

STATE OF SOUTH CAROLINA

In The Court of Appeals

RECEIVED
MAR 10 2016
SC Court of Appeals

APPEAL FROM RICHLAND COUNTY

JAMES R. BARBER, III, CIRCUIT COURT JUDGE

2005CP4002795

Appellate Case No. 2016-000146

ISIAH JAMES, JR., Appellant,

vs.

SOUTH CAROLINA DEPARTMENT OF PROBATION,
PAROLE AND PARDON SERVICES (SCDPPPS), Respondent.

To: Tommy Evans, Jr.
POB 50666
Columbia, S.C. 29250

PETITION FOR REHEARING WITH SUGGESTION
REHEARING EN BANG

Appellant requests herein that the Court entertains a rehearing in the appeal according to Rules 240(i)&(j), 221(a)&(c) and 219 of South Carolina Appellate Court Rules (SCACR):

1. James filed a timely notice of appeal thereto the 12-5-14 order which was received by appellant on or about 1-12-2016;
2. The order contains language, "The Parole Board's stated reasons are based on fixed factors that can never be remedied by Appellant" (p. 5) which is the basis for the appeal along with memo(es) and etc. before the lower Court;
3. As the 12-5-14 order set forth there was a prior appeal in

this Court decided on 9-5-2012, 2012 WL 10862739, App. Cas. No. 2011-199967, under no. 2012-WP-503 where he raised the jurisdictional question about the last sentence of 25 years that he is finally serving;

4. This is the last appeal which the circuit court has appellate jurisdiction therefrom the Administrative Law Court (ALC);

5. The 3-1-16 'Order' of the Court involves one justice who overlooks the prior appeal and he set forth a decision that a jurisdictional issue may not be raised on/in the appeal because James was successful after a decade and a half in securing a favorable decision which respondent is not following the order of 12-5-14; the order should be overruled.

Respectfully submitted this 6th day of March 2016.

/s/

Isiah James, Jr.
Isiah James, Jr., 96883
R61, -CA-52, POB 2039
Ridgeland, SE 29936

CERTIFICATE OF SERVICE

The undersigned hereby certifies that he has caused true and correct copies of the 'Petition for Rehearing etc.' to be mailed, postage prepaid, to respondent's attorney who is set forth above herein this 8 day of March 2016.

/s/

Isiah James, Jr.

Isiah JAMES, Jr, 96883
RIDGELAND C. I
Charleston VA Unit Room 52
P.O. Box ~~2039~~ 29936
Ridgeland, SC

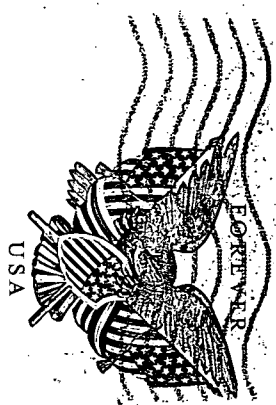
Legal MAIL

SC Court of Appeals

MAR 10 2016

RECEIVED

CHARLESTON SC 294
OS MAR 2016 PM 1 L



HON. JENNY ABBOTT KITCHINGS
S.C. COURT OF APPEALS
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201

2920139769 0076

THE DEPARTMENT OF CORRECTIONS HAS NOT RECEIVED
THIS ITEM. THEREFORE, THE DEPARTMENT DEMANDS
ASSURE RESPONSIBILITY FOR ITS CONTENTS.
LEWIS CORY, WARDEN
PENNSYLVANIA DEPARTMENT OF CORRECTIONS
HARRISBURG, PA 17103



THIS ENVELOPE IS RECYCLABLE AND MADE WITH 30% POST CONSUMER CONTENT

© USPS 2013