9-210.

With Proving, Archive Record's Support the holding opinion ORDER AFFIRMATIVE.

Aggrievance has due PROCESS OF FOURTEENTH Amendment bring this Claim OF.

Harassment Claim. Under Behn-v-Wolfish 441 U.S. 520, 1979.

CRUEL AND-UNUSUAL-PUNISHMENT: Aggrievance NEVER FORMAL CONVICTED

by South CAROLINA Statute Felony by Laws AFFIRMATIVE, SC CODE § 16-3-50

Waiver Agreements Mandatory-Statutory § 17-23-130-140

(SEE) Ground OF Appeal.

S.C. CODE ANN § 1-23-320-370 (1986 & Supp. 1999)

Continue Next page.

"STATE"

Continue of Appeal.

* Lack of Subject Matter Jurisdiction by State Prison System. Illegally Activity.
To hold in State Custody. Restrains. Government Can't Contest...

* Ground (1st) HARASSMENT CLAIM Prison Condition Illegally Activity.

Aggrieved brought Complaint of GRIEVANCE, on State Officer. For
UNCONSTITUTIONAL CONDUCT OF HARASSMENT, being State of South
Carolina Court of General Session, Newk Recorded Archive Filed
Commitment Order, being convicted by State Court general Session
Term by State Grand Jury, 3/14-9-210. South Carolina Rules of Court's
To indict; prepare; find Indictment 2007-65-29-880.

① S.C. Code § 16-3-10 Murder. Ethical Violations Perjury by State Solicitor.
SC. Code Ann's 16-9-10. True billing State Indictment, 3/14-9-210

* Ground (2nd) HARASSMENT To Mental Health out patient

This Complaint was made to Lieber Correctional Administration's
GRIEVANCE OFFICE'S. To process Appeal, Correct ERRORS of Redress.
And Appeal, To South Carolina Administrative Law Court's

JURISDICTION. ADMINISTRATIVE PROCEDURE'S ACT A.P.A.

To, EXHAUST REMEDIE OR Redress of pretrial detainee.

To, South Carolina State Court's, Until South Carolina governor
PROVE his discoury of Archive Records. Conviction Sentence AFFIRM opinion
To hold in STATE Custody. Felony, SC. Code § 17-23-130-140.

Sign WAIVER CONTRACT ORDER AGREEMENT'S THATS REQUIRE; MANDATORY
Statute by South Carolina Constitution Rule of COURT LAW.

by South Carolina Supreme Court's. OF SC. Codes 14-9-210

Grand Jury in terms To indict. ARTICLE 1 § 11, VS 22.

Found Recorder, Indictment 2007-65-29-880 Murder 16-3-10.

Contract AGREEMENT OF § 17-23-140. Lesser plea Sign Waiver.

Authority for governor To hold. Under PERJURY S.C. Code Ann's 16-9-10.

by State Solicitor,

(To) This INCARCERATION Archive Records Proving. Aggrieved has
due process of Civil Right. bring This HARASSMENT CLAIM Complaint

SC. Code Ann's 1-23-310 (3) Supp. (1999)

ON South Carolina department CORRECTION GRIEVANCE'S.

And is NOT be HARASSED by NO MEANS. While ON

Stay of mandate F.R.A.P. Rule 41 (A) & Local Rule 41.

Pending ACTION Ruling STATE LAWS PRISON-CONDITION
Pending Ruling

Therefore under PRISON KEY 276th Appeal

Administrative Procedures Act's A.P.A. OF ISSUE OF illegally
HARASSMENT claim, IN STATE custody [under] Ethics VIOLATION. OF STATE LAWS.
To Appeal, Should be granted. For deprivation, Created OF Liberty's LOSS.
OF imminent DAMAGES OF HARASSMENT. UNCONSTITUTIONAL Sentence's.

FOR NEW EXTRAORDINARY CIRCUMSTANCE Ethics ~~Violation~~ ERROR's VIOLATION
FOR NEW Created OF Liberty OF Interest. OF STATE HARASSMENT Claim.

I do declare, This Appeal has been prepare by PROSE Litigant Aggriever.
To be Forward to SOUTH CAROLINA COURT'S Appeals. P.O. Box 11629
Columbia SOUTH CAROLINA 29211
by Lieber Correctional MAIL Room is true & correct

Affidavit of Service's

x Calix Delly 11-13-14

Edisto 654

Lieber Correctional

SWORN AND SUBSCRIBED before ME.

This date November 13, 2014

Andrean Bryant
Notary Public FOR SOUTH CAROLINA

My Commission Expires May 26, 2020

South CAROLINA Courts of Appeals
P.O. Box 11629
Columbia South CAROLINA 29211

Introduction: PROSE Litigant Aggriever
Motion To Appeal: IN PROCEED INFORMA PAUPER'S
TO: South CAROLINA Courts of Administrative Law Courts decision:
OF dismissal ORDER. With MERIT'S. of STATE OFFICER
HARASSMENT TO mental Health Out patient's

Motion - Request, OF ~~motion~~ - Appeal, ORDER - dismissal *
CASE * With MERIT'S * APPEARS

TO: Ethical Extraordinary Circumstance Create Liberty of interest
*SEE PARHAM-V-JOHNSON 126 F.3d 454-461. 3CR 1997

PRAYER: Aggriever, prepare This AFFIXED Request for Appeal:
Clearly Established PROSE Liberty of interest
Without Attorney: IF there's any ERROR'S, TO bring in proper
FORMAL TO Filed in This Court Clerk Office please Notify At Address below

x Calud Gaddy 11-13-14
Calvin Lyndale Gaddy S.C. dc 323551
Lieber Correctional Institutional
Edisto bth 54. P.O. Box 205
Ridgerville S.C. 29472th

To be Filed

ORIGINAL COPY

A

RECEIVED
NOV 20 2014
SC Court of Appeals

South Carolina Courts of Appeals

P.O. Box 11629

Columbia, South Carolina - 29211

Notice of Appeal, Clerk Office's

From South Carolina Administrative Law Courts, decision. Order:
With Merits, that was not dismissed FRIVOLOUS / MADICIOUS / MOUTED
PROSECUTIVE AGGRIEVER, prays this Appeal be, Accepted, in this Court.
And if, there is any ERROR, to be corrected in Notice Appeal. To,
this Filing, Clerk of Courts: Motion To Appeal:

Please Notify him. At Lieber Correctional. Edisto B.S.

P.O. Box 205 Ridgerville SC. 29472⁴

To, Correct any Changes. Need corrected to,
bring proper Order. to be Filed.

RECEIVED

NOV 20 2014

With AFFIDAVIT OF SERVICE At, Conclusion SC Court of Appeals

Aggriever, Contesting he's Entitled, to Remedy of
Redress, of this Claim brought on State Officer Conduct,
Harassment Claim while on Stay of Mandate.

F.R.A.P. Rule's 41(a) & Local Rule 41. Imminent dangerment

To be Filed: C.C.

B

* Calvin Lyndale Gaddy S.C.D.#323551

Edisto B.S.

Lieber Correctional Institutional

P.O. Box 205

Ridgerville, S.C. 29472⁴

DATE 11-13-14

Motions for Reconsideration
are Prohibited.
See ALC Rule 65.

(FILED)

STATE OF SOUTH CAROLINA
ADMINISTRATIVE LAW COURT'S
EDGAR A. BROWN building 1205
PENDLETON STREET, SUITE 224
COLUMBIA, SOUTH CAROLINA 29201

NOV 03 2014

CLOSED

SC ADMIN LAW COURT

TS H

*CALVIN LYNDALE GADDA 323551 X
X Agg. R. EVER X

X STATE - V-S-
X STATE OF SOUTH CAROLINA X

X ADMINISTRATIVE LAW COURT X

X DEFENDANT'S X

CERTIFICATE OF SERVICE
I, the undersigned, hereby certify that this date
served in order in the above entitled action upon all
parties to this cause by depositing a copy hereof,
in the United States mail, postage paid, or in the interagency
mail service addressed to the party (ies) or their attorney (s).

This 60 day of November 2014

By: [Signature]
Judicial Law Clerk

INTRODUCTION
OF MEMORANDUM OF LAW: COMPLAINT.
AFFIDAVIT OF SERVICES TO BE FILED.
CASE NO. DOCKET 14-ALJ-04 0933 A.P.
GRIEVANCE NO. L.C.I. 0424-14
X OBJECTION DECLINED REJECT (ORDER X)
WITH MERITS FOR MOTION 59(E) X
RECONSIDERATION - RECONCILE MERITS
OF BIASED - PREJUDICED - FAVORITISM - DISMISSAL
ALL STATE REMEDIES HAS EXHAUSTED.
FOR NEGLIGENCE - NEGLECTED OF DUTY:

BACKGROUNDS OF UNCONSTITUTIONAL ACTIVITY FOR CAUSATION:

OF ONE PROSE LITIGANT'S CIVIL RIGHTS OF LIBERTY OF INTEREST TO ESTABLISH &
NEW CREATED LIBERTY OF INTEREST FOR NEW STARTER STANDARD REVIEW:
PROSE LITIGANT CALVIN LYNDALE GADDA IN ILLEGALLY STATE CUSTODY RESTRAINS
OF ILLEGALLY PRISON-CONDITIONS. HAS DUE PROCESS OF EQUAL LIBERTY OF INTEREST
OF FOURTEENTH AMENDMENT CLAUSE OF UNITED STATE CONSTITUTION. HAS CLAIMS
OF MERITS OF UNCONSTITUTIONAL HARASSMENT: WAS BROUGHT INTO THIS A.L.C.
JURISDICTION OF STATE OFFICER MISCONDUCT WHILE WORKING UNDER COLOR OF STATE LAWS
OF MENTAL HEALTH OUTPATIENT. EDISTO MENTAL HEALTH UNIT BEING HARASSED
WHILE THIS PROSE LITIGATOR PENDING ON F.R.A.P. 41(A) STAY OF MANDATE. OF
UNCONSTITUTIONAL ACTIVITY IN STATE COURTS: STATE LAWS VIOLATION THAT HAS RIGHTS
BRING CIVIL OF HARASSMENT UNDER ALISHABAZZ-V-STATE SEE

338, S.C. 354, 369. 527, S.E.2d 742, 750 (2000)
(SEE) SANDIN-V-CONNER 515 U.S. 472, 483-84 (1995)

FOR NEW STANDARD ESTABLISHED CREATED OF PROPERTY OF LIBERTY
CREATED LAW VIOLATION OF DUE PROCESS ILLEGALLY PRISON-CONDITION IMPRISONMENT
INTO QUESTION FOR U.S. DEPARTMENT OF JUSTICE OF FEDERAL BUREAU
INVESTIGATION RESOLUTIONS OF ONE DUE PROCESS CONDITION OF ILLEGALLY
STATE CUSTODY RESTRAINS UNDER COLOR OF STATE LAWS

AT: 170 MARCEN DRIVE WINCHESTER V.A. 22602-4843.

