

APRIL 18, 2016.

The Supreme Court of South Carolina
DANIEL E. SHEAROUSE, clerk of court.
P.O. Box 11330
Columbia, S.C. 29211

RECEIVED

APR 22 2016

S.C. SUPREME COURT

Re: Petitioner's Motion for Leave of Court to FILE Petition
FOR A WRIT OF CERTIORARI IN re of Asst. Dep. A.G. KAREN C.
RATIGAN; Appellate case no. 2016-002251
2015

1. DEAR MR. SHEAROUSE,

Attached to this letter is my motion for leave
to file as timely my CERTIORARI petition in re of sanctions
against Asst. Dep. A.G. KAREN C. RATIGAN which is correlated
to my already filed PCR. petition, along with my CERTIORARI
action, supporting Appendix.

2. CAN you please FILE all documents, kindly stamp the
extra copies, mail back to me in the self-addressed,
stamp-envelope, and forward to the court?

Respectfully Requested
George Cleveland, III #357770, TA118
TURBEVILLE CORRECTIONAL Insti.
P.O. Box 252
TURBEVILLE, S.C. 29162.

CC: FILE
KAREN C. RATIGAN, Esquire.

PETITIONER'S MOTION FOR LEAVE
OF COURT TO FILE PETITION FOR
A WRIT OF CERTIORARI IN RE:
OF SANCTIONS MOTION
~~AS TIMELY~~

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APR 22 2016

S.C. SUPREME COURT

THE STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

APPEAL FROM GREENVILLE COUNTY

COURT OF COMMON PLEAS

ROBIN B. STILWELL; CIRCUIT COURT JUDGE

LOWER COURT CASE NO. 2014-CP-23-01895

APPELLATE COURT CASE NO. 2015-002251

George Cleveland, ~~III~~

S.C.D.C. No. 357770,

• PETITIONER,

v.

STATE OF SOUTH CAROLINA,

• RESPONDENT.

George Cleveland ~~III~~ #357770
Turbeville Correctional Inst.
P.O. Box 252
Turbeville, S.C. 29162
PROSE PETITIONER

1.
PETITIONER'S MOTION TO FILE PETITION
FOR A WRIT OF CERTIORARI IN RE:
OF MOTION SANCTIONS:

APPELLATE CASE NO.
2015-002251

MAY IT PLEASE THE COURT: George Cleveland,
III, proceeding pro se, moves this court respectfully to
GRANT my motion FOR LEAVE OF COURT TO FILE MY
ATTACHED WRIT OF CERTIORARI (P.C.R.-CASE.) PETITION IN
RE: OF MY SANCTIONS MOTION AGAINST ASST. DEP. A.G.
KAREN C. RATIGAN AS TIMELY FOR THE FOLLOWING
REASONS:

MULTIPLE PRISON LOCKDOWNS;
INSUFFICIENT SUPPLY OF PAPER; AND
STAFFING SHORTAGES.

2.

RELEVANT BACKGROUND:

ON MARCH 03, 2016, I FILED NOTICE OF APPEAL TO BE FILED
AS TIMELY IN RE: to my motion FOR SANCTIONS AGAINST
ASST. DEP. A.G. KAREN C. RATIGAN. UNDER RULE 242 SCAR, MY
PETITION FOR A WRIT OF CERTIORARI IN RE: OF MOTION
SANCTIONS WAS DUE: APRIL 04, 2016. MY DORN TAWCTW A-side

1.

At Turbeville Correctional Institution on the following dates:

APRIL 06 - 04, 2016;

APRIL 07 - 09, 2016;

APRIL 11 - 12, 2016;

APRIL 15 - 18, 2016.¹

STAFFING shortages in my dorm, id; regarding Correctional officers, and shortages in the mail-room as well; these shortages prevented me from communicating with the mail-room staff to request an sufficient supply of legal paper to prepare for this filing.

The prison lockdowns, id; and lack of communication options with the mail-room caused me prejudice under Lewis v. Casey, 518 U.S. 343, 116 S.Ct. 2174 U.S

1. APRIL 15 AND 18, 2016, the medical staff conducted T.B. test without any advanced notice.

2.

