

The State of South Carolina
In The Supreme Court

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Appeal From Administrative
Law Court Decision

NOV 02 2015
SC Court of Appeals

Shirley Robinson, Judge

Case No: 15-ALJ-15-0029-AP

Reginald Spellman _____ Appellant

v.

South Carolina Probation, Parole
and Pardon Services _____ Respondent

Appeal From (ALC) Decision

In The State of South Carolina

In The Supreme Court

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SC Court of Appeals

Appeal From Administrative Law
Court Decision

Shirley Robinson, Judge

CASE NO. 15-ALJ-15-0029-AP

Proof of Service

I, Reginald Spellman certify that I have served this notice of appeal upon the Respondent by depositing a copy of it in the United States Mail, postage prepaid to PO Box 11549-1549. I further certify that all parties required by rules to be served have been served this 26th day of October 2015.

Respectfully Submitted

15/10/15 Reginald Spellman

Statement of Case

Courts and Respondents stated that I was charged with rape of a young girl and then plead to Lewd Act. Applicant agrees he plead to lewd act, but Applicant is appealing the Administrative Law Courts ruling due to: (1) I was not ever at anytime charged with Rape, and (2) the Courts (ALC) base their ruling off the assumption that the Appellant had been charged in the past with a similar type charge which is untrue. The Courts base that ruling off of Statute 24-21-640.

The Appellant was charged with CSC in the first degree, then Attempted CSC, The Appellant went to trial Soc, but within deliberation there was a tampering of the jury and the judge ruled it unintentional and allow Appellant to take a plea of Lewd Act. Appellant has never had this type of charge ever, and even though Rape has one of CSC elements it is not the same charge and does not at the same time it convicted.

Thus the Appellant shows also that the offense code are also totally different. Rape offense code is 16-3-20 and the code for what it went to trial Soc and credit set aside was 16-3-656

(ALC) ruled under improper law thus
in violation of my constitutional liberty interest
my charge is grandfathered in. I was sentence
under old law not new. The sentence is Grand-
fathered because the time the "Alleged" crime
took place my plea charge was non-violent, but
SCDC classified me under the new law

RS

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150 Reginald Spillman

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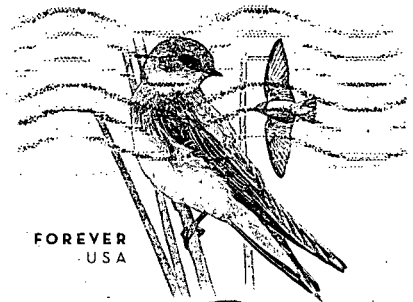
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