THAT FURTICK-V-SOUTH CAROLINA DEPARTMENT OF CORRECTIONS

374 S.C. 334, 649 S.E.2d 35 (2007) BIASED-PREJUDICED

CONTAGIOUS? CONTRARY: SEE SMITH-V-MURRAY 477 U.S. 478, 494 (1986)

MISCARRIAGE OF JUSTICE OF EXTRAORDINARY HARASSMENT.

WHILE CASE PENDING OF STAY OF MANDATE F.R.A.P. 41(A).

* CONTINUE NEXT PAGE *

JUN 18 2014

**STATE OF SOUTH CAROLINA
ADMINISTRATIVE LAW COURT**

SC ADMIN. LAW COURT

Calvin Gaddy, 323551,

Appellant,

vs.

South Carolina Department of Corrections,

Respondent.

Docket No.: 14-ALJ-04-0466-IJ

Grievance No.: LCI 0424-14

ORDER OF DISMISSAL

C 1^u
10-21-2014

This matter is before the South Carolina Administrative Law Court ("ALC" or "Court") pursuant to the Notice of Appeal June 17, 2014 by Calvin Gaddy ("Appellant"), an inmate incarcerated with the South Carolina Department of Corrections ("Department"). On or about April 23, 2014, Appellant filed a Step One Grievance with the Department asserting the Warden's failure to investigate the alleged misconduct of a correctional officer. On June 10, 2014, a response to Appellant's Step One Grievance was issued by the Warden explaining to Appellant that no verifiable evidence has been found to support Appellant's accusations and therefore, his grievance was being denied. Subsequently, on June 17, 2014, Appellant filed a Notice of Appeal with this Court challenging the Department's response to his Step One Grievance. There is nothing in the Record reflecting that Appellant ever filed and received a response to a Step Two Grievance.

S.C. Code Ann. § 1-23-380(A) states that "A party who has **exhausted all administrative remedies available within the agency** and who is aggrieved by a final decision in a contested case is entitled to judicial review..." See Al-Shabazz v. State, 338 S.C. 354, 376, 527 S.E.2d 742, 754 (2000) ("An inmate may, however, seek review of the Department's final decision by an ALJ in a non-collateral or administrative matter"; citing, Bennett v. South Carolina Dep't of Corrections, 305 S.C. 310, 408 S.E.2d 230 (1991) (statutory requirements proffering administrative remedy and requiring exhaustion before seeking judicial review means the administrative agency has exclusive right to decide issues before it, subject only to appeal for judicial review of its decision.)).

Thus, Appellant must first exhaust all administrative remedies within the Department before pursuing an appeal with the Administrative Law Court. By failing to obtain a final

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
REQUEST TO STAFF MEMBER

TO: NAME:	TITLE:	DATE:
Office of General Counsel Agency		10-21-2014 RECEIVED
INMATE'S NAME:	SCDC #:	NOV 20 2014
PROSE Calvin Lyndale Gaddy	323551	
INSTITUTION:	LIVING QUARTERS:	SC Court of Appeals
Under COLOR OF STATE LAW	Edisto b 54#	

Informal Notice's TO: Request FOR INJUNCTION, ON S.C.D.C. policy: G.A. 01.03. Inmate Access to Court's under U.S. precedent Bounds -v- Smith 430, U.S. 817, 827. (1971) PROSE Litigant's has Constitutional Right of due process of the Fourth Amendment OF Equal Rights of protection of Liberty of interest. TO Adequated LAW LIBRARY TIME, TO petition THE government OF Redress. OF Complaints OF GRIEVANCES OF The 1st Amendment Rights THAT THE S.C.D.C. policy G.A. 01.03, is biased - prejudiced, OF PROSE, Litigant's Right THAT has pending ACTION. Civil ACTION/HABEAS CORPUS 28. U.S.C. 2254(E), / South Carolina Administrative LAW COURT's / ~~PROSE~~ PROSE With Civil Attorney ASSISTANCE's, TO petition AND. Challenge policy G.A. 01.03 30 days ARC (hess) deadline. That has pending Litigation on docket: in Federal Court's JURISDICTION, THEREFORE, There's NO S.C.D.C. policy MANDATED ORDER, TO ENFORCE inmates "USE" KIOSK Systems. This Request must be HONOR & be Accepted by This Agency That has ACTION pending on This Agency ALREADY. UNCONSTITUTIONAL - PRISON - CONDITION.

DISPOSITION BY STAFF MEMBER: Please be more specific about how you feel you are being denied adequate time in the law library. I need specific details in order to look into the matter. Also, if you are attempting to file a lawsuit (according to your cover page), please remember to follow the rules of civil procedure for the federal courts.

DATE:

10/30/14

SIGNATURE:

By: D. Crooks

OFFICE OF
GENERAL COUNSEL

STATE OF SOUTH CAROLINA
ADMINISTRATIVE LAW COURT

Calvin Lyndale Gaddy

Appellant,

vs.

South Carolina Department of Corrections,

Respondent.

MR WARDEN Joseph Mc Fadden

NOTICE OF APPEAL

DOCKET NO. -ALJ-04-

GRIEVANCE NO.: L.C.I. 0424-14

RE-Submitted Again (SEE) Exhibit (A) (B)
(4th) Inmate Copies

Notice is hereby given that I, Calvin Lyndale Gaddy, Submitt's Again does hereby appeal the final decision of the South Carolina Department of Corrections dated 10-09-14 and received on 10-09-14, a copy of which is attached. A general statement of the grounds for appeal is (See S.C. Code Ann. § 1-23-380(A)(6)): RE-Submitted Again See Exhibit's (4th)
ReFiled (L.C.I. 0368-14) Inmate COPIE, PROSE Litigant Aggrevce.
bring These matter under Wilson-v-Seiter Sol. U.S. 294 (1991),
VANCE's-v-peters 97. F.3d. 987. 7th Cir 1996. Aggrevce had made Report's
Complaint by Request to Staff, at the (HARRASSMENT ON S.GT. CHARL TURBIDE)
Conduct. ASKING into investigation of his Conduct. That CASEs ALReady pending
ON ANOTHER State Officer, For And illegally ASSAULT. OCCURRED, While AT pecky
C.I. Aggreivce made Complaint's of hARRASSMENT. TO WARDEN, ASSicoate
(WARDEN Black Wehr. (PRISON Administation) CANNOT ignore. (Complaint's) made
by (State Inmate) That Feels (HARRASSED) (ThREATing). of one (Civil)
(Right's) AS State Inmate.

Calvin L Gaddy 323551
Appellant's Name

Calvin L Gaddy 323551
Signed

Lieber C.I. Edisto B 54
Mailing Address
P.O. Box 205

10-09-14
Dated

City, State, Zip Code

Ridgville SC. 29472

CERTIFICATE OF SERVICE

I hereby certify that I, Calvin Gaddy (your name), on the 9 day of October, 2014, in Ridgville (city).

South Carolina, served a copy of the foregoing Notice of Appeal on all parties to this matter by depositing the same in the United States Mail, postage paid, or in the mail room of the undersigned's institution and addressed as follows:

Name of person/Agency served: WARDEN Joseph Mc Fadden

Address: Lieber Correctional Institutional

City, State, Zip Code: P.O Box 205 Ridgville SC. 29472

Print your name: Calvin L Gaddy
(See reverse side for instructions)

Sign your name: Calvin L Gaddy

Instructions for filing an appeal of the final agency decision from the South Carolina Department of Corrections:

- 1) You must complete the **Notice of Appeal** on the reverse side of these instructions and mail it to the Administrative Law Court at the following address:

**Clerk's Office
South Carolina Administrative Law Court
1205 Pendleton Street, Suite 224
Columbia, SC 29201**

A copy of the Notice of Appeal must also be forwarded to the Office of General Counsel at the Department of Corrections.

- 2) **In order for your case to be processed by the ALC, a copy of the final decision from the Department of Corrections must be attached to the Notice of Appeal.**

STATE OF SOUTH CAROLINA
ADMINISTRATIVE LAW COURT

Calvin Lyndale Gaddy,
S.C.D.C. # 323551
Appellant,

vs.

South Carolina Department of Corrections,
Respondent.

WARDEN Joseph Mc Fadden

INMATE COPY

(A)

(NOTICE OF APPEAL)

DOCKET NO. -ALJ-04-
GRIEVANCE NO.: K.C.I. 0424-14

Notice is hereby given that I, CALVIN L GADDY SEEKING ? does hereby appeal the final decision of the South Carolina Department of Corrections dated 6-12-14 and received on June 12th, 2014, a copy of which is attached. A general statement of the grounds for appeal is (See S.C. Code Ann. § 1-23-380(A)(6)): FAILURE to investigate (Sgt. Charles) Turbide (HARRASSMENT CONDUCT. UNDER S.C.D.C. policy (A.D.M. 11-17))

MR WARDEN Joseph Mc Fadden. FAILED, AS WARDEN WORKING UNDER OF COLOR OF STATE LAW. AT Lieber Cr. Institutional. didnt Respond to, with proper Attention of (Request to Staff) on this officer Conduct. of (HARRASSMENT) in A Request to Staff May 09th 2014. WARDEN, has FAILED, TO PROVE ANY (Investigation on State Employee) of Serve Complaint made on this (Sgt. Charles Turbide) Conduct TOWARD. Edisto Mental Health Inmate, in Lieber Mess-Hall, of illegally - UNCONSTITUTIONAL - CONDUCT. THAT AN (INJUNCTION) ON S.C.D.C. (Mistreating Mental Health Inmate's)

Calvin Lyndale Gaddy S.C.D.C. # 323551
Appellant's Name

Calvin Gaddy
Signed

Lieber Correctional Edisto 6th St.
Mailing Address
P.O. Box 205

JUNE 13th 2014
Dated

City, State, Zip Code
Ridgeville SC 29472^H

CERTIFICATE OF SERVICE

I hereby certify that I, Calvin Gaddy (your name), on the 13 day of June, 20 14, in Ridgeville (city), South Carolina, served a copy of the foregoing Notice of Appeal on all parties to this matter by depositing the same in the United States Mail, postage paid, or in the mail room of the undersigned's institution and addressed as follows:

Name of person/Agency served: WARDEN Joseph Mc Fadden

Address: Lieber Correctional Institutional

City, State, Zip Code: P.O. Box 205 - Ridgeville SC 29472^H

FILED

OCT 16 2014

ADMIN. LAW COURT

Print your name Sign your name
(See reverse side for instructions)

7/7 LC/0424-14

STATE OF SOUTH CAROLINA
ADMINISTRATIVE LAW COURT

Calvin Lyndale Gaddy

S.C.D.C. # 323551

Appellant,

VS.

