

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM THE ADMINISTRATIVE LAW COURT
Honorable L. Phillip Lenski

Case No. 2015-001761

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OCT 07 2015
SC Court of Appeals

DESIGNATION OF MATTER TO BE INCLUDED
IN THE RECORD ON APPEAL

COMES THE APPELLANT ABOVE, John Alexander, with a Designation Of Matter To Be Included In The Record on Appeal pursuant to Rule 209 (SCACR) (b). The Appellant contends under SCDC Policy and Procedure GA-01.03, "Inmates Access to the Courts," August 25, 2014 Sec. 12.2 Materials and documents that will not be copied include: "Documents that have been solely originated, generated, written, typed, or created by an inmate" ("the inmate may copy this information by hand.") Note: "The fact that a document solely generated by an inmate has been notarized does not mandate that photocopies be provided."

As such, the Appellant respectfully requests that a copy of the Respondent's Record consisting of Inmate Step 1 and Step 2 Grievance MCCI 516-14, Disciplinary

Report and Hearing Record, Incident Report, and Disciplinary Transcript be included in the Record on Appeal. Likewise, the Appellant requests other supporting documents such as his Notice Of Appeal upon the Administrative Law Court, Initial Brief, Order denying requests for subpoenas, Motion For Discovery, Motion For Finding Of Fact and Conclusion Of Law, Order Denying Motion For Discovery, Second Motion For Discovery, Order Denying Second Motion For Discovery, Respondent's Brief and Motion To Alter or Amend Judgment be included in the Record on Appeal.

The Appellant asserts that the Respondents already have been served a copy of each of the above mentioned documents as certified by the Appellant. Consequently, SCDC Policy and Procedure prohibits the Appellant of complying with Rule 209 (a) (SCACR) to serve opposing counsel with the materials sought to be included in the Record On Appeal.

Wherefore, the Appellant respectfully requests that the Court of Appeals serve Daniel John Crooks, III, Esq, with a copy of the Appellant's Designation of Matter to be Included In The Record on Appeal. Or, in the alternative, send the Appellant a copy of his Designation so that he may serve opposing counsel.

Dated 10/2/15.

Respectfully Submitted,
John Alexander

MAIL ROOM
REC'D MAIL

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SC Court of Appeals

John Alexander

v.

The South Carolina Department of Corrections

Appellant,

Respondent.

AFFIDAVIT

CERTIFICATE OF SERVICE

I, John Alexander, certify that a copy of the Designation of Matter To Be Included In The Record and Certificate of Service cannot be served upon Daniel John Crooks, III, Esquire, Office of General Counsel, South Carolina Department of Corrections, 4444 Broad River Road, Columbia, South Carolina 29221, until such time as the South Carolina Court of Appeals Clerk, Jenny Abbott Kitchens serve opposing counsel. Or, in the alternative, provide the Appellant a copy of his Designation of Matter To Be Included In The Record on Appeal that Appellant may serve Daniel John Crooks, III, Esquire.

Particularly, because SCDC forbids the Appellant to purchase copies of the Designation, Certificate or the contents therein. Nor does the Appellant have any other means to obtain copies. The Designation contains no matter which is irrelevant to the appeal.

Dated 10/2/15.

Respectfully Submitted,
John Alexander

Sworn and Subscribed
this 2nd day of October, 2015
Michael Camano

Notary Public For South Carolina
My Commission Expires July 9, 2025

B

John Alexander, 194748
Department of Corrections
386 Redemption Way
McCormick, SC 29899

October 2, 2015

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OCT 07 2015

SC Court of Appeals

The South Carolina Court of Appeals
V. Claire Allen, Deputy Clerk
Post Office Box 11629
Columbia, South Carolina 29211

Re: John Alexander v. SCDC
Appellate Case No. 2015-001761

Dear Ms. Allen:

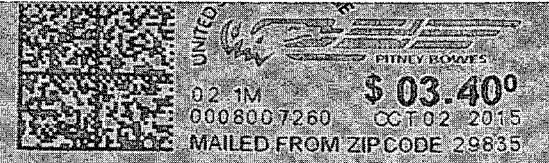
Enclosed for filing please find a Designation of Matter To Be Included In The Record on Appeal as well as a Certificate of Service.

At your most very earliest convenience, please send me a clock dated stamped copy of the Designation and Certificate because I have no other means to comply with Rule 209(c) (SCACR).

Thank you.

Respectfully Submitted,
John Alexander

Alexander 199 148
Correctional Institute
ion Way EFA 196
SC 29899



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SC Court of Appeals

The South Carolina Court of Appeals
V. Claire Allen, Deputy Clerk
Post Office Box 11629
Columbia, SC ~~29201~~ 29211

