

August 03, 2016.

RECEIVED

The Supreme Court of South Carolina AUG 08 2016
Daniel E. Shearouse, Clerk of Court. S.C. SUPREME COURT
P.O. Box 11330
Columbia, S.C. 29211

Re: George Cleveland ~~III~~ #357770 v. State of South Carolina,
Appellate Case no. 2015-002251; motion for an extension

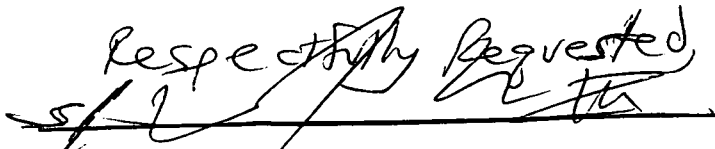
1. DEAR MR. SHEAROUSE,

Attached to this letter is my motion for an extension to file rehearing petition out-of-time, within supporting exhibit, and affidavit.

2. The motion and affidavit shows why my motion for an extension to file rehearing petition, passed the July 26, 2016. Further, the rehearing petition, relates to the court's denial of my earlier petition regarding sanctions against Asst. Atty Gen. Karen C. Ratigan.

3. Finally, can you please kindly stamp the extra copies and mail back to me in the self-addressed-stamped envelope.

Respectfully Requested,


George Cleveland ~~III~~ #357770
Tyger River Correctional Inst.
200 PRISON ROAD
ENOKEE, SC 29535

CC: FILE
KAREN C. RATIGAN, Esquire

LEGAL MAIL

PETITIONER'S PROOF OF SERVICE

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THE STATE OF SOUTH CAROLINA

AUG 08 2016

IN THE SUPREME COURT

S.C. SUPREME COURT

APPEAL FROM GREENVILLE COUNTY

COURT OF COMMON PLEAS

DANIEL D. HALL, CIRCUIT COURT JUDGE.

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

APPELLATE CASE NO. 2015-002251

GEORGE CLEVELAND ~~JUDGE~~

PETITIONER

S.C. No. 357770,

v.

STATE OF SOUTH CAROLINA,

RESPONDENT.

I, George Cleveland ~~Judge~~, certifies that on the date below by and through the Tyger River Correctional Mail-Room, properly addressed, and proper United States postage, mailed the Respondent's Attorney in Motion for an extension out of time, Affidavit, and exhibit on the date below.

OFFICE OF THE ATTORNEY GENERAL
KAREN C. RATHGUND, Esquire
P.O. Box 11549
COLUMBIA, S.C. 29211

Respectfully submitted,

George Cleveland ~~Judge~~ #357770
Tyger River Correctional Inst.
200 PRISON ROAD
EWING, S.C. 29335

Dated: August 03, 2016

LEGAL MAIL

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AUG 08 2016

S.C. SUPREME COURT

PETITIONER'S MOTION TO REQUEST AN
EXTENSION OUT-OF-TIME UNDER LEWIS
V. CASEY TO FILE REHEARING PETITION

THE STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

APPEAL FROM GREENVILLE COUNTY
COURT OF COMMON PLEAS

DANIEL D. HALL; CIRCUIT COURT JUDGE

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

APPELLATE CASE NO. 2015-002251

GEORGE CLEVELAND, III,

S.C.D.C. NO. 35770

v.

STATE OF SOUTH CAROLINA,

- PETITIONER

RESPONDENT.

MOTION FOR AN EXTENSION OUT-OF-TIME

OFFICE OF THE ATTORNEY GENERAL

KAREN GRATIGAN JESQUIRE

P.O. BOX 11549

COLUMBIA S.C. 29211

ATTORNEY FOR RESPONDENT

GEORGE CLEVELAND, III

#35770

TYGER RIVER CORRECTIONAL INST.

200 PRISON ROAD

ENDREES, S.C. 29335

PRO SE PETITIONER

LEGAL MAIL

MOTION FOR AN EXTENSION!

MAY ~~IT~~ PLEASE THE COURT: George Cleveland, III,
proceeding pro se in the above captioned case,
Respectfully request an extension out of time to file
Rehearing petition in the sanctions certiorari
petition against Assistant Attorney General Karen C.
Ratigan for filing an frivolous defense in the
following grounds:

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AUG 08 2016

1. PRISON-TRANSFER;
Inadequate Law Library and legal copies access.

S.C. SUPREME COURT

2.
STANDING/HISTORY:

ON July 18, 2016, the S.C.D.C. transferred me to the
Tyger River Correctional Institution from the Turbevilk
Correctional Institution; After unpacking in my new
Assigned dorm, I emailed the Law Library about the need
to conduct legal research in the Law Library for court
Deadlines starting with the first deadline on July 25, 2016,
and more to follow. APR. 2.

I was not allowed to conduct legal research until
August 25, 2016, but with multiple other legal deadlines, I

had to work on the first court deadlines due before this one;

George Cleveland, III v. Eagleton, et al., no. 16-6527, missed JULY 21, 2016. BRIEF DEADLINE in the U.S. COURT OF APPEALS for the 4th cir.;

George Cleveland, III v. HALL, et al., no. 16-6838 missed JULY 22, 2016. BRIEF DEADLINE in the U.S. COURT OF APPEALS for the 4th cir.;

George Cleveland, III v. CARTLEDGE, et al., no. 16-6898 missed PLRA filing deadlines of July 26, 2016 in the U.S. COURT OF APPEALS for the 4th cir.,

George Cleveland, III v. Owens, et al., CA no. 2:15-cv-00-168-WCO JCF; Response to motion for judgment on the pleadings due on July 19, 2016 that I missed in the U.S. DISTRICT COURT (Northern Div. GA.) in Gainesville, Ga.