South Carolina Department of Corrections,

Respondent.

WARDEN Joseph Mc Fadden

) LIEBER CORRECTIONAL
) INSTITUTION

) JUL 07 2014

) GRIEVANCE NOTICE OF APPEAL

INMATE COPY
INMATE COPY

) DOCKET NO. -ALJ-04-

) GRIEVANCE NO.: L.C.I. 0424-14

Notice is hereby given that I, Calvin L Gaddy SEEKING S does hereby appeal the final decision of the South Carolina Department of Corrections dated 6-12-14 and received on June 12th, 2014, a copy of which is attached. A general statement of the grounds for appeal is (See S.C. Code Ann. § 1-23-380(A)(6)): FAILURE to investigate (Sgt. + Charles) Turbide HARRASSMENT Conduct. Under S.C.D.C. policy A.d.m. 11-17.

MR WARDEN Joseph McFadden FAILED, AS WARDEN WORKING UNDER OF COLOR OF STATE LAW. AT LIBER CT. INSTITUTIONAL. DIDNT Respond to WITH PROPER ATTENTION OF Request to Staff. ON THIS OFFICE Conduct. OF HARRASSMENT. IN A Request to Staff MAY 09th 2014. WARDEN, HAS FAILED TO PROVE ANY INVESTIGATION ON STATE EMPLOYEE OF SERVE COMPLAINT MADE ON THIS (Sgt. + CHARLE TURBIDE) Conduct TOWARD Edisto Mental Health Inmate, in Lieber mess. HALL. OF ILLEGALLY - UNCONSTITUTIONAL - Conduct. THAT AN INJUNCTION ON S.C.D.C. MISTREATING Mental Health Inmate's

Calvin Lyndale Gaddy S.C.D.C. # 323551
Appellant's Name

Calvin Gaddy
Signed

Lieber Correctional Edisto 6th 54
Mailing Address
P.O. Box 205

JUNE 13th 2014
Dated

City, State, Zip Code
Ridgerville SC 29472nd

CERTIFICATE OF SERVICE

I hereby certify that I, Calvin Gaddy (your name), on the 13 day of June, 20 14, in Ridgerville (city), South Carolina, served a copy of the foregoing Notice of Appeal on all parties to this matter by depositing the same in the United States Mail, postage paid, or in the mail room of the undersigned's institution and addressed as follows:

Name of person/Agency served: WARDEN Joseph Mc Fadden

Address: Lieber Correctional Institutional

City, State, Zip Code: P.O. Box 205 - Ridgerville SC 29472nd

JUL 07 2014

Introduction

To Lieber Correctional
GRIEVANCE'S BRANCH COMMITTEE

GRIEVANCE OFFICE

PROSE Litigant. Calvin Lyndale Gaddy.

in the following documentation
Motion for this discovery. Liberty of interest

Under. McGinnis -v- Stevens. 543. p. 2d 1221, 1236.
ALASKA. 1975,

Motion for tapes, Recording. of Hearing Transcript's,
of disciplinary proceeding. (Also) ~~and~~ incident Reports
Filed, on Records while at Lieber Correctional.

I, Calvin Lyndale Gaddy. on July 07, 2014.
declare, Verify: SWCAA, to these motion
for the discovery. are true & correct. That
this Agency has 180. day to RETURN.

Under. Transcript's of Transcribed Records
Rule 35. And 37. A.L.J. D.R.P.

I do verify: certify. These matter are true. correct
Under 28. U.S.C. § 1746[#]

Calvin Gaddy S.cdc# 323551

July 07 2004

© 7#
10-21-14

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
INMATE GRIEVANCE FORM

STEP 2

INMATE COPY

Office Use Only

DUE BY: June 21, 2014

(B)

INMATE NAME: Gaddy, Calvin

SCDC NUMBER: 323551

INSTITUTION: Lieber Correctional

HOUSING UNIT: Edisto 6th S4

WORK ASSIGNMENT: Mentalk Health

RECEIVED

JUN 24 2014

Grievance No. LCI-0424-14

Code: General UC/IS

Policy _____

Disc. Hear. _____

Class. _____

Date Received 06-19-14

IGC Initials MD

INMATE'S REASON FOR APPEAL (state specific dissatisfaction):

I, have AN
Constitutional Right File (Any document. Contain to The
ISSUE I'AM RAISING ON my 1st Amendment TO Appeal.
Let's go to trial. GRIEVANCE BRANCH
Petition government & SUE YOU OR YOUR
boss. !!! (So dont play ME) ^{stupid} please so
let's go to Federal COURT I've ~~tried~~ TRY to
Restore State Remedie with Calvin Gaddy 6-17-14
WARDEN

Grievant Signature

Date

RESPONSIBLE OFFICIAL'S DECISION AND REASON:

I have reviewed your complaint and found that Warden McFadden addressed your concerns appropriately. The documentation provided indicates that Sergeant Turbide followed correct procedures as a result of your actions on the day in question. There is no evidence to support your claim that Sergeant Turbide acted in an unprofessional manner.

Therefore, I consider your issue resolved.

You may appeal this decision under the Administrative Procedures Act. In order to appeal, you must fill out the attached Notice of Appeal Form and submit it as instructed on the form within 30 days of receipt.

[Signature]

Signature

6/26/2014

Date

The decision rendered by the responsible official exhausts the appeal process of the Inmate Grievance Procedure. I hereby acknowledge receipt of the official's response and understand this is the Agency's final response to this matter.

Calvin Gaddy, 10-9-14
Grievant Signature Date

[Signature] 10/9/14
IGC Signature Date

(SEE REVERSE SIDE FOR INSTRUCTIONS)

INSTRUCTIONS FOR COMPLETING STEP 2 GRIEVANCE FORM

1. Complete form in its entirety, writing only in the space provided for inmate use.
2. State your specific reason for further appeal. Do not submit any new issues for review.
3. Submit this completed form with your original Step 1 attached, to the Institutional Grievance Coordinator within five (5) days of your receipt of the Warden's decision. Do not write in the space provided for the responsible official.
4. The decision rendered by the responsible official exhausts the appeal process of the SCDC Inmate Grievance Procedure.

EB-54

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS

INMATE GRIEVANCE FORM

(Retile: LCI-0368-14)

STEP 1

INMATE COPY

Exhibit

4

INMATE NAME: Calvin Lyndale Gaddy
SCDC NUMBER: 323551
INSTITUTION: Lieber Correctional - Under - Color - of State Law
HOUSING UNIT: Edisto 54 6th
WORK ASSIGNMENT: Mental - Health out patient
Grievance No. LCI-0424-14
Code: General Policy
Disc: Hear: UC/IS
Class: PREA
Date Received 04-23-14
IGC Initials MD

STATE GRIEVANCE (include documentation, and date of incident; if SCDC Policy, indicate which policy) Incident's by Sigt. Introduction, as of MARCH 27th 2014. I have another inmate to testify this was not an Threat. it's and sworn statement. in court of Affidavit under F.R.C.P. Rule 12th 56th Requesting further Administrative Review to Administrative Court's That sent Affidavit's under F.R.C.P. of conflict of interest - personal interest. going on between Sigt. Turbide. his ABUSE, THREATS OF HARASSMENT. TO MY due process of rights of protection. That's Mental Health patients - NO - MORE. mistreatment to state inmates, That's mental Health. South Carolina. Judge Ruled. NO - MORE - AND. INJUNCTION is on S.C. department Correctional System, for. Further Action AS CASE Gaddy v. Captain Clergeris 8:13-cv-01586. pending Against S.C.D.C. NO - STATE - OFFICIAL - UNDER COLOR OF STATE LAW. Shall, ABUSE, HARASS, DISCRIMINATE. Inmate's 14th Amendment's. of Constitutional Right's. ARE be put under Rule - AND - UNUSAL - Threat's ARE punishment. OR being HARASSMENT. There's and personal. issue - going - Here. That Associate Warden Received. MARCH 28th 2014. About. These issues. between (US). MR black with - Failed. his duty. To investigate These matter. brought to his Attention. There's two - side - two Every Story. So Since's PARTIE took Sigt. Turbide side. before proper investigation - of due process 14th Amendment of Impairing - showing IMPARTIAL - decision maker. To Resolve. Remedy before. And Torture - ARE OR HARM - OCCUR. To Handle These Conflict's of interest. between State Officer's State Inmate. That has Liberty. of interest. Even being INCARCERATED. his Constitutional Right's. Still Exist in. Existence's. Why Federal Court Jurisdiction over state mistreatment of Mental Health. Ill - patients. I'm sure This Lieber Correctional on top of the. INJUNCTION - AND - New Ruling. it's on wall's - New paper Clipping in Edisto 6th side.

I do, ON APRIL 23, once again, I Calvin Lyndale Gaddy. Certify & verify To. This Affidavit, To PURSUANT ACTION in Federal Court's of Mental ill - patient still being ABUSE HARASS by Threat's by Lieber Correctional Officer. Under, The penalty of PERJURY. 28 U.S.C § 1746th Calvin Gaddy 4-22-14.

ACTION REQUESTED: I do, may PART Trying Resolve Remedy of Existing. SEE Exhibit's A & Z For To PURSUANT 1983 Civil Right Action

SPECIFY HOW AND WHEN INFORMAL RESOLUTION WAS ATTEMPTED BY GRIEVANT: SEE. Exhibit's A & B Sigt. Turbide Conduct - Not - Appreciate. Under - Color - of State Law For 1983 Civil Right Action Calvin Gaddy 323551th 4-22-14

Grievant Signature

Date

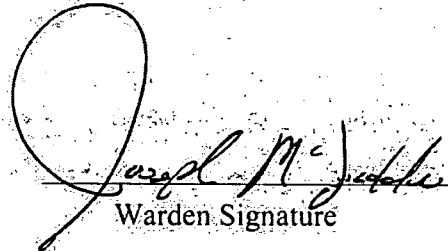
Inmate Gaddy, Calvin 323551

WARDEN'S DECISION AND REASON:

This is in response to LCI-0424-14. All pertinent information and documentation has been reviewed. Verifiable evidence of the allegations cannot be substantiated that Sergeant Turbide did anything outside the rim of performing his duties. Without verifiable evidence further action is unwarranted.

Based on this information, there is no merit to your claim and your grievance is denied.

If not satisfied with my response, see Step 5 below.

 6/10/14
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.

Calvin Gaddy 323551 6-12-14
Grievant Signature Date

 6/12/14
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 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 in the Grievance Box within five (5) 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) 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, via placement in the Grievance Box.