ARIZ (1996) *id.*, At 2178-2179 (the Supreme Court of the United States held Actual INJURY OF AN denial of Access to the court by prison officials is required); consequently, I have standing to request my petition for a writ of certiorari *in re*: to my motion for sanctions against Asst. Dept. A.G. KAREN C. RATHGAM be FILED AS TIMELY.

The date the attached proof of service indicates I personally handed to the Turbeville Correctional Institution's mail-room staff or put the filing in the blue mail-box outside the cafeteria was the date. At the earliest I was able to have legal copies, notary, and my dorn was not on lock-down.

AFFIDAVIT BY GEORGE CLEVELAND, III

I, George Cleveland III, swear under the penalty of perjury, the foregoing is true and correct to the

best of my knowledge.

AFFILIANT'S SIGNATURE

~~_____~~

Respectfully Submitted,

~~_____~~
George Cleveland # 357770, TA 118
TURBEVILLE CORRECTIONAL INST.
P.O. Box 252
Turbeville, S.C. 29162

Dated: April 18, 2016

SWORN to and subscribed before me this
19th day of April 2016
4. ~~_____~~ (L.S.)
Notary Public for South Carolina

My Commission Expires: 4-27-2016

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PETITIONER'S PROOF OF SERVICE APR 22 2016

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT
S.C. SUPREME COURT

APPEAL FROM GREENVILLE COUNTY
COURT OF COMMON PLEAS

ROBIN B. STILWELL, CIRCUIT COURT JUDGE
LOWER COURT CASE NO. 2014-CP-23-01895
APPELLANT CASE NO. 2015-002251

George Cleveland III, PETITIONER,
S.C.D.C. NO. 357770,

vi,
STATE OF SOUTH CAROLINA, RESPONDENT.

PROOF OF SERVICE

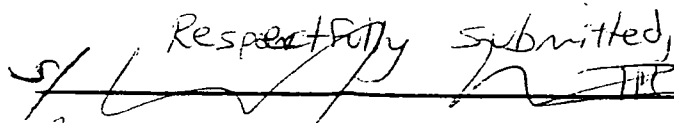
George Cleveland III #357770
TURBEVILLE CORRECTIONAL INST,
P.O. Box 252
TURBEVILLE, S.C. 29162
PROSE PETITIONER.

1.
PETITIONER'S PROOF OF SERVICE

I, George Cleveland III, certifies that on the date below by and through the Turbeville Correctional Insti mail-room staff, served on the Respondent's Attorneys by United States Mail, with proper postage affixed, and properly addressed the following legal documents:

MOTION FOR LEAVE TO FILE PETITION FOR A WRIT OF CERTIORARI IN re OF Motion for Sanctions AS. TIMELY; SUPPORTING APPENDIX; AND PETITION FOR A WRIT OF CERTIORARI IN re OF Motion for Sanctions, mailed to:

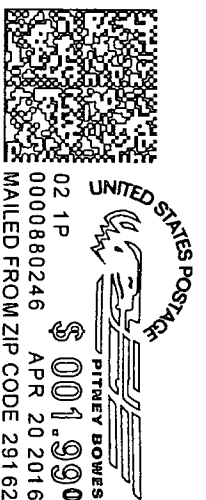
Office of the Attorney General
Karen C. Ratigan, Esquire
P.O. Box 11549
Columbia, S.C. 29211
Attorney for Respondent.

Respectfully submitted,

George Cleveland III, #35770, TA-118
Turbeville Correctional Institution
P.O. Box 252
Turbeville, S.C. 29162

DATED: APRIL 19, 2016

TURBEVILLE C.I.
MAIL ROOM
BOX 252
TURBEVILLE, S. C. 29162

George Cleveland ~~III~~ # 3577MDJTA118



RECEIVED

APR 19 2016

MAILROOM
TURBEVILLE CI

APPEAL CASE
ND,

2015-002251

Motion for
leave late certhoPAM
petition (08)

The South Carolina Supreme Court
Daniel E. Shearouse Clerk of Court
P.O. Box 11330
Columbia SC 29211

Legal Mail