

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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APPEAL FROM THE ADMINISTRATIVE LAW COURT  
H.W. FUNDERBURK JR., ADMINISTRATIVE LAW JUDGE

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ALC CASE NO. 17-ALF-04-0154-AP  
APPELLATE CASE NO. 2017-001964

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NOV 08 2017

SC Court of Appeals

MICHAEL BRAXTON 119081 \*\*\*\*\* APPELLANT

v.

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS \*\*\*\*\* RESPONDENT

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MOTION TO SUPPLEMENT THE RECORD

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ON OCTOBER 13, 2017 THE APPELLANT FILED HIS INITIAL BRIEF AND DESIGNATION OF MATTER, ON OCTOBER 23, 2017 THE RESPONDENT FILED A MOTION TO STRIKE IMPROPER MATTER, THE APPELLANT SUBMITS HIS MOTION TO SUPPLEMENT THE RECORD IN RESPONSE TO THE RESPONDENT'S MOTION TO STRIKE IMPROPER MATTER, DUE TO THE NECESSITY OF PROVIDING THIS HONORABLE COURT A COMPLETE SCOPE IN THE REVIEW OF THE CONSTITUTIONAL VIOLATIONS PRESENT IN THE APPELLANT'S CAUSE.

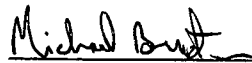
THE INEPT RECORD ON APPEAL PROVIDED TO THE APPELLANT BY THE RESPONDENT, OFFERS LIMITED IF ANY INSIGHT RELATING TO THE APPELLANT'S PAROLE PROVISIONS, PRE-TRIAL OR POST-TRIAL HEARINGS RELATED TO PAROLE, OR ANY DOCUMENTATION THAT SUPPORTS THE AFFIRMATION THAT THE APPELLANT IS NOT ILLEGALLY BOUND WITHIN SCDC, TO OFFSET THIS DEFICIENCY THE APPELLANT OFFERED DESIGNATION OF MATTER ON APPEAL IN THE ADMINISTRATIVE LAW COURT. (OUTLINE ATTACHED) THE ALC'S CONSIDERATION OF THIS MATTER IS NOW IN QUESTION, SINCE IT'S BEING ASSERTED THAT THE SOUTH CAROLINA BOARD OF PAROLES AND PARDONS POLICY "THE EFFECT OF REVOCATION" IS IMPROPER MATTER. (SEE EX. H OF ATTACHED OUTLINE and PG. 2 PARAGRAPH 2 OF THE APPELLANT'S ALC REPLY BRIEF)

THE DESIGNATION OF MATTER PRESENTED IN THIS HONORABLE COURT OF APPEALS IS A CONTINUATION OF THE MATTER SUBMITTED BY THE APPELLANT TO THE ALC. THE MATTER AT ISSUE IS CLEARLY RELEVANT TO AN ADEQUATE REVIEW AS IT OFFERS A DETAILED FACTUAL ACCOUNT OF THE MALICIOUS ABROGATION OF THE APPELLANT'S CONSTITUTIONAL DUE PROCESS RIGHT, AS WELL AS THE RESULT THEREOF.

UNDER RULE 401 SCRE, RELEVANT EVIDENCE MEANS EVIDENCE HAVING ANY TENDENCY TO MAKE THE EXISTENCE OF ANY FACT THAT IS OF CONSEQUENCE TO THE DETERMINATION OF THE ACTION MORE PROBABLE OR LESS PROBABLE THAN IT WOULD BE WITHOUT THE EVIDENCE.

WHEREFORE, THE APPELLANT PRAYS THIS COURT WILL GRANT HIS MOTION TO SUPPLEMENT THE APPELLANT RECORD, AND FOR SUCH FURTHER RELIEF AS THIS COURT DEEMS JUST AND PROPER

NOVEMBER 3, 2017



MICHAEL BRAXTON PRO SE 119081  
4848 GOLDMINE HWY  
KERSHAW, SC 29067

THE STATE OF SOUTH CAROLINA, IN THE COURT OF APPEALS

MICHAEL BRAXTON\* 119081

APPELLANT,

PROOF OF SERVICE

V

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS

APPELLANT CASE NO. 2017-001964

RESPONDENT,

I HEREBY CERTIFY THAT the original and (6) copies OF THE FORGOING DOCUMENT(S)  
Motion to supplement Record WAS ON THIS 3<sup>rd</sup> DAY OF November SERVED ON THE  
FOLLOWING INDIVIDUAL(S) BEING PLACED IN THE IN THE INSTITUTIONAL U.S. MAIL SYSTEM.

THE HONORABLE FENNY ABBOTT KITCHINGS  
CLERK SOUTH CAROLINA COURT OF APPEALS  
P.O. BOX 11629  
COLUMBIA, SC 29211

NOVEMBER 3, 2017

RESPECTFULLY SUBMITTED

Michael Braxton

MICHAEL BRAXTON\* 119081

4848 GOLDMINE HWY

KERSHAW, SC 29067

cc ANNIE L RUMLER  
SCDC GENERAL COUNSEL  
P O BOX 21787  
COLUMBIA, SC 29221

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SC Court of Appeals

NOVEMBER 3, 2017

ANNIE L. RUMLER  
SCDC GENERAL COUNSEL  
P.O. BOX 21787  
COLUMBIA, SC 29221

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NOV 08 2017

SC Court of Appeals

Re: MICHAEL BRAXTON<sup>#</sup> 119081 V, SCDC  
APPELLANT CASE NO. 2017-001964

Ms RUMLER:

PLEASE FIND ENCLOSED A COPY OF THE THE APPELLANT'S MOTION FOR LEAVE TO PROCEED IN  
FORMA PAUPERIS, ALONG WITH PROOF OF SERVICE.

ADDITIONALLY, FIND ENCLOSED A COPY OF THE APPELLANT'S MOTION TO SUPPLEMENT THE  
RECORD.

RESPECTFULLY,

cc: THE HONORABLE JENNY ABBOTT KITCHINGS  
CLERK SOUTH CAROLINA COURT OF APPEALS  
P. O. BOX 11629  
COLUMBIA, SC 29211

*Michael Braxton*

FILE

NOVEMBER 3, 2017

THE HONORABLE JENNY ABBOTT KITCHINGS  
CLERK SOUTH CAROLINA COURT OF APPEALS  
P.O. BOX 11629  
COLUMBIA, SC 29211

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NOV 08 2017  
SC Court of Appeals

Re: APP CASE NO: 2017-001964  
MICHAEL BRAXTON 119081 V SCDC

DEAR MADAM CLERK :

PLEASE FIND ENCLOSED THE ORIGINAL PLUS (SIX) COPIES OF THE APPELLANT'S MOTION  
TO SUPPLEMENT THE RECORD AND PROOF OF SERVICE FOR THE SAME. ADDITIONALLY, ENCLOSED IS THE  
VERIFICATION NOTICE OF THE APPELLANT'S COMPLIANCE WITH THE COURT'S OCTOBER 27, 2017  
INSTRUCTION. THE APPELLANT THANKS THE HONORABLE COURT FOR ITS PATIENCE.

RESPECTFULLY,

cc FILE

Michael Braxton

Michael Braxton # 19881

MA-41

4848 Gold Mine Hwy  
Kershaw, S.C. 29067

The Honorable JENNY Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
1220 SENATE ST  
P.O. Box 11629  
Columbia, S.C. 29211

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SC Court of Appeals