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

DUE BY: 6-17-14

JUN 13 2014

STEP 2

INMATE COPY

INMATE NAME: Gaddy, Calvin
SCDC NUMBER: 323551
INSTITUTION: Lieber Correctional
HOUSING UNIT: Edisto 54
WORK ASSIGNMENT: Mental Health out patient

Office Use Only
Grievance No. LCI-0424-14
Code: General UC/IS
Policy _____
Disc: Hear. _____
Class: _____
Date Received 06-16-14
IGC Initials MD

INMATE'S REASON FOR APPEAL (state specific dissatisfaction): CLAIM, HAS ~~been~~ give proper
Attempt under policy A.d.m. 11.17, on (S.g.t. Turbide Conduct.) SEE Exhibit
to support Appeals. of Contrary to: WARDEN decision, he didnt state any
policy. under A.d.m 11.17. Claimant has Action pending in case. NO 97535
SCDC # File No. 2013254. ON Antonio Officer, Under Color of State Law.
OF UNCONSTITUTIONAL PRISON-CONDITION. While pending. he's not to be
HARASSED by any State Employee. SEE ALL Exhibits of Preponderance
Evidence / Exhibit to support PRIMA. FACIE CASE ON Lieber WARDEN
Joseph Mac Fadden. 1st Failure ANSWER document. OF 5-9-2014
Request to Staff, dont Look Good, WARDEN. Calvin Gaddy. 6-12-14

Grievant Signature _____ Date _____

RESPONSIBLE OFFICIAL'S DECISION AND REASON:

Per GA-01.12, the grievance form should contain a brief statement of the circumstances of the grievance. This must be on the Inmate Grievance Form SCDC 10-5/10-5A with no additional pages permitted. Attachments will only be accepted if they are actual documentation such as property inventories, disciplinary documentation, answered requests, etc. You have 5 days to refile this grievance on the attached Step 2 to meet the above criteria. You must return the unprocessed grievance with any refile for date verification purposes. **DUE BY JUNE 21 2014**

Signature [Signature] Date 06/16/14

The decision rendered by the responsible official exhausts the appeal process of the Inmate Grievance Procedure. I hereby acknowledge receipt of the official's response and understand this is the Agency's final response to this matter.

Grievant Signature N/A Date _____

IGC Signature N/A Date _____

(SEE REVERSE SIDE FOR INSTRUCTIONS)

IN THE UNITED STATE DISTRICT COURT
FOR DISTRICT OF SOUTH CAROLINA

INMATE COPY

A-K. A Calvin Lyndale Gaddy, S.C.D.C.^H
Claimant 323551

- VS -

WARDEN Joseph McFadden, Associate
WARDEN black wehl, Mrs FRIPP's
Mental Health Counsel, S.C.T.
Charles T. Turbide, Justin Farst
Mrs Achley Substitute Counsel

Defendant's

MEMORANDUM OF LAW / AFFIDAVIT. F.R.C.P.

56(F) 56(G) Rule of Court Informal - Notices

To: Take Action to Federal Jurisdiction

Complaint. of (Double Jeopardy Standard)

Clause Causation - Cause for Civil Rights

ON STATE Employee's under THE PROVISION

OF UNDER COLOR OF STATE LAWS FOR TITLE 42, 1983

FOR JURY TRIAL IN STATE COURT ON (S.C.T.)

(Charles T. Turbide. Conduct.)

Prose Litigant Calvin Lyndale Gaddy S.C.D.C. 323551^H is and State Inmate
with 6^H Civil Action pending Against S.C.D.C. That has an Legal Right to
bring and Causation - Case - Cause for Action on The Partic Above.
in This Caption. (under color of state laws) for double Jeopardy defense.
(To) Mrs (Achley - Liber Correction Substitute Counsel) with All Respect.
on The interview Monday 19th 2014, under THE UNITED STATE CONSTITUTIONAL
of, THE Right of due process, of The Fourteenth Amendment's Clause, of
Fairness, of Any procedure by This (State) Even Prison ~~condition~~ Condition,
of Equal protection, of disciplinary Hearing - To have and Competent,
decision maker. AS you work under (and) (Color of state laws) your duty is
see, That inmates get Fairness, of to present Any Affidavits - Evidence.
For There defense of From self discriminating. of Their 5th Amendment
That has All Legal Right to present - Affidavits Against his ~~opponent~~
opponents, Therefore, if State Inmate, RE-Ject - Refuse - decline, Your
Conduct, in (AN) disciplinary hearing. he feels you didn't present his case
properly. he has - Constitution Right to bring Action on your, ineffective
Assistant of Counsel, under due process of The Fourteenth amend.
For Title 42, U.S.C. § 1983 (Action). That No (State) Shall deny Any
Citizens, of (UNFairness) of his (Liberty of Liberty) interest. That Inmate
Gaddy has his Liberty of interest while incarcerated At Liber C.I.
in state illegally custody. That has Right to Contest Any S.C.D.C. policy
That he feels he's been violated by S.C.T. Turbide.

Continue of (Affidavit) NEXT 'page'

3/7 101-0424-14

**SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
REQUEST TO STAFF MEMBER**

INMATE COPY

TO: NAME: MR WARDEN Joseph McFadden	TITLE:	DATE: 5-09th 2014
INMATE'S NAME: Calvin Lyndale Gaddy	SCDC #: 323551 ^H	
INSTITUTION: Under-Color of State Laws Lieber Correctional Institutional	LIVING QUARTERS: Edisto ^H 54.	

Affidavit - Memorandum of Law. Under-Color of State Laws:
Opening Informal Brief Under F.R.C.P. Rule 12th 56, 56(F) 56(G)
MR WARDEN Joseph McFadden, please, Remember, I keep all
matter of legal issues mail to your offices. Around May 8th 2014.
There, was and -Introduction- Memorandum- of Laws. with
PROSE litigation, That's pending Against S.C.D.C. on matter
of PRISON-CONDITION. OF (S.G.T CHARLES TURBIDE, CONTINUOUSLY
(HARASSMENT) OF STATE INMATE. INMATE HAS AND (D.H.O)
Hearing coming (UP) (May 22, 2014) NEED (ALL) EXHIBIT, EVIDENCE
of Responding back from your, Obligated, State Warden
FOR S.C.D.C[#], working under color of state, FOR Failure
to make proper investigation on this indiscriminated act
on state (Inmate Right of Liberty Interest) while (INCARCERATED)
I do, Calvin Lyndale Gaddy on May 09th 2014, Certify & Verify under
penalty of perjury 28. U.S.C. § 1746. These matter are True & Correct.

DISPOSITION BY STAFF MEMBER:

Exhibit's didn't Respond.
Administrative Remedie Existed
to RESOLVE issue before Appeals
Process.
Please don't try hide
I have more copie's

DATE:	SIGNATURE:
--------------	-------------------

4/7 LC1-0424-14

DOYLE, TATE & MCDADE, P.A.
Attorneys at Law
Post Office Box 2125
Anderson, South Carolina 29622

INMATE COPY

CARY C. DOYLE
RAYMOND A. TATE, JR.
J. VICTOR MCDADE ;vmcdade@dotmlaw.com

812 W. Whitner Street
Phone: (864) 224-7111
FAX: (864) 226-1517

August 9, 2013

Calvin Gaddy, #323551
Cooper Dorm Room 40 #A
Lieber Correctional Institution
PO Box 205
Ridgeville, SC 29472

IN RE: Gaddy v. DeGeorgis
8:13-1586-JFA-JDA
Claim No. TBD
SCDC File No.: 2013254

Dear Mr. Gaddy:

I am enclosing the Defendant DeGeorgis' Answer to Plaintiff's Complaint along with a Certificate of Service in the above action. Please let me know if you should have questions.

Best regards.

Exhibit 2[#]

Very truly yours,


J. Victor McDade

JVM/lh
enclosure
cc: David Tatarsky
IRF

5/7 LC-0424-14

Please be ~~at~~, Advised

I keep All Copie of what I send
if, Copie ARE not Return back show
To, show Court's you disobeyed

REturning document Back to
ORIGINAL OWNER. That's

Contesting WARDEN decision
There's was not stated policy of
WARDEN Joesph Mc Fadden's decision

To go FORWARD. To district court
on WARDEN disobedient Oblige
duty. To RESOLVE Administrative

REMEDIE Exist policy A.d.m 11.17

**SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
REQUEST TO STAFF MEMBER**

INMATE COPY

RECEIVED

TO: NAME: MR Blackwell Associate Warden	TITLE: ASSOCIATE WARDEN	DATE: 3-28-2014
INMATE'S NAME: Calvin Lyndale Gaddy	SCDC #: 323551	MAR 31 2014 ASSOCIATE WARDENS OFFICE LIEBERCI
INSTITUTION: Under-color - of State Laws Liber Correctional Institutional	LIVING QUARTERS: Ed 54 B ¹⁴	

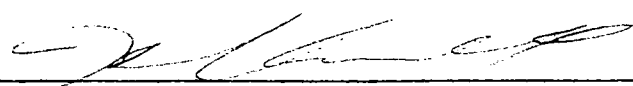
DEAR, MR. Blackwell, This was (not) and Threat, it's and sworn, Statment be in COURT. Affidavit under F.R.C.P. Rule 12th 56. 56(F) 56(G). That your Respond on prior issue, of bias- prejudiced, discriminating- TO. Mental Health issues. of fact's before they occur. That South Carolina Judge Ruled, Mental Health (Not) be) mistreated, by any State Employee, under-color- State Laws. under. 8th Amend. CRUEL- UNUSUAL- punishment. I, see, I must contact. my mother. & Family member. That has Connection with N.A.A.R.C.P. Civil Right Act's. on your bias- prejudiced. Respond, of your duty Associate Warden, of protection under. THE 14th Amendment. That prisoner has due process Right's. while there case's pending in Court on S.C.D.C. you are Sgt Turbine not to deny my Civ. Right's That your Respond can be use for § 15-78-200. South Carolina Tort Claim. Negligence, Neglected. Damages Liability being and State Associate Warden. has duty, To protect help RESOLVE issue's Remedy before INJURY ARE HARM. happens I've stated my CLAIM, Affidavit to present to COURT's your dissatisfactory decision To RESOLVE issue at hands before it happens. your LIABLE FOR DAMAGES INJURY HARM. So don't Threat ME I can't use mental Health For (damage) Neglected I do have people on outside To Help sue Sgt Turbine (OR) ASSOCIATE WARDEN. For bias prejudiced mistreatment while, At liebert CI, case pending Court

DISPOSITION BY STAFF MEMBER: Inmate Gaddy,

If you feel you are being mistreated then by all means do what you feel you have to do. Just because Sgt. Turbine is eating food he has paid for, seems a rather silly issue to sue someone over. I'm not sure what you mean when you say you are being treated cruelly and where your due process rights have been violated. Your threatening to sue is your due process and if that's what you have to do then....

