

State of South Carolina  
County of Spartanburg  
Tyrone Perry # 307793  
Applicant

v

State of South Carolina  
Respondent

In the Supreme Court

2017-001770

RECEIVED

NOV 27 2017

S.C. SUPREME COURT

Motion for Clarification

The applicant seeks clarification from this court consistent with the order filed in the Appellate case # 2017-001770 dated November 14, 2017 received by the applicant on Nov. 16, 2017. Specifically the applicant would like to know if he needs to file a 243(c) motion or whether this motion for clarification can be construed as a notice for appeal. The order states that the petitioner submitted a letter and filed a motion to alter or amend ~~In~~ which he request the notice of appeal be reinstated. And it was granted. Could you please be specific in detail what's required of me. Because I am intellectually disadvantaged and confused as to what I need to do. Additionally could you please submit me a copy of the letter and motion to alter or amend for legal references. Please take notice that the applicant has also filed a motion for extension of time in addition to this motion for clarification to afford him adequate time in which to reply. I look forward to hearing back from you and greatly appreciate your assistance

Yours Truly

Tyrone Perry

State of South Carolina  
County of Spartanburg  
Tyrone Perry # 307793  
Applicant

✓

State of South Carolina  
Respondent

In the Supreme Court  
2017-001770

Proof of Service

**RECEIVED**

NOV 27 2017

S.C. SUPREME COURT

I certify that I have served this Motion for Clarification by depositing a copy of it in the U.S. mail postage prepaid to the following:

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

This 21<sup>st</sup> day of November 2017

sv Tyrone Perry 307793  
4344 Broad River Rd F1B-150  
Columbia S.C. 29210

State of South Carolina  
County of Spartanburg  
Tyronne Perry # 307793  
Applicant

v

State of South Carolina  
Respondent

---

In the Supreme Court  
2017-001770

Motion for Extension of Time

The petitioner Tyronne Perry hereby request for a motion of enlargement of time which to file a 243(c) motion based on the following reasons

- 1) On Monday Nov. 20, 2017 the agency law library will be closed and I have no adequate way to properly investigate or to submit a depositive motion consistent with Appellate case # 2017-001770. SEE EXHIBIT A
- 2) Due to the initial loss of the petitioner's mail he's suffered heightened anxiety and depression and has had his psychotropic meds increased and more sedated
- 3) This extension is needed in order to afford the applicant ample time to research this case to meet court deadlines
- 4) The applicant has been physically ill with the flu virus and need time to recover.
- 5) SCDC is denying me legal supplies and I need time to formally exhaust these remedies administratively. SEE EXHIBIT B
- 6) Thank you for your assistance and attention in this matter.
- 7) Petitioner requests a 30 day extension of time

Cordially, I am:

Tyronne Perry

**Attention**

**Library/Law Library**

**Is Closed**

**Monday 20<sup>th</sup>, 2017**

Exhibit A

**SOUTH CAROLINA DEPARTMENT OF CORRECTIONS  
REQUEST TO STAFF MEMBER**

Exhibit B

<b>TO: NAME:</b> M <sup>s</sup> Parker	<b>TITLE:</b> mailroom	<b>DATE:</b> 11-20-17
<b>INMATE'S NAME:</b> Tyrone Perry		<b>SCDC #:</b> 307793
<b>INSTITUTION:</b> Kirkland Corr Institute		<b>LIVING QUARTERS:</b> F1B-150

M<sup>s</sup> Parker im in need of three legal envelopes and one large brown legal envelope for pending case 2017-1770. Im indigent and im eligible for legal supplies. I have a \$15.00 t.v. freeze and a \$11.00 or \$12.00 court cost freeze on my account which may make it seem as if I have money on my account but I do not. Per Policy P.S. 10-08 indigent inmate refers to an inmate who has not exceeded \$6.42 for over 30 days. I have not had past \$6.42 since 2014. I owe over \$800.00 in restitution so I know I have not exceeded 6.42. I was told by Mr Abraham that the t.v. freeze and court cost freeze will NOT affect my indigent status so I request for three legal envelopes and one large brown legal envelope.

