

NOTICE OF APPEAL FROM ADMINISTRATIVE TRIBUNAL

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM THE ADMINISTRATIVE LAW COURT
Phillip Lenski, ADMINISTRATIVE LAW JUDGE

RECEIVED
JAN 02 2018
SC Court of Appeals

Case No: 2017-002336

South Carolina Department of Corrections Respondent,
v.
William Leon Burnett Appellant,

REHEARING

• Appellant is not held to the same standard as that of lawyers. Rather, in the prisoner's litigant filings of motions and complaints, it is of a lesser stringent standard. See Gordon v. Leeke, 574 F.2d 1147, 1151 (4th Cir. 1978).

• Appellant didn't receive his notice of appeal dated November 14, 2017 from Deputy Clerk of Court, Ms. V. Claire Allen until November 17, 2017 by Allendale Correctional Institution's Mailroom Coordinator Ms. Virginia Grubbs.

Though the statute of limitations runs from the date of the notice filed by Clerk of Court, which is 10 days. Even though given that holidays is fallen on the 24th bet alone on the 27th being actuated deadline from date prisoner received it into his hand clocked and dated.

• Appellant is not allowed per SCDC Policy PS 10.08⁶⁶ "Inmate Correspondence"⁶⁵ and GA 01.03⁶⁷ "Court Privileges", to have excessive photocopies made of legal documents of a specific calling thereof all in a week. Thus, when commanded and compelled by Court Rules for six (6) copies, Appellant has to hand write them because Ms. Valerie Jones has denied "Access to the Courts"⁶⁸ for Appellant.

- Appellant has made an honest attempt to comply with the Order for Corrections by Clerk of Court, Exhibit H.
- Finally, Appellant didn't realize that each judge of the panel of six (6) from the Court of Appeals was to each receive a copy of the Notice of Appeal and Proof of Service of Respondent and Administrative Law Court.
- For the above reasons and compliance with the South Carolina Appellate Court Rules (SCACR), Rule 203(b)(6) and 221(A), Appellant willfully ask the Court to grant him a rehearing on his appeal from the Final Order from Case No: 17-ALJ-04-0128-AP.

Wherefore, this honorable Court should grant Appellant's motion.

December 29, 2017



William Leon Burnett, SCD# 352645
 Allendale Correctional Institution
 Colleton A39
 1057 Revolutionary Trail
 Post Office Box 1151
 Fairfax, South Carolina 29827-7127

Other Counsel of Record

Ms. Christina Catoe Bigelow
 Staff Attorney
 South Carolina Department of Corrections
 4444 Broad River Road
 Columbia, South Carolina 29221

South Carolina Administrative Law Court
 Clerk of Court
 ATT: A.L.J. Phillip Lenski
 Edgar A. Brown Building
 1205 Pendleton Street
 Suite 224
 Columbia, South Carolina 29201-3739

PROOF OF SERVICE OF NOTICE OF APPEAL

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM THE ADMINISTRATIVE LAW COURT
Phillip Lenski, Administrative Law Judge

Case No: 2017-002336

South Carolina Department of Corrections Respondent,
v.
William Leon Burnett Appellant,

PROOF OF SERVICE

I certify that I have served the Motion for a Rehearing on Ms. Christina Catoe Bigelow, Respondent; Ms. Jennifer Abbott-Kitchens, Clerk of Court; and Clerk of Court: ATT. A.L.J. Phillip Lenski, one copy of each by depositing in the United States Mail, postage prepaid, addressed to: South Carolina Department of Corrections: 4444 Broad River Road, Columbia, South Carolina 29221; South Carolina Court of Appeals: 4220 Senate Street Post Office Box 11629, Columbia, South Carolina 29211-1629; South Carolina Administrative Law Court: Edgar A. Brown Building: 1205 Pendleton Street Suite 224, Columbia, South Carolina 29201-3739 on December 27, 2017
December 27, 2017

William Leon Burnett
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December 27, 2017

Ms. Jennifer Abbott - Kitchens
Clerk of Court
South Carolina Court of Appeals
1220 Senate Street
Post Office Box 11629
Columbia, South Carolina 29211-1629

RECEIVED

JAN 02 2018

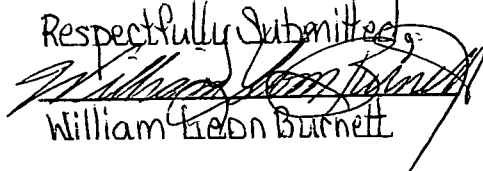
SC Court of Appeals

Re: William Leon Burnett v. South Carolina Department of Corrections
Case No: 2017-002336
17-ALJ-04-0128-AP

Ms. Jennifer Abbott-Kitchens,

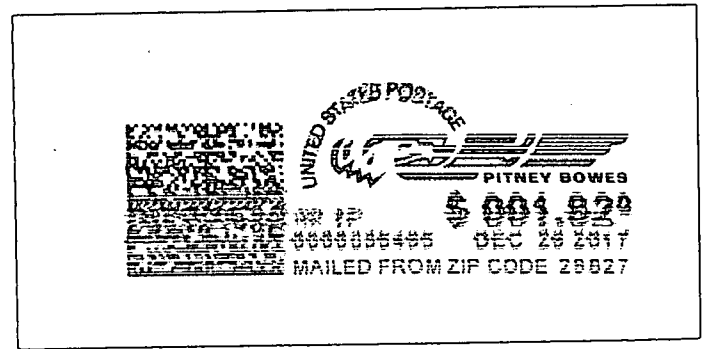
Take "Judicial Notice" that in conforming to the requirements of the letter dated December 7, 2017 that wasn't received by litigant until December 20th, 2017 and signed by Mailroom Coordinator, it is well documented should you wish to check the records. Find enclosed the MOTION FOR A REHEARING; check, date and file with the Court.
Respond in kind.

Respectfully Submitted,


William Leon Burnett

cc: file
Ms. Christina Catoe Bigelow
A.L.J. Phillip Lenski

William Leo [redacted]
Allendale [redacted]
Colleton A3 [redacted]



1057 Revolutionary Trail; Post Office Box 1151
Fairfax, South Carolina 29827-7127

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South Carolina Court of Appeals
1220 Senate Street
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