

The South Carolina Court of Appeals

Appeal from Administrative Law Court
Hon. H.W. Funderburk, Jr.

Appeal No. 2019-001410

Gregory Paralle #312332, Appellant
V.

St. Dept. of Corrections, Respondent

RECEIVED

DEC 16 2019

SC Court of Appeals

LETTER TO CLERK

Date: December 11, 2019

The Honorable Jenny A. Kitchings
Clerk of Courts; SC Court of Appeals
P.O. Box 11629
Columbia, SC. 29211

Dear Ms. Kitchings:

This letter comes as a response to the court's letter dated December 5th, 2019, in which the Deputy Clerk, V. Claire Allen states "Our Records reflect" as a response or affirmation to questions or issues that appellant's filings

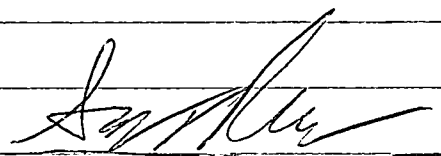
have created. My factual response to these affirmations is they are wrong. The appellant respectfully requests that this court slows down its responses to the respondent due to the fact that appellant must use archaic forms of mailing and allow appellant as a layman and pro se litigant the right to equal protection under the law.

The respondent and this court use electronic communication and filing methods while the appellant is forced by the respondent to use a slower means of communication with this court. This prejudices and biases the appellant and pursuant to Rule 208 SCAR. Reply Brief. Appellant can file a reply with in (10) ten days after service of the respondents brief. See also. Rule 262(2); Rule 263 (as SCAR). As proven by attachments, Respondent drafted the brief November 21, 2019 and Appellant received the brief November 26, 2019, Appellants first reply was mailed November 27th, 2019 ((1) one day after Receipt) and a second reply was mailed December 5th, 2019, both responses within (10) ten days of receipt. The first response appellant challenged the validity of respondents request to file out of time. This court hastily granted respondents request (5) five days after the court received it. Appellant did not receive the respondents request to file out of time until the day

this court granted it. All this proves the "court's reflection of the records" is wrong. The court must address the merits of timely filed replies. Appellant Sternly argued against the reasoning and timelines of respondents initial brief pursuant to Rule 208 SCACR. Where the rules of Court are clear and the appellant should not have to quote them to this court because the court should already be proficient with the rules and impartial in dispensing Justice. It seems obvious that the respondents "Bad Faith" actions pursuant to Rule 11(a) SCRCP and are causing this court to act in prejudicial and deficient ways in error of Law.

The Appellant demands this court to review rules 208, 262(c), 263(a) and correct the deficiencies and deny respondents motion to file out of time and Order on this Courts own motion for default judgement in favor of the appellant in the interest of Justice.

Date: December 11, 2019



Gregory Pulte, #32332
Evans of FUA 253
612 Hwy 9 west
Bennettsville, SC 29512



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

~~December 05, 2019~~

Gregory Pencille, 00312332
Evans Correctional Institution
610 Highway #9, West
Bennettsville SC 29512

Re: Gregory Pencille, #312332 v. SCDC
Appellate Case No. 2019-001410

Dear Mr. Pencille:

~~Our records reflect~~ the respondent's motion to serve and file its initial brief and designation of matter out of time has been granted. ~~Our records reflect~~ the time to file an initial reply brief has passed. Accordingly, you must serve a copy of the record on appeal on the respondent and provide proof of service to the Court within 30 days of the date of this letter or your appeal will be dismissed.

Very truly yours,

V. Claire Allen, Deputy

CLERK

cc: Kensey Evans, Esquire



SOUTH CAROLINA
DEPARTMENT OF CORRECTIONS
Safety, Service, and Stewardship

HENRY McMASTER, Governor
BRYAN P. STIRLING, Director

OFFICE OF GENERAL COUNSEL

November 21, 2019

The Honorable Jenny A. Kitchings
Clerk of Court, S.C. Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RE: Gregory Pencille, #312332 v. South Carolina Department of Corrections
Appellate Case No. 2019-001410

Dear Ms. Kitchings:

Enclosed please find the original and a copy of the **Initial Brief of Respondent, Designation of Matter to be Included in the Record on Appeal, and Motion to File Out-of-Time**, with six (6) copies for the Court, in the above captioned appeal, along with **Proof of Service**. Please file the originals and copies of the motion with the Court, and clock stamp and return the second set of copies to myself in the enclosed, stamped envelope.

Thank you for your attention to this matter, and please do not hesitate to contact me should you have any questions or concerns.

Sincerely,

Kensey Evans
Deputy General Counsel
South Carolina Department of Corrections

cc: Gregory Pencille, 312332
Evans Correctional Institution
4A-0253-B
610 Highway 9 West
Bennettsville, SC 29512



SOUTH CAROLINA
DEPARTMENT OF CORRECTIONS

Office of General Counsel

P.O. Box 21787 - 4444 Broad River Road - Columbia, SC 29221-1787

NOV 26 2019

Gregory Pencille, 312332
Evans Correctional Institution
4A-0253-B
610 Highway 9 West
Bennettsville, SC 29512

and requires the Dept. to recalculate Perotles
sentence from Nov. 5th, 2005, and remove added sentence
conditions."

Date Nov 27th 2019



Gregory Perotles, 312332
Appellant, Pro Se

Certificate of Service

I hereby certify that Gregory Perotles on the 27th day
of November 2019 served all parties listed on cover page
of Appellants Notice to Court ~~a copy~~ of depositing
the same in the U.S. mail, postage paid, or in the
undersigned's institutional mailroom



Gregory Perotles, 312332
Appellant, Pro Se

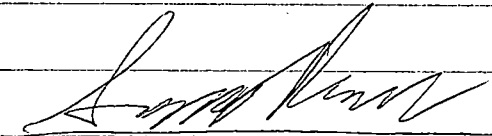
Certificate of Service

I hereby certify that the undersigned on the 11th day of December, 2019 in Bennettsville, South Carolina served a copy of Letter to Clerk on all parties in this matter by depositing the same in the U.S. mail, postage paid, or in the institution's mailroom and addressed as follows:

Kelsey Evans
Dept. of General Counsel, SCDC
P.O. Box 21737
Columbia, SC. 29221

Jenny A. Kitchings
SC. Court of Appeals
P.O. Box 11629
Columbia, SC. 29211

Date: December, 11, 2019



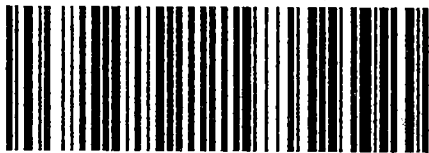
Gregory Penick #312332
Appellant, Pro Se

RECEIVED
DEC 16 2019
SC Court of Appeals

Gregory Perelle #32382
Evans CE F4A253
610 Hwy 9 west
Benedictville, SC, 29512

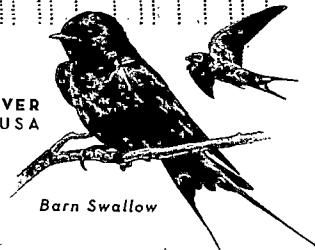
PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT
OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

CERTIFIED MAIL®



7014 2120 0000 5135 4755

FOREVER
USA



Barn Swallow

RECEIVED

DEC 16 2019

SC Court of Appeals

Jenny H. Kitchings

SC Court of Appeals

PO Box 11629

Columbia, SC 29211



02 1P
0000880240 DEC 11 2019
MAILED FROM ZIP CODE 29512

\$ 003.70⁰

2921181529 5012