EXHIBIT A 2

INMATE COPY

DATE: 4-3-14	SIGNATURE: 
-----------------	--

2/2 14-050-14 2/2 LC1-0424-14

FILED: September 25, 2014

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

RECEIVED

NOV 20 2014

SC Court of Appeals

No. 14-6662
(8:12-cv-03549-JFA)

CALVIN L. GADDY, a/k/a Calvin Lyndale Gaddy

Plaintiff - Appellant

v.

MR. ROBERT WARD; MRS. ANN HALLMAN; WARDEN LARRY
CARTLEDGE; AMY MACHANN, FSS#(ATTORNEY GENERAL'S OFFICE)

Defendants - Appellees

and

DONALD ALTMAN, Perry C.I., SCDC #261468

Defendant

SEE: PRISON CONDITION
Key 10th False Imprisonment
That can be subjected
back to

SOUTH CAROLINA Supreme
Court's Negligence duty

Sic cont Article 1st 11

V^o 22. ²/₃ 17-19-30

Indictment provision

MANDATE

(B) 7[#]
10-21-14

The judgment of this court, entered September 3, 2014, takes effect today.

This constitutes the formal mandate of this court issued pursuant to Rule
41(a) of the Federal Rules of Appellate Procedure.

/s/Patricia S. Connor, Clerk

FILED: September 3, 2014

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

45-90

days

No. 14-6661
(8:13-cv-02387-JFA)

CALVIN LYNDAL GADDY

Plaintiff - Appellant

v.

THE SOUTH CAROLINA DISTRICT COURTS, For recusal/bias, For Bivens
Action/Prejudices

Defendant - Appellee

(B) 8th
10-21-14

JUDGMENT

In accordance with the decision of this court, the judgment of the district court is affirmed.

This judgment shall take effect upon issuance of this court's mandate in accordance with Fed. R. App. P. 41.

pending

/s/ PATRICIA S. CONNOR, CLERK

INMATE COPY

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUITLEWIS F. POWELL, JR. UNITED STATES COURTHOUSE ANNEX
1100 EAST MAIN STREET, SUITE 501
RICHMOND, VIRGINIA 23219-3517
WWW.CA4.USCOURTS.GOVPATRICIA S. CONNOR
CLERKTELEPHONE
(804) 916-2700

April 4, 2014

Calvin Lyndale Gaddy
323551
Cooper Dorm room 40#A
Lieber Correctional Institution
PO Box 205
Ridgeville, SC 29472Re: Gaddy v. Ward, et al.

DSC: 8:12-cv-03549-JFA-JDA

Gaddy v. South Carolina District Courts, The

DSC: 8:13-cv-02387-JFA

SEE AND CLEAR ERROR
was filedJune 26th 2013

SEE EXHIBIT'S

June 24.

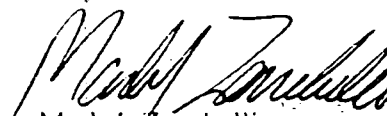
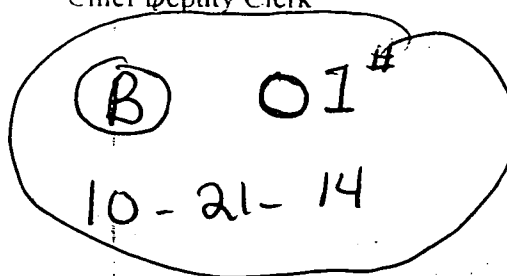
U.S. DISTRICT

Greenville 1:05^{PM}

Dear Mr. Gaddy:

This acknowledges receipt by this court of your proposed filings with respect to the above-referenced matters. Please be advised that this court has jurisdiction over matters appealed from federal district courts within our circuit, original proceedings arising from federal district courts within our circuit, and appeals from certain agencies and neither case has been appealed to this court. However, a review of both district court dockets indicates that court entered orders on March 18, 2014, adopting the report and recommendation in each case. Should you wish to appeal these orders by the district court, enclosed are two form notices of appeal. The notices of appeal should be filed in the district court.

Yours truly,

Mark J. Zanchelli
Chief Deputy ClerkMJZ:cad
Enclosures

(B) 01[#]
10-21-14

2/7 1:04:24-14

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA

Calvin Lyndale Gaddy, #323551,

Plaintiff,

vs.

SC Carolina Governor Nikki R. Haley, Bill
Byers, SCDC Commissioner, Warden Larry
Cartledge, Perry Correctional Institution,
Captain DeGeorgis, Florence Mauney and
Major Early,

Defendants.

MOTION TO ENLARGE

8:13-1586-JFA-JDA

TO: CALVIN GADDY, PLAINTIFF, PRO SE:

The Defendants, by and through their undersigned attorneys, respectfully request that the time within which the Defendants may answer or otherwise plead or move be extended up to and include August 9, 2013. This Motion is made by the attorneys for the Defendants because additional time is necessary gather information and respond to the Plaintiff's Complaint.

(1)
2014
Exhibit 7
APR 30 2014

(B) 4
10-21-14

Dated: July 3, 2013

DOYLE, TATE & MCDADE, P.A.

By:

J. Victor McDade
Fed. ID No. 2790
Attorneys for the Defendants

Post Office Box 2125
Anderson, SC 29622
(864) 224-7111

(1)

U.S. District Court

District of South Carolina
Notice of Electronic Filing

The following transaction was entered on 11/12/2013 at 3:16 PM EST and filed on 11/12/2013

Case Name: Gaddy v. Haley et al

Case Number: 8:13-cv-01586-JFA-JDA

Filer:

Document Number: 63 (No document attached)

Docket Text:

TEXT ORDER granting [60] Motion for extension of time. Defendant shall file his reply to Plaintiff's [54] response to [49] MOTION for Summary Judgment by November 22, 2013. In the future, counsel is advised that motions for extension should be filed well in advance of the deadline. (Reply to [49] MOTION due by 11/22/2013.) Signed by Magistrate Judge Jacquelyn D Austin on 11/12/13.(kmca)

8:13-cv-01586-JFA-JDA Notice has been electronically mailed to:

James Victor McDade jvmcdade@dotmlaw.com

8:13-cv-01586-JFA-JDA Notice will not be electronically mailed to:

Calvin Lyndale Gaddy, #323551
Edisto 54 b#
Lieber Correctional Institution
PO Box 205
Ridgeville, SC 29472

11
(B) 9
10-21-14

STATE OF SOUTH CAROLINA
Administrative Law Court
EDGAR A. BROWN BUILDING
1205 PENDLETON STREET, SUITE 224
COLUMBIA, SOUTH CAROLINA 29201

LEGAL MAIL

RECEIVED

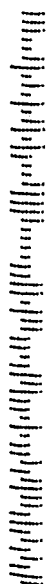
NOV 10 2014

WARDEN'S OFFICE
LEBER C.I.

Calvin Gaddy, 323551
Lieber Correctional Institution
P.O. Box 205
Ridgeville, SC 29472

EB54

2947200205 B002



U.S. POSTAGE >> PITNEY BOWES
ZIP 29201 \$ 000.48⁰
02 1W
0001392766 NOV. 06. 2014

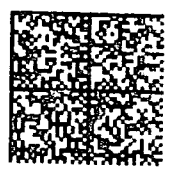
A. V. A. Calvin Lyndale Gaddy, S.C. d.c. 323551
Lieber Correctional Institution
Edisto B. 54
P.O. Box 205
A. Degerville S.C. 29472

RECEIVED

OCT 16 2014

SC ADMIN. LAW COURT

FIRST CLASS



UNITED STATES POSTAGE
\$00.69
0004238017 OCT 13 2014
MAILED FROM ZIP CODE 29472

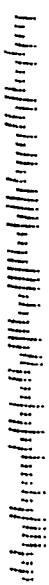
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SC ADMIN. LAW COURT
OCT 13 2014
MAIL ROOM
LIBERTY CI

South Carolina Administrative Law Court
Clerk's Office

1205 Pendleton Street, Suite 224
Columbia, S.C. 29201

MAIL ROOM

2920133755



Introduction

illegally Activity - Prison - Condition - State Prisoner
OF HARASSMENT, OF STATE INMATE NEVER been

CONVICTED FELONY by STATE LAWS, pretrial detainee
That's PROHIBIT by UNITED STATE CONSTITUTION:

~~not~~ South CAROLINA Constitution of Violation
OF THE Fourteenth Amendment's 8th Eighth Amendment's.

Under UNITED STATE precedents CASE'S

(SEE) SANDIN - V - CONNER 515 U.S. ~~472~~ 472, 483 84 - (1995)

(SEE) BEHL - V - WOLFISH 441 U.S. 520, (1979)

FOR NEW STANDARD REVIEW OF PROSE Litigant's Litigation

PROTOCOL - Under CRUEL - AND - UNUSUAL PUNISHMENT

That's PROHIBIT UNTIL Government PROVES AFFIRMATIVE

ARCHIVE RECORDS CONVICTION CONFIRM CONFIRMATIVE

by STATE LAWS. TO CREATE NEW Establishment OF

Interest OF Liberty, loss, property imminent danger

HARM illegally STATE LAWS in South CAROLINA department of

CORRECTION while pending civil ACTION ON.

F. R. A. P. RULE 41(a) Stay of mandate's waiting Ruling

STATE OF SOUTH CAROLINA
ADMINISTRATIVE LAW COURT'S
EDGAR A. BROWN BUILDING
1205 PENDLETON STREET, SUITE 224
COLUMBIA, SOUTH CAROLINA 29201#

Calvin L Gaddy 323551
Aggriever
V - S -

STATE OF SOUTH CAROLINA
ADMINISTRATIVE LAW COURT'S
Defendant - Opponents.

MEMORANDUM OF LAW: Complaint
Affidavit of Service to be Filed.
Case No: docket 14-A-EJ. 04.0933 A-P.
GRIEVANCE'S NO: L.C.I. 04-24-14.
Objection decline order dismissal
with merits for motion 59(E)
Reconsideration-Reconcile merits
of bias-prejudice favoritism order.
All state Remedie has Exhausted.
To: File in this Court's Jurisdiction
in Caption ABOVE NEGLIGENCE of duty.

