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JUN 14 2016

SC Court of Appeals

APPELLANT'S MOTION FOR LEAVE  
OF COURT FOR REINSTATEMENT

THE STATE OF SOUTH CAROLINA,

IN THE COURT OF APPEALS

APPEAL FROM ADMINISTRATIVE TRIBUNAL

S. PHILLIP LENSKE; ADMINISTRATIVE LAW JUDGE

LOWER COURT CASE NO. 16-ALJ-04-0030-AP

APPELLATE CASE NO. 2016-001033

George Cleveland, III, . . . . . APPELLANT  
S.C.D.C. NO. 35770,

v.

SOUTH CAROLINA DEPARTMENT  
OF CORRECTIONS, (S.C.D.C.), . . . . . RESPONDENT

George Cleveland, III, #35770  
Turbeville Correctional Inst.  
1578 Clarence Coker Hwy  
Turbeville, S.C. 29162.

MAY IT PLEASE THE COURT: George Cleveland  
III, proceeding pro se respectfully move this  
court for an order GRANTING my motion for  
LEAVE OF COURT FOR RESTATEMENT OF the above  
captioned case on the following grounds:

PRISON Lockdown; And An P.C.R. Hearing I  
WAS UNAWARE OF.

MOTION FOR RESTATEMENT:

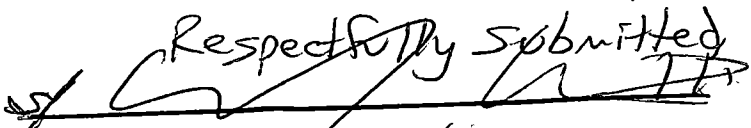
ON MAY 19, 2016, I signed for and received the  
deficiency letter. Dated: MAY 17, 2016. indicating the  
Requirement of the \$100.00 Filing fee and proof the  
Administrative Law court has been served; see  
Attached Exhibit 1 (Hereinafter A.E. 1).

Jurbeville Correctional Institution was on lock-  
down from May 20 - June 04, 2016, A.E. 2 AT PAR.  
2. ON JUNE 02 - JUNE 07, 2016, I WAS TRANSFERRED  
to the Oconee County Detention Center in WATHAM, S.C.  
for a P.C.R. hearing in George Cleveland III v. STATE;  
CA No 2014-CR-37-218 that I HAD NO PRIOR KNOWLEDGE

of, see A.E. 2 At PAR. 2, the prison lock-down, and the P.C.R. hearing, id, caused me to miss the ten (10) day deadline to comply with the deficiency letter, see A.E. 1. I suffered prejudice under the First and Fourteenth (Access to the courts + due process property interest) Amendment of the United States Constitution, and under Lewis v. Casey 518 U.S. 343, 116 S.Ct. 2174 U.S. ARIZ (1996), id, At 2178-2180; consequently, I have standing to request an reinstatement, and extra time to comply with deficiency letter, IBID,

2.  
CONCLUSION:

Based on the foregoing, I request the following relief; wherefore, GRANT my motion for reinstatement, and a new deadline to comply with deficiency letter, see A.E. 1 until June 20, 2016.

Respectfully submitted  
  
George Cleveland III #357770  
Turbeville Correctional Inst.  
1578 Clarence Coker Hwy.  
Turbeville, S.C. 29162  
2

DAED JUNE 09, 2016.



## The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

V. CLAIRE ALLEN  
DEPUTY CLERK

POST OFFICE BOX 11629  
COLUMBIA, SOUTH CAROLINA 29211  
1220 SENATE STREET  
COLUMBIA, SOUTH CAROLINA 29201  
TELEPHONE: (803) 734-1890  
FAX: (803) 734-1839  
www.sccourts.org

May 17, 2016

George Cleveland #357770  
Turbeville Correctional Institute  
PO Box 252  
Turbeville SC 29162

Re: George Cleveland #357770 v. SCDC (5)  
Appellate Case No. 2016-001033

Dear Mr. Cleveland:

Upon reviewing your notice of appeal, the following deficiency or deficiencies have been noted under the South Carolina Appellate Court Rules (SCACR), and any deficiency must be corrected within ten (10) days of the date of this letter:

- The required filing fee has not been submitted. The correct filing fee is \$100.00.
- A proof of service showing that a copy has been served on the Administrative Law Court has not been provided as required by Rule 203(e), SCACR.

Very truly yours,

*Jenny Abbott Kitchings*

CLERK

cc: Christina Catoe Bigelow, Esquire  
Jana E. Shealy

APPELLANT'S PROOF OF SERVICE

THE STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

APPEAL FROM ADMINISTRATIVE LAW JUDGE,  
S. PHILLIP LENSKI, ADMINISTRATIVE LAW JUDGE  
LOWER COURT CASE NO. 16-ALJ-04-0030 AP.

APPELLATE CASE NO.

2016 RECEIVED

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

JUN 14 2016

SC Court of Appeals APPELLANT

v.

SOUTH CAROLINA DEPARTMENT  
OF CORRECTIONS (S.C.D.C.)

RESPONDENT

I, George Cleveland, III, certifies that on the date  
below, he has served on the Respondent by and  
through the turbeville correctional mail-room staff,  
properly addressed, proper united states postage the following  
legal documents:

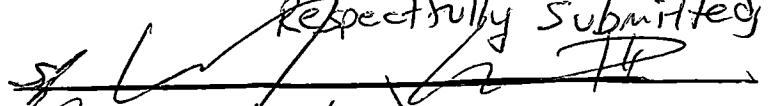
APPELLANT'S Motion Reinstatement; Supporting Exhibit; and  
this proof of service too;

S.C.D.C.  
Office of the General Counsel

% CHRISTINA CATOE BIGELOW, Esquire.

P.O. Box 21787  
Columbia, S.C. 29221-1787

Dated: June 10, 2016.

Respectfully Submitted  
  
George Cleveland, III, #357770  
TURBEVILLE CORRECTIONAL INST.  
1578 CLARENCE COKEB THY  
TURBEVILLE, S.C. 29162

June 09, 2016.

The South CAROLINA COURT OF APPEALS

Jenny Abbott Kitchings, clerk of court

Post office <sup>box</sup> 11629.

Columbia, S.C. 29211

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SC Court of Appeals

Re: George Cleveland, ~~III~~ v. S.C.D.C.; Appellate case NO.  
2016-001033; Motion FOR Reinstatement

1. DEAR. Ms. Kitchings,

Attached to this letter are the following documents:  
Appellant's motion FOR leave to Reinstatement of case;  
Supporting Exhibits, AND PROOF OF service.

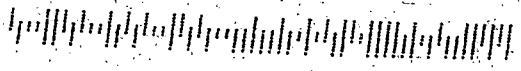
2. Can you please file, process, AND can you please  
kindly stamp the extra copies, AND mail back  
to me in the self-addressed -stamped envelope?

Respectfully Requested,

~~George Cleveland, III~~

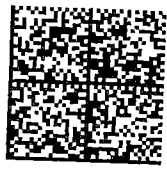
George Cleveland, III #35770  
Turbeville Correctional Inst.  
1578 Clarence Coker Hwy.  
Turbeville, S.C. - 29162

CC: FILE  
CHRISTINA CATOZ BELOW;  
Esquire



357775 JTA118

TURBEVILLE COLLECTIONAL INST.  
1578 CLARENCE COKER HWY  
TURBEVILLE, SC, 29162



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Appellate  
Case No.  
2016-001033

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The South CAROLINA ~~SOUTH CAROLINA~~ ~~COURT OF APPEALS~~ COURT OF APPEALS  
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JUN 10 2016

MAILROOM  
TURBEVILLE CI