

COPY

November 13, 2016.

The Supreme Court of South Carolina
DANIEL E. SHEAROUSE, CLERK OF COURT
Post office Box 11330
Columbia, S.C. 29211

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NOV 18 2016

S.C. SUPREME COURT

Re: MOTION FOR AN EXTENSION, AND motion to proceed
IN FORMA PAUPERIS; George Cleveland ~~JR~~ vs. S.C.D.C.'s
Appellate Case No. 2016-000681.

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1. DEAR MR. SHEAROUSE:

SC Court of Appeals

I'm respectfully requesting an extension to file
my petition for a writ of certiorari to the South
Carolina Court of Appeals on the following grounds:
Multiple other legal cases and deadlines:

DECLARATION BY GEORGE CLEVELAND ~~JR~~

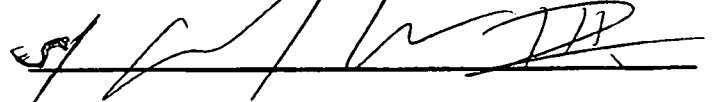
2. I, George Cleveland ~~JR~~, declare and swear under
the penalty of perjury, the following facts are true
to the best of my knowledge:

Preparing for petition for a writ of certiorari in
George Cleveland ~~JR~~ vs. S.C.D.C.'s deadline is November
13, 2016 in the U.S. Supreme Court; however, I filed a
motion for an extension because I could not obtain
legal copies prior to the deadline. I'm now preparing
to wait this petition in that court, also 2 legal deadlines

in the S.C. COURT OF APPEALS on November 25,
2016, AND November 01, 2016.

3. The ATTACHED documents were placed in the Tyger
River's mail-box in front of the CAFETERIA
PROPERLY ADDRESS ON November 13, 2016.

DECLARANT'S SIGNATURE



LOCATION Tyger River Correctional

INMATE, S.C. 29335

DATED, November 13, 2016.

STANDING:

4. The deprivation of obtaining legal copies in time
of my November 13, 2016 deadline for my CERTIORARI
petition in the U.S. Supreme Court, SUPRA AT PAR. 2,
AND multiple order upcoming legal deadlines, id,
caused me to miss this November 13, 2016, see ATTACHED
EXHIBIT 1 (Oct 14, 2016 order of S.C. COURT OF APPEALS in this
court) in violation of Lewis v. Casey 518 U.S. 343, 116
S.Ct. 2174 (1996), id, at 2177-80 (where the U.S. Supreme
Court held inmates must suffer "ACTUAL INJURY" for
judicial review in denial of access to this court's
claim by inmates; Accordingly, I request for an
extension of time to file petition for a writ of CERTIORARI
in this court until: December 14, 2016.

INFORMA PAUPER'S MOTION:

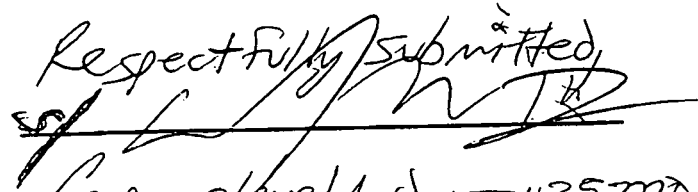
5. I'm AN STATE INMATE with no income or job that pays AN wages, see Attached Exhibit 2 (Trust Fund-Account statement); therefore, I respectfully, I respectfully request this court GRANT my motion to proceed ~~INFORMA~~ PAUPERIS without paying the \$25.00 Filing Fee.
6. By way of CARBON-COPIED of the Attorney for the Respondent, this motion 3-pages, and supporting exhibit were served by UNITED STATES MAIL respectively.

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SC Court of Appeals

Respectfully submitted,

George Cleveland #35770
Tyger River Correctional Inst
200 PRISON ROAD
ENORESE 29335

CC: FILE
S.C. DC's Office of General Counsel
MATTHEW C. BUCHANAN, ESQUIRE
PO. Box 21787
Columbia, S.C. 29221-1787

Appellants Exhibit -1

The South Carolina Court of Appeals

George Cleveland, III, #35770, Appellant,

v.

South Carolina Department of Corrections, Respondent.