And finally, this deadline of July 26, 2016 (1st extension) for the Rehearing Petition all caused me prejudice by the prison transfer, 12-day wait to have access to the law library, legal copies under Lewis v. Casey 343, 116 S.Ct. 2174 (1996); whereas, the Supreme Court of the United States required an "Actual Injury" requirement for me to prevail on an denial of access to the court

claim by prison officials; id; At 2177-80. The 12-day delay to even get access to the LAW LIBRARY, And to legal copies, And the multitude of the other legal deadlines; id; are the actual injuries; Accordingly, I have standing to request an extension

3.

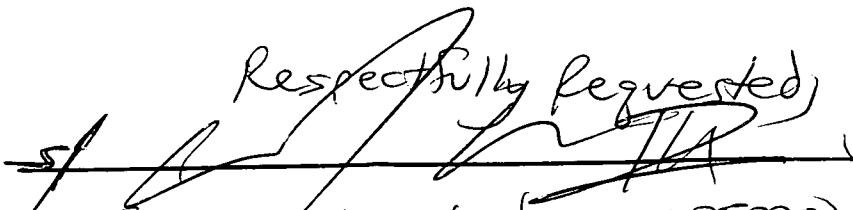
RELIEF REQUESTED:

Based on the foregoing facts, supporting affidavit and exhibit, I respectfully request an extension of time to file my petition for a rehearing on the denial of my certiorari petition for a rehearing on the denial of my certiorari petition regarding sanctions against Asst. Gen. KAREN C. FIGHTER until:

AUGUST 25, 2016.

Any other relief this court deems just, proper and/or IMPARTIAL respectively.

Respectfully requested,


George Cheryl Andrews #357770
Tiger River Correctional Inst
Loop Prison Road
Eureka, SC 29335

Dated: August 03, 2016.

3

LEGAL MAIL

AFFIDAVIT IN SUPPORT OF PAUPER STATUS
AND ACTUAL INJURIES UNDER LEWIS
APPELLATE CASE No. 2015-002251

1. I, George Cleveland ~~III~~, swears under the penalty of perjury, the following statements are true to the best of my knowledge.

2. On the morning of July 18, 2016, the SDC transferred me to the Tiger River Correctional Institution from the Turbeville Correctional Institution that evening after unpacking in my new assigned dorm: Unit-8 #15-B, I emailed the Law Library on the GTL inmate kiosk system requesting legal research time, and legal copies.

3. I did not receive legal copies, and permission to conduct legal research despite me informing the Law Library of a multitude of legal deadlines in a few days; less than a week, until 8-01-16

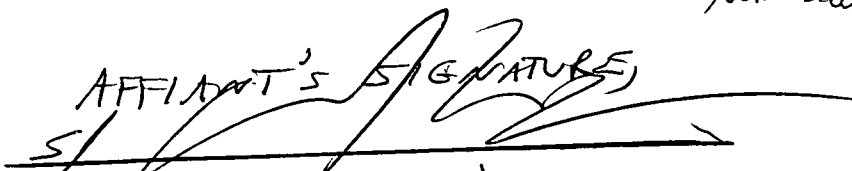
4. I have no money to pay the \$2500 filing motion fee because I have no job, nor do I have the funds on my prison trust fund account to pay the fee.

5. August 03, 2016 was the earliest date I could have this document notarized.

NOTARY: Paul Van C...

DATE: 8-3-16

Exp. date: Oct. 10, 2024

AFFIDANT'S SIGNATURE

George Cleveland ~~III~~

The Supreme Court of South Carolina

George Cleveland, III, Petitioner,

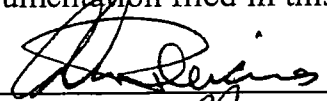
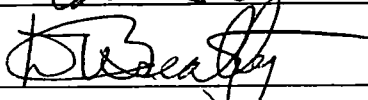


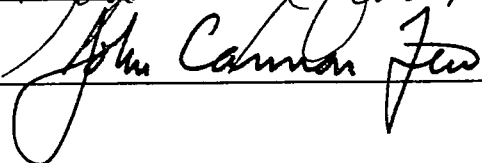
v.

State of South Carolina, Respondent.

Appellate Case No. 2015-002251

ORDER

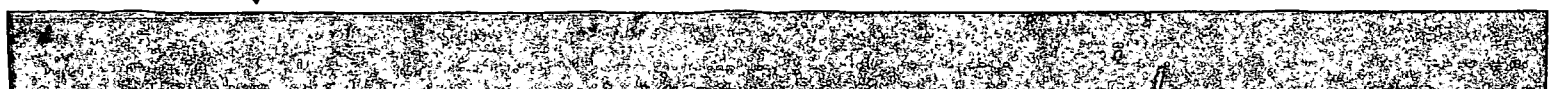
Petitioner has filed a "Motion for Leave of Court to Order Payment/Printing for Clerk of Court Record," "Priority Motion for Injunctive Relief," and petition for a writ of certiorari. The motions are denied. The petition for a writ of certiorari is denied after careful consideration of all documentation filed in this matter.

	C.J.
	J.
	J.
	J.
	J.

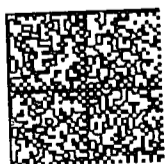
Columbia, South Carolina

June 15, 2016

cc:
Karen Christine Ratigan, Esquire
George Cleveland, III
SC Appellate Defense



George Choveland ~~##5357770~~ V8 115-B
Tyger River Correctional Inst.
200 Prison Road
Snaree SC 29335



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The Supreme Court of South Carolina
DANIEL E. STOKRUSSE, Clerk of Court
P.O. Box 11330
Columbia SC 29221

Appellate case no
2015-002251