(BACK GROUND) OF (illegally Activity) (CAUSE FOR ACTION)

Prose Litigant Calvin Lyndale Gaddy S.C. # 323551, (illegally Restrains)
HAS due process of Liberty of interest, of THE FOURTEETH AMENDMENT CLAUSE
OF Equal Rights (AND) protection, being held illegally in STATE custody.
HAS Equal Right of Opportunity of this Clause, of Claims of Merits
OF this biased, ORDER with merits, WAS brought under HARRASSMENT
Claim ON (Sgt. CHARLIE'S TURBIDE CONDUCT) ON Mental Health Prison
Condition ON (Edisto) Unit. being (HARRASSED) While this prose Litigant
HAS Action pending ON Stay of Mandate: F.R.A.P. 41(A) STATE LAWS.
Violation: That has Rights bring this Claim under:

Aishabazz v- STATE 338, S.C. 354, 369, 527, S.E.2d 742, 750, (2000).
SEE SANDIN v- CONNER 515, U.S. 472, 483, 84- (1995). on and New:
Establish CREATED Law Violation of illegally imprisonment,
into question into U.S. department of JUSTICES FEDERAL BUREAU:
Investigation 170. MARCCH DRIVE WINCHESTER V.A. 22602 4843
OF (One's) interest one due process Condition of illegally STATE custody.
That FURTICK v- SOUTH CAROLINA department of CORRECTIONAL.
374, S.C. 334, 649, S.E.2d 35 (2007) BIASED, PREJUDICED.

Contagious & CONTRARY. SEE SMITH v- MURRAY 477, U.S. 478, 494, 1986.
MISCARRIAGE OF JUSTICE, OF EXTRAORDINARY CASE. While Action pending
ON Stay of Mandate's F.R.A.P. RULE 41(A) OF illegally Prison Condition.
SEE SANDIN v- CONNER 515, U.S. 472, 483, 84- (1995).
FOR NEW STANDARD Review TO Establish. Exist ON HARRASSMENT
Claim illegally Sentences by STATE LAWS. Violation. of PERJURY
S.C. CODE'S 16-9-10. Indictment by STATE PROSECUTOR:

CONTINUE NEXT PAGE.

CONTINUE FROM page 1^H

Ethic, Extraordinary Circumstance of illegally imprisonment
Conditions of complete gross fundamental miscarriage of justice
by this South Carolina Administrative Law Courts Favoritism.
Protecting South Carolina department illegally activity. CAUSATION.
While 28. USC § 2254. pending violation of state laws.
There's no confirmed, assurance's advocated. Appropriate
Archive, Records proving state has subject matter- ~~jurisdiction~~ JURISDICTION.
(Hold) Felony by state laws. That cases. 2007-65-29-880. S.C. Code 16-3-10
Skipper -v- South Carolina department of correction 370 S.E. 2d 267, 295-14-
Q006 SLEZAK-V- South Carolina dept corr. 361. S.C. 327.
605 S.E. 2d 506 (2004) is CONTRARY bias- UNCONSTITUTIONAL
of issues raise in Docket NO: 14-A-L-J. 04-0933-AP.
GRIEVANCE'S NO: L.C.I. 04-24-14. with appropriate standard.
Review of merits to create new standard of liberty of interest.
(biased) order from A.L.C. Furtick-v- South Carolina dept. corr.
374 S.C. 334. 649 S.E. 2d (35) 2007. UNCONSTITUTIONAL when prose
litigant's held illegally in state's custody: of complete gross most.
MISCARRIAGE OF JUSTICE has occurred in this court.
FOR FEDERAL BUREAU INVESTIGATION ON South Carolina department of correction
hold illegally state inmates in illegally custody. Under: ONE CASE.
Cah. Behk-v-s- Wolfish 441. U.S. 520 (1979) CRUEL AND UNUSUAL PUNISHMENT
under violation of color of state laws. UNCONSTITUTIONAL Sentence's.
For claims of liberty of interest at 'SAFE' personal involvement's of
liberty of interest. Dismissal of order with merits, claim of harassment.
That inmates still being harassed, not equal time to eat.
being run out mess hall. Not getting full time eat meals of
UNCONSTITUTIONAL of liberty of property. Cause for action
for harassment claims under color of state laws
(Action) pending under F.R.A.P. Stay of mandate Rule 41(A).
PRISON condition of harassment by state officer in
Lieber Correctional mess hall. Inmate Gaddy was place on
dead lock. by Sgt. Turbide. That had constitutional right of
interest of due process under ~~the~~ illegally prison condition.
There fore prose litigant Calvin Lyndale Gaddy. petition for
action on this continue harassment in Lieber correction
mess hall officer. Not getting full time eat. While preparing
Send to. U.S. department of Justice Federal Bureau.
Investigation 176. MARCEH DRIVE WINCHESTER V.A.
22602 4843.

* CONCLUSION *

Therefore prose litigant. under pending litigation
ON F.R.A.P. RULE 41A Stay of mandate. has the legal right.
TO: PURSUANT THESE MATTER'S PRIMA-FACIE DOCUMENTATION
OF PREPONDERANCE EXHIBIT'S / EVIDENCE. TO:

THE U.S. DEPARTMENT OF JUSTICE OF
FEDERAL BUREAU OF INVESTIGATION
170. MARCEL DRIVE WINCHESTER V.A.
22602. 4843.

TO: be service on party in this caption
SOUTH CAROLINA. STATE ADMINISTRATIVE LAW COURTS

AFFIDAVIT OF SERVICE

I do declare this date of 11-02. 2014. These
ISSUES ARE TRUE & CORRECT. UNDER PENALTY OF PERJURY

*Calvin Gaddy

SWORN AND SUBSCRIBED before ME

This date of NOV 3, 2014 2014

Lauren Bryant
NOTARY PUBLIC FOR SOUTH CAROLINA

My Commission Expires

MAY 26, 2028

CALVIN HYNDAL GADDY #323551-
LIEBERT COLLECTIONAL Edisto B 54#
MENTAL HEALTH UNIT. P.O. Box 205
RIDGEVILLE SC. 29472

*

TO: THE UNITED STATE COURTS APPEALS
FOR FOURTH CIRCUIT APPEALS
1100. E. WASHINGTON ST. SUITE 501
RICHMOND. VIRGINIA 23219-3517.

RECEIVED

OCT 27 2014

GENERAL COUNSEL

Calvin Lyndale Gaddy, "s.c.d.c." 323551

Aggrieved

- VS -

(South CAROLINA department of
CORRECTION General Counsel Agency.)

DEFENDANT'S *

MEMORANDUM OF LAW COMPLAINT

Affidavit of Services

Complaint - FOR ACTION - MOTION

FOR INJUNCTION ON PARTIE below

TO: South CAROLINA department of:

CORRECTIONAL OFFICES OF GENERAL OFFICES
OF GENERAL COUNSEL.

P.O. Box 21781-4444 / Broad River R.d.
Columbia S.C. 29221-1781.

[BACK GROUND] OF CASE'S: pending] IN FOURTH CIRCUIT COURTS APPEALS,
SOUTH CAROLINA ADMINISTRATIVE LAW COURTS, OF [COMPLAINTS] OF:
PRISON- CONDITION, PROSE INFORMAL- PAUPER'S, WITHOUT CIVIL
COURT'S ASSISTANCE, STATE INMATE PROSE LITIGANT, CALVIN LYNDAL GADDY
HAS CASE ON [STAY OF MANDATE] F.R.A.P 91(A) & LOCAL RULE 41. RULES OF COURTS
SEEK'S INJUNCTION [ORDER] ON THIS PARTIE, FOR THE FOLLOWING REASON:
IN THE FOLLOWING PREPONDERANCE, EVIDENCE EXHIBIT'S PART (A) (B) (C) ...
AFFIXED OF PRIMA-FACIE FACTS TO: CHALLENGE S.C.D.C. POLICY G.A. 01.03.
INMATE ACCESS TO COURTS, UNDER [PROSE LITIGANT'S] LITIGATION. WITH
CASE'S PENDING: COURT DOCKET'S NUMBER. (SEE). EXHIBIT PART (A) (B) (C)

GORDON - V - LEEK, 514. F.2d 1147. (1978)

LOE - V - ARMISTEAD, 582. F.2d 1291 (1978).

THESE WAS STATE INMATE PROCEEDING "PROSE" WITHOUT ASSISTANCE OF ATTORNEY:
ALONG FRIGHTING PROSE LITIGATION. THAT WAS UNDER UNITED STATE.

CONSTITUTIONAL OF FOURTEETH AMENDMENT OF DUE PROCESS CLAUSE OF EQUAL
PROTECTION THAT GUARANTEE. THAT HAS RIGHT TO ADEQUATED LAW LIBRARY:

TIME: THEREFORE: PROSE LITIGANT: CALVIN LYNDAL GADDY: HAS CASE'S PENDING.

IN COURTS HAS 1ST AMENDMENT TO: PETITION THE GOVERNMENT FOR REDRESS.

OF COMPLAINTS & GRIEVANCES CHALLENGE S.C.D.C. POLICY G.A. 01.03. 30 DAYS
DEADLINE, OR LESS. THIS IS UNCONSTITUTIONAL - BIASED - PREJUDICED.

DENYING ACCESS TO COURT AND [UNFAIRNESS] OF [LIBERTY OF INTERESTS]

OF DUE PROCESS FOR PROSE LITIGANT TO DO "RESEARCH" WITHOUT
ASSISTANCE OF COUNSEL - THAT HAS PENDING [DOCKET'S] NUMBER OF

PENDING ACTION:

* [GENERAL COUNSEL COPIE] *

CONCLUSIONS

(AND) PRAYER: PROSE Litigant. Reason FOR
INJECTION, While Case pending.

Under F.R.A.P. 41 (a) LOCAL Rule's 41 (a)

Motion Should be GRANTED, FOR Challenger

S.C. dc. policy & G.A. 01. 03. deadline 30 days⁺ OR (less)

That's UNCONSTITUTIONAL - PREJUDICED - BIASED, While Case pending in COURT'S:

Without ATTORNEY ASSISTANCE, Help PROSE Litigation ACCESS TO COURT'S:

[Needing] EXTRA LAW LIBRARY TIME. CASE ON DOCKET. List's

I, PROSE Litigant under IN FORMA PAUPERIS. do declare, This
MEMORANDUM is TRUE & CORRECT with AFFIXED PRIMA-FACIE-FACTS
OF preponderance Evidence OR TRUE & CORRECT. TO be SERVED, ON
AND MAIL to defendant's. Thought Lieber Correctional Mail Room. This
date of 10 21 - 2014

(See) Exhibits of (A) (B) (C) PARTS AFFIXED (OF)

PRIMA-FACIE-FACTS

Affidavit of Services

* Calvin Gaddy,

Calvin Gaddy Edisto B 54.

Lieber Correction Inst P.O. Box 205

Ridgelyville SC 29472⁴

SWORN AND-Subscribed before ME.

This date of Oct 21

2014

Ludrean Bryant

Notary public FOR South CAROLINA.