Appellate Case No. 2016-000681

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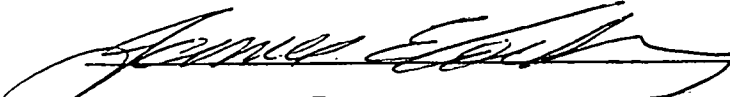
SC Court of Appeals


ORDER

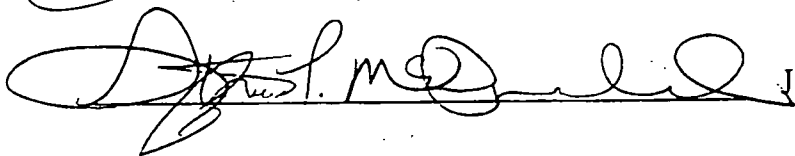
This appeal was dismissed due to Appellant's failure to pay the notice of appeal filing fee, as required by Rule 203 of the South Carolina Appellate Court Rules. Appellant has now filed a petition to rehear the dismissal of this appeal.

After careful consideration of the petition for rehearing, the Court is unable to discover that any material fact or principle of law has been either overlooked or disregarded, and hence, there is no basis for granting a rehearing. Accordingly, the petition for rehearing is denied.

COPY

 C.J.

 J.

 J.

Columbia, South Carolina

cc:
George Cleveland, III, #357770
Matthew C. Buchanan, Esquire

FILED

October 14, 2016

Appellate case no.
2016-000681

Appellants Exhibit #2

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APR 14 2016

MAILROOM
TURBEVILLE CI

FINANCIAL CERTIFICATE FOR THE DISTRICT OF SOUTH CAROLINA

(for use in § 1983, *Bivens*, and non-habeas civil actions filed by prisoners)

I request that an authorized officer of the institution in which I am confined, or other person designated to review financial information in relation to inmate trust funds, complete this Certificate. If I am granted *in forma pauperis* status, I authorize and consent to collection of the \$ 350 filing fee in accordance with 28 U.S.C. § 1915(b) until the filing fee is paid in full as well as any amount of costs, sanctions, and/or fees that might be imposed by the court during this litigation. I understand that if I do not qualify for *in forma pauperis* status, I will have to pay \$400 to proceed with my case, which includes the full \$350 filing fee as well as an additional \$50 administrative fee established by the Judicial Conference of the United States. The \$50 administrative fee is not applicable to *in forma pauperis* cases.

George Cleveland, III
INMATE NAME (PRINTED)

357770
INMATE (PRISONER) NUMBER

TA 118

[Signature]
INMATE SIGNATURE

Turbeville Correctional
PLACE OF CONFINEMENT

TA-118 ✓

- ◆ (1) Average monthly deposits to the inmate's account.....\$ 0
- ◆ (2) Average monthly balance in the inmate's account calculated for the prior six months period.\$ 0
- ◆ (3) Current Balance\$ 0
- ◆ (4) Initial Installment Payment - due upon granting of *in forma pauperis* status (Take 20 percent of the greater of lines 1 or 2).....\$ 0

3000-FINANCIAL AOC-
2016 APR 19 PM 1:50

I hereby certify that as of this date, the above financial information is accurate for the above named inmate.

M. Boykin
Authorized Officer's Signature

4/18/16
Date

M. Boykin Financial Aoct.
Authorized Officer's Name and Title

The South Carolina Court of Appeals

George Cleveland, III, #35770, Appellant,

v.

South Carolina Department of Corrections, Respondent.

Appellate Case No. 2016-000681

The Honorable John D. McLeod
Trial Court Case No. 2016ALJ040102AP

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SC Court of Appeals

ORDER

Appellant has failed to pay the filing fee, as required by Rule 203 of the South Carolina Appellate Court Rules, and the order of this Court dated May 26, 2016. Accordingly, this matter is dismissed. The remittitur will be sent as provided by Rule 221(b), SCACR.

COPY FOR THE COURT

BY V. Claire Allen, Deputy
CLERK

Columbia, South Carolina

cc:
George Cleveland, III
Matthew C. Buchanan, Esquire
Jana E. Shealy

FILED

6-13-16