Thank in Advance

**DISPOSITION BY STAFF MEMBER:**

*Mr. Perry,*

*You made A condon purchase of 11/8/17. you are not considered indigent at this time.*

**RECEIVED**

NOV 20 2017

LAND R&E CENTER

**MAILROOM**

**DATE:**

*11/20/17*

**SIGNATURE:**

*JL. Parker*

State of South Carolina  
County of Spartanburg  
Tyrone Perry # 307793  
Applicant

v

State of South Carolina  
Respondent

In the Supreme Court  
2017-001770

Proof of Service

I certify that I have served this Motion for extension of time by depositing a copy of it in the U.S. mail postage prepaid to the following

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

This 21<sup>st</sup> day of November 2017

sv Tyrone Perry 307793  
4344 Broad River Rd F1B-150  
Columbia S.C. 29210

State of South Carolina  
County of Spartanburg

Tyrone Perry # 307793  
Applicant

✓

State of South Carolina  
Respondent

In the Supreme Court

2017-001770

Motion for Appointment of Counsel

Pursuant to 28 U.S.C. § 1915 (e) (1) plaintiff moves for an order appointing counsel to represent him in this case. In support of this motion, plaintiff states:

1. Plaintiff is unable to afford counsel
2. Plaintiff's imprisonment will greatly limit his ability to litigate. The issues involved in this case are complex and will require significant research and investigation. Plaintiff has limited access to the law library and limited knowledge of the law
3. Plaintiff is unable to properly correspond to the court by mail due to the fact that SCDC postal service designee Ms Parker refuses to issue legal supplies hereby denying me access to the courts. see exhibit A
4. The plaintiff is mentally incapacitated and highly under the influence of prescribed anti-psychotic medication that limits his capacity to properly litigate
5. Exigent circumstances exist that give this court discretion to grant this motion
6. A trial in this case will likely involve conflicting testimony, and counsel would better enable plaintiff to present evidence and cross examine witnesses.
7. The plaintiff will be subjected to irreparable harm in the event this motion is not granted.

**SOUTH CAROLINA DEPARTMENT OF CORRECTIONS  
REQUEST TO STAFF MEMBER**

Exhibit A

<b>TO: NAME:</b> M <sup>s</sup> Parker	<b>TITLE:</b> mailroom	<b>DATE:</b> 11-20-17
<b>INMATE'S NAME:</b> Tyrone Perry		<b>SCDC #:</b> 307793
<b>INSTITUTION:</b> Kirkland Corr Institute		<b>LIVING QUARTERS:</b> F1B-150

M<sup>s</sup> Parker im in need of three legal envelopes and one large brown legal envelope for pending case 2017-1770. Im indigent and im eligible for legal supplies. I have a \$15.00 t.v. freeze and a \$11.00 or \$12.00 court cost freeze on my account which may make it seem as if I have money on my account but I do not. Per Policy P.S. 10.08 indigent inmate refers to an inmate who has not exceeded \$6.42 for over 30 days. I have not had past \$6.42 since 2014. I owe over \$800.00 in restitution so I know I have not exceeded 6.42. I was told by Mr Abraham that the t.v. freeze and court cost freeze will NOT affect my indigent status so I request for three legal envelopes and one large brown legal envelope.

Thank in Advance

**DISPOSITION BY STAFF MEMBER:** Mr. Perry,  
 You made A cash purchase of 11/8/17. You are not considered indigent at this time.

**RECEIVED**

NOV 20 2017

KIRKLAND R&E CENTER

<b>DATE:</b> 11/20/17	<b>SIGNATURE:</b> JL. Parker
--------------------------	---------------------------------

State of South Carolina  
County of Spartanburg  
Tyrone Perry # 307793  
Applicant

In the Supreme Court  
2017-001770

Proof of Service

v

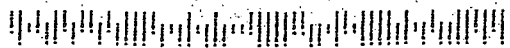
State of South Carolina  
Respondent

I certify that I have served this Motion for Appointment of Counsel by depositing a copy of it in the U.S. mail postage prepaid to the following:

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

This 21<sup>st</sup> day of November 2017

s+ Tyrone Perry 307793  
4344 Broad River Rd FIB-150  
Columbia S.C. 29210



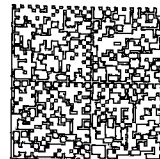
LEAVE MAIL

Tyrone Perry # 307793

Kirkland Corr. Institute

4344 Broad River Rd. #113

Columbia S.C. 29210



UNITED STATES POSTAGE



PITNEY BOWES

02 1P

\$ 001.40

0000880251

NOV 21 2017

MAILED FROM ZIP CODE 29210

The Supreme Court of South Carolina

David E. Shearone, Clerk of Court

P.O. Box 11330

Columbia S.C. 29211

RECEIVED

NOV 21 2017