My Commission Expires

May 26, 2020



HENRY McMASTER
ATTORNEY GENERAL

TO: Clerk, United States District Court

FROM: Office of Attorney General for South Carolina

DATE: September 2, 2010

SUBJECT: § 2254 Petition - Calvin Lyndale GADDY v. McCall
10-1743

This acknowledges receipt of the Order to Show Cause and habeas corpus petition served electronically by you on the Office of the Attorney General in an email.

(Received on: August 27, 2010)

By: s/Donald J. Zelenka
Federal ID Number - #4425.
Office of the Attorney General
P.O. Box 11549
Columbia, S.C. 29211
803-734-3601
803-734-4035 (FAX)

~~United State distr~~

United State Court of Appeals
Fourth Circuit Case

FRAUD Indictments Subject matter
Jurisdiction

Summary Judgment
Procedure
Under 56 (F) 56 (G)
Under 56 (F) 56 (G)

Federal Rule of Civil

the petitioner Calvin L Gaddy SCDC# 323551, Procedure 56

Need all copies of Affidavit Filed Under Rule 56 (F) 56 (G)
that was clock stamped by the policy CJ mail room clock to
MCS melody Jane Brown the petitioner filed many prose
brief to the Larry Prosser district courts, that he requested
his Rule 56 (F) 56 (G) the motion discovery of the Voting on
this defective Indictment 2007-65-29-880, that was Bogus

have billed on Fraud (Statement) on under oath on 8-02-2007.
also issues of 16-3-50 Element never been proving he serving
this Involuntary plea of Voluntary manslaughter in the department
of Correction of South Carolina. the lesser charge without
Negotiation OK and waiver presentment to and grand jury
petitioner need said copy for his writ certiorari
to the United State Supreme Courts of Appeals.

The State of South Carolina has Violated petitioner
Calvin L Gaddy 5th & 14th Amendment of our Constitution
of Equal ~~protection~~ protection of due process of
Law petitioner has proving no grand jury proceeding
on 8-2-2007, NO Grand Jury processing or convene
that day...

(4)



SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

Division of Appellate Defense
1330 Lady Street, Suite 401
Columbia, South Carolina 29201-3332
Post Office Box 11589
Columbia, South Carolina 29211-1589
Telephone: (803) 734-1330
Facsimile: (803) 734-1397

Robert M. Dudek, Chief Appellate Defender
Wanda H. Carter, Deputy Chief Appellate Defender
Joseph L. Savitz, III, Senior Appellate Defender

April 28, 2010

A 9-25-14

Mr. Calvin Lyndale Gaddy #323551
McCormick Correctional Institution
386 Redemption Way
McCormick, SC 29899

Dear Mr. Gaddy:

THE great WRITs of Habeas CORPUS
Filed, July 6th 2010[#]

NO Final AFFIRMING
OF THIS CONVICTION OR SENTENCE

Enclosed please find a copy of the order of the South Carolina Supreme Court denying your petition for writ of certiorari. This means that the lower court's decision in your case stands and you have exhausted your state remedies. Note the time limits for filing future actions based on the date of the denial of this PCR appeal action via the federal habeas statute of limitations.

Should you have any questions concerning this matter, please contact me.

Evidence

FOR F.R.C.P.

MADE MASTER decision

Rule 53 (c)

Sincerely,

Wanda H. Carter
Deputy Chief Appellate Defender

WHC/mwl

Enclosure

MERIT'S

~~United State distr~~

United State Court of Appeals
Fourth Circuit
Case

Fraud Indictments Subject matter
Jurisdiction

Summary Judgment
procedure
Under 56 (F) 56 (C)
Under 56 (F) 56 (G)

Federal Rule of Civil

the petitioner Calvin L Gaddy SCDC# 323551, procedure 56)
Need all copies of Affidavit Filed Under Rule 56 (F) 56 (G)
that was clock stamped by the Percy CJ mail room clock to
MCS Melody Jane Brown the petitioner filed many prose
brief to me Larry proper district courts, that he requested
his Rule 56 (F) 56 (G) the motion discovery of the Voting on
this defective Indictment 2007-65-29-880, that was Bogus
have billed on Fraud (Statement) on under oath on 8-02-2007.
Also Issues of 16-3-50 Element never been proving he serving
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of Corrections of South Carolina. the lesser charge without
Negotiation OK and waiver presentment to and grand jury
petitioner need said copy for his writ certiorari
to the United State supreme courts of Appeals.

The State of South Carolina Has Violated petitioner
Calvin L Gaddy 5th & 14th Amendment of our Constitution
of Equal ~~proce~~ protection protection of due process of
Law petitioner has proving no grand jury proceeding
on 8-2-2007, NO Grand Jury processing or convene
that day...

(4)



HENRY McMASTER
ATTORNEY GENERAL

TO: Clerk, United States District Court

FROM: Office of Attorney General for South Carolina

DATE: September 2, 2010

SUBJECT: § 2254 Petition - Calvin Lyndale GADDY v. McCall
10-1743

This acknowledges receipt of the Order to Show Cause and habeas corpus petition served electronically by you on the Office of the Attorney General in an email.

Received on: August 27, 2010

By: s/Donald J. Zelenka
Federal ID Number - #4425.
Office of the Attorney General
P.O. Box 11549
Columbia, S.C. 29211
803-734-3601
803-734-4035 (FAX)

STATEMENTS OF PRIMA-FACIE - COMPLAINT - NEGLIGENCE of duty

SEE: Al-Shabazz - v. State Op. No. 24995 S.C. Sup. Ct. (1999)

SEE: SIMPSON - v. STATE 329, S.C. 43, 495, SE 2d (1998)

To: Support PRIMA-FACIE - CASE:

Denial - OF - FUNDAMENTAL FAIRNESS, Shocking, to THE UNIVERSAL, OF JUSTICE
Ind. At 46, 495 SE.2d At 431, OF S.C. dc. policy 13.6 Appeal PROCESS. PROCEDURE,

being denied, to EXHAUST - REMEDIE Existing OF delayed - FINAL department

decision, by This Agency of General Counsel, STAFF-MEMBER. UNDER COLOR - OF - STATE LAW,

S.C. Code ANN § 1-23-330 (1986) Evidentiary matter Contesting case:

S.C. Code ANN § 1-23-340 (1986) Render FINAL decision.

S.C. Code ANN § 1-23-360 (1986)

(SEE) U.S. COURT PRECEDENT FOR STATE TO FOLLOW These CASE'S

BOARD OF REGENT'S OF STATE COLLEGES - v. Roth

408. U.S. 564, 569. 92 S.C.T. 2701, 2705, (1972)

(SEE) WOLFF - v. McDONNELL. 418. U.S. 539, 94 S.C.T. 2963 (1974)

THE SUPREME COURT ESTABLISHED, THE MINIMUM CONSTITUTIONAL REQUIREMENTS

FOR, PROCEDURE DUE PROCESS CLAUSE, TO Support This Complaint, ON This

Agency of General Counsel - FOR South CAROLINA dept. OF CORRECTIONAL.

NEGLIGENCE, NEGLECTED - OF duty, denied PROCEDURE CLAUSE.

ADMINISTRATIVE LAW COURT ORIGINAL COPY

July 1st 2014

FILED

JUL 03 2014

SC ADMIN. LAW COURT

INMATE COPY

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT
LEWIS F. POWELL, JR. UNITED STATES COURTHOUSE ANNEX
1100 EAST MAIN STREET, SUITE 501
RICHMOND, VIRGINIA 23219-3517
WWW.CA4.USCOURTS.GOV

PATRICIA S. CONNOR
CLERK

TELEPHONE
(804) 916-2700

April 4, 2014

Calvin Lyndale Gaddy
323551
Cooper Dorm room 40#A
Lieber Correctional Institution
PO Box 205
Ridgeville, SC 29472

Re: Gaddy v. Ward, et al.

DSC: 8:12-cv-03549-JFA-JDA - SEE AND CLEAR ERROR
was filed
June 26th 2013

Gaddy v. South Carolina District Courts, The

DSC: 8:13-cv-02387-JFA

SEE EXHIBIT'S

June 24

U.S. DISTRICT
GREENVILLE 1:05th

Dear Mr. Gaddy:

This acknowledges receipt by this court of your proposed filings with respect to the above-referenced matters. Please be advised that this court has jurisdiction over matters appealed from federal district courts within our circuit, original proceedings arising from federal district courts within our circuit, and appeals from certain agencies and neither case has been appealed to this court. However, a review of both district court dockets indicates that court entered orders on March 18, 2014, adopting the report and recommendation in each case. Should you wish to appeal these orders by the district court, enclosed are two form notices of appeal. The notices of appeal should be filed in the district court.

Yours truly,


Mark J. Zanchelli
Chief Deputy Clerk

MJZ:cad
Enclosures

FILED

OCT 16 2014

ADMIN. LAW COU

2/7 LC1-0424-14

Dear Appellant:

Below is information regarding your case which has been filed with the ALC. Please refer to the Rules of Procedure (enclosed) for the time frames on filing briefs and other matters.

Case Number	Inmate Number	Inmate First Name	Inmate Last Name	Grievance No.	Respondent	Filing Date	Date Assigned	Judge Last Name
14C0933	323551	CALVIN	GADDY	LCI 424-14	DOC	10/16/2014	10/24/2014	ROBINSON

FILED

OCT 24 2014

ADMIN. LAW COURT

You must file all original documents and correspondence regarding this case directly with the above-named Judge and serve a copy on the Dept. of General Counsel, S.C. Dept. of Corrections, PO Box 21787, Columbia, SC 29221.

Dear Appellant:

Below is information regarding your case which has been filed with the ALC. Please refer to the Rules of Procedure (enclosed) for the time frames on filing briefs and other matters.

Case Number	Inmate Number	Inmate First Name	Inmate Last Name	Grievance No	Response Int	Filing Date	Date Assigned	Judge Last Name
14C0466-IJ	323551	CALVIN	GADDY	LCI 424-14	DOC	6/17/2014	6/18/2014	ROBINSON

SC Court of Appeals
NOV 20 2014
RECEIVED
FILED
JUN 18 2014
SC ADMIN. LAW COURT

You must file all original documents and correspondence regarding this case directly with the above-named Judge and serve a copy on the Dept. of General Counsel, S.C. Dept. of Corrections, PO Box 21787, Columbia, SC 29221.

Exhibit →



South Carolina Court Administration

South Carolina Supreme Court
Columbia, South Carolina

1015 SUMTER STREET, SUITE 200
COLUMBIA, SOUTH CAROLINA 29201

September 27, 2010

The Honorable Sue K. Carpenter
PO Drawer 580
140 Main Street
Chester, SC 29706

Exhibit (E)

(+) July 29, 2014

General session was in Chester SC
August, 30, 31, 1, 2, 3

RE: Calvin L. Gaddy

[See] Exhibit A, b, c, d,

Dear Clerk Carpenter:

S.C. Judicial department - Calendar

Enclosed is a copy of a letter this office received from the above-referenced person. It would be appreciated if you would review this matter to assist him.

Sincerely,

Court Services Section

cc: Mr. Calvin L. Gaddy #323551
Perry Correctional Institution
O-3A-113
130 Oaklawn Road
Parker, SC 29669

RECEIVED

2010

2010

Exhibit 8

CASE NO 8:10-cv-01743

Terms of Circuit and Family Court
JFA July 2007

CASE NO:

210 cv 01134 JFA- RSC

Circuit Number	7/2/2007	7/9/2007	7/16/2007	7/23/2007	7/30/2007
6		Common Pleas Non-Jury Goode, Kenneth TRACY Example 2013		Common Pleas Lancaster Goode, Kenneth WATKINS 23 NO CR NEEDED 24, 25, 26, 27	General Sessions Chester Goldsmith, Brooks WATKINS Common Pleas Fairfield Goode, Kenneth TRACY 30, 31, 1 NO CR NEEDED 2, 3
		Family Court Fairfield / Chester Gibbons, Brian M. PERRY	Family Court Lancaster Gibbons, Brian M. PERRY	Family Court Chester Murdock, Jamie Lee Sitting With: Jenkinson, Gordon PERRY 23, 24 am GRAINGER 24 pm PERRY 25, 26, 27	Family Court Lancaster Gibbons, Brian M. PERRY

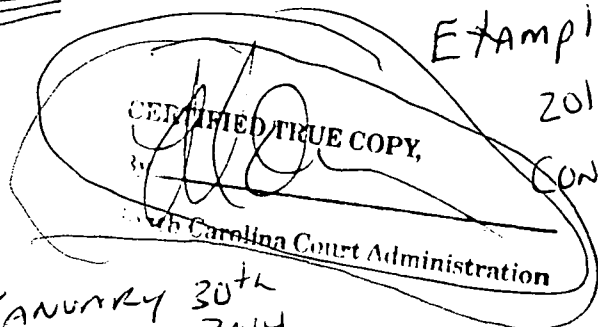
(true documents)

(Exhibits)

Evidence

That general session was in
Chester SC ON 8/02/2001
(Not) "Lancaster County"

Exhibit 1963 (1) "A" 2013

Example
2013Conflict of
Interest

(Exhibit 5[#])
Evidence

Case No. 8

8:10-cv-4943-JFA-Jda

Register | Log In | Customize

timeanddate.com

Search:

Go

9-01-cv-01143

Calendar for July 2007 (United States)

Sun	Mon	Tue	July Wed	Thu	Fri	Sat
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30 Chester	31 Chester	Example 2013 Over- →			

Phases of the moon: 7: ☾ 14: ☉ 22: ☾ 29: ☉

Holidays and Observances: 4: Independence Day

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("Exhibit : Evidence")
(session)
general started in Chester SC. 8/1/2007
Conflict of interest 2013[#] 1/30/2007 to 8/03/2007
NO general session was in Lancaster County
on 8/02/2007

Case NO 2101-CV-01734-JFA-RSC
general session was in Chester SC the whole week
7/30/2007 to 8/03/2007 January 30th 2014

WITNESSES

Wanda Owens - LCSO #07-14474

DOCKET NO. 2007-GS-24-830

The State of South Carolina

County of Lancaster

COURT OF GENERAL SESSIONS

AUGUST TERM 2007

ARREST WARRANT NUMBER/DOA

4617 (DOA-S-2-07)

ACTION OF GRAND JURY

WIFE BILD

THE STATE
vs.
Calvin Lyndale Gaddy

Session of Grand Jury
of AUG 02 2007

VERDICT

Indictment for

Murder

SC Code §16-3-10
CPD Code 0116
Class Felony IV

Exhibit

(F)

July 29th 2014

NO general session on 8/02/2007 (Exhibits)^{6#} Page 6#
 in "Lancaster County" (Evidence) (B)

Calendar for August 2007 (United States)

Sun	Mon	Tue	August Wed 1	Thu 2	Fri 3	Sat 4
			<u>Chester</u>	<u>Chester</u>	<u>Chester</u>	
5	(6) LANCASTER	(7)	(8)	(9)	(10)	11
12	(13) LANCASTER	(14)	(15)	(16)	(17)	18
19	20	21 E/ample	22 2013	23	24	25
26	27	28	29	30	31	

Phases of the moon: 5: 12: 20: 28:

Calendar generated on www.timeanddate.com/calendar

(Exhibits)^{6#} Exhibit
 Page 6#
 (Evidence)
 (CASE NO 210-CV-01734 JFA-RSC)
 CASE NO 8:10-CV-01743 JFA-JDA
 1963(3) = 2013 9-01-2011

CONFLICT of interest Calendar Document's January 30th 2014

August 02 2007 was in Chester SC (not)

"LANCASTER County" on August 17th (2001) MK CALVIN Gaddy A 323551 guilty plea was in LANCASTER County

ON 8/17/2007 # 2001-65-27-880

by the LANCASTER County "Grand Jury"

See Page 1[#] (Exhibit 1)[#]

"NO" general session on 8/02/2007 Evidence
 in LANCASTER County

STATE OF SOUTH CAROLINA)
)
COUNTY OF LANCASTER)

INDICTMENT

At a Court of General Sessions, convened on August 2, 2007, the Grand Jurors of
Lancaster County present upon their oath: ??

MURDER

That Calvin Lyndale Gaddy did at 3155 Major Evans Road, in Lancaster County
on or about June 8, 2007, feloniously, willfully, and of his malice aforethought kill and
murder Aretha Cunningham by choking her with his hands and the victim did die as the
proximate cause thereof on June 8, 2007, in violation of Section 16-3-10 of the *Code of
Laws of South Carolina*.

.. " " " " " " ??
NO FILED date's ..

by LANCASTER COUNTY CLERK OF COURT

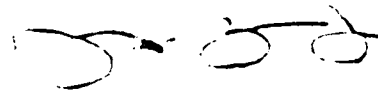
Exhibit (G)

July 29th 2014

(SEE) NEILSON - v - PEYTON 415 F.2d 1154 4th Cir.

Supreme Court Rule 51 E (3)

Against the peace and dignity of the State, and contrary to the statute in such case
made and provided.



J. A. Barlow, Jr. SOLICITOR

WITNESSES
1. Wanda Owens - LCSO #07-14474

DOCKET NO. 2007 252, 880

The State of South Carolina

County of Lancaster

COURT OF GENERAL SESSIONS

AUGUST TERM 2007

ARREST WARRANT NUMBER/DOA

17 (DOA 6-9-07)

ACTION OF GRAND JURY

THE BILL

VERDICT
AUG 02 2007

VERDICT

RECEIVED
OCT 26 2012

STATE CLASSIFICATION

Bogus
State
document

Calvin Lyndale Gaddy

THE STATE
vs.

Indictment for

Murder

SC Code: §16-3-10
CDR Code: 0116
Class: Felony, EXM

JANUARY 30th 2014

Exh. b. f

Dogus Indictment

to general session - 2007
on 8-02-2007

This indictment is for the
murder of Calvin Lyndale Gaddy
on 8-02-2007. The crime was committed
in the County of Lancaster.
The State of South Carolina
is the plaintiff in this case.
The defendant is Calvin Lyndale Gaddy.
The State of South Carolina
is the plaintiff in this case.

NEVER RECEIVE IT TO ON April 28, 2009

Filed my per. on 2-11-08. as this was Filed 2⁺ months later

STATE OF SOUTH CAROLINA

FRAUD -

INDICTMENT

Conspiracy

COUNTY OF LANCASTER

* * * * SCANDALOUSLY * * * *

At a Court of General Sessions convened on August 2, 2007, the Grand Jurors of Lancaster County present upon their oath: Court was in Chester County 802, 2007

MURDER

Jurisdiction SEE Exhibit's Evidence

That Calvin Lyndale Gaddy did at 3155 Major Evans Road, in Lancaster County on or about June 8, 2007, feloniously, willfully, and of his malice aforethought kill and murder Aretha Cunningham by choking her with his hands and the victim did die as the proximate cause thereof on June 8, 2007, in violation of Section 16-3-10 of the Code of Laws of South Carolina.

[discriminating of law] no general session was in progress
* * * * * Embezzlement * * * * *

MALICE - (Trouble) (Evil) (Naughtiness)
* Embezzlement *

Wickedness

THIS INDICTMENT WAS

ETampic 2013

Exhibit

1963-5-E-2013

NEVER Filed in the Clerk of Courts OF SOUTH CAROLINA because it's Bogus & Fraud of me

* [Conspiracy] of [perjury]

SC Code § 16-9-10 of Laws

Against the peace and dignity of the State, and contrary to the statute in such case

made and provided.

Douglas A. Barfield, Jr., SOLICITOR

32 (2) Exhibit January 30th 2014

Exhibit 7

Evidence Case No 210-CV-01134 JFA-RSC

Terms of Circuit and Family Court August 2007

Circuit Number	8/6/2007	8/13/2007	8/20/2007	8/27/2007
6	General Sessions Chester Goldsmith, Brooks WATKINS 6, 7, 8, 9 RICH 10 General Sessions Lancaster Goode, Kenneth BARRETT	General Sessions Fairfield Nicholson, J. WATKINS General Sessions Lancaster Goode, Kenneth BROOM		Common Pleas Non-Jury/PCR Goldsmith, Brooks WATKINS General Sessions Fairfield Goode, Kenneth TRACY 27, 28, 29, 30 YOUNG 31
	Family Court Fairfield Gibbons, Brian M. PERRY	Family Court Chester McGowan, Joseph W. MITCHELL Family Court Lancaster Gibbons, Brian M. PERRY		Family Court Lancaster Gibbons, Brian M. PERRY

Conflict of Interest

Exhibit

1963- 4 d 2013

Example
2013

CERTIFIED TRUE COPY,

By

South Carolina Court Administration

(January 30th 2014 #)

CALVIN KYDDALE GADDYth Side
323551
Liber Correctional Institutional

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P.O. Box 205

Ridgerville South Carolina. 29472th

To:

Clerk Office of
State South Carolina Court of Appeals

P.O. Box 11629

Columbia South Carolina. 29211

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INSPECTED OR CENSORED THIS ITEM; THEREFORE,
THE DEPARTMENT DOES NOT ASSUME RESPONSIBILITY
FOR ITS CONTENTS.

LIEBER CORRECTIONAL INSTITUTION
S.C. DEPARTMENT OF CORRECTIONS

FOR LEAD