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T.R., et alia,
Appellants,
vs.
S.C.D.C., et alia,
Respondents.

Case # 2005-CP-40-02925
South Carolina Supreme Court
Affidavit of Motion For Default

(2 March, 2020)

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S.C. SUPREME COURT

Pursuant to Rules 208 and 225, SCACR and the Presumption of Correctness, Pro Se-Appellant (Mr. Daniel R. McClain^o), hereby submits just cause for relief in this claim with the following facts.

Let it be known to all Justices of this Court, that on (24 January, 2020), the (5th) Circuit Court of South Carolina; Counsel for the South Carolina Department of Corrections (SCDC), Mr. Roy F. Lavey; and Co-counsel for the Appellant(s), Mr. Daniel J. Westbrook, et alia, were served a Notice of Appeal of this case.

However, only the (5th) Circuit Court acknowledged the filing by Clock / Dating the Certificate of Service (allegedly) tolling the Settlement Decree Agreement.

Nevertheless, this Court was served along with the aforementioned Attorney's on (27-Jan, 2020);

an Affidavit of Notice of Brief; and Motion To Stay Settlement Decree - Re-activate Claim;

a (10)-page Appeal Brief, and related documents;

as was this Court with said Notice of Appeal, which has not been acknowledged in any manner, whatsoever.

Now it appears transparent that this Court's lack of even an acknowledgement to my (27 Jan, 2020), filing has been another intentional inordinate delay to consume the Calendar to allow the Settlement Decree to expire, in error.

The substantial "Extraordinary Circumstances" re-established to this Court outlined in the above-said documents conveyed an urgency of ongoing lawlessness of SCDC, declaring significantly, new examples of material and physical injuries, and also, a profound update of loss of life issues being egregiously condoned by all court officials, statehouse officials, and jurisdictional authorities.

There are ubiquitous signs that re-affirm the "broken system", of which I nearly need to only cite a few, beginning with the continued slander / lack of effective medical treatment for serious medical needs, by SCDC;

Note also; that my medical records are still being denied as I re-requested to MIR-SCDC on (2 Jan, 2020); and the (3 Jan, 2020), RTSM to Dr. Wood was re-turned unanswered, and resent again on (1/29/2020), by Q MHP Rintelman...;

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SC Court of Appeals

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continuous food violations, mail and law library violations, obstructions by the SCALJD and this Court's Disciplinary Counsel (i.e. 19-ALJ-04-0440-AP/19-DE-J-0195); and see also: Property Control Issue, Docket No. 20-ALJ-04-0080-AP.

The numerous SCDC / TCI incidences (currently) without A-Team Responses, many requiring EMS-hospital treatments; and the highly suspicious fatality on (23 Jan., 2020), also at SCDC / TCI, re-confirms the need for intensive intervention by law enforcement authorities.

Furthermore, there has been no answer to my (9 Dec, 2019), follow-up Redress to S.C. - D.H.E.C., nor the (26 Jan., 2020), F.O.I.A. Request; and no responses from the (7 Jan., 2020), Affidavit of Formal Complaint, nor (10 Feb., 2020), Letter of Inquiry to the S.C. Board of Medical Examiners.

The United States Dept. of Agriculture, F.O.I.A. Appeal # 19-402-A from F.O.I.A. # 2018-00490 was again egregiously undermined on (Feb. 12, 2020), which was objected to again on (20 Feb., 2020).

What this all re-establishes is the "Syndicated Racketeering Scheme" to deprive essential entitlements to prisoners, and to begin accountability through legal compliance by this State of South Carolina government.

Therefore, if acceptable relief is not provided to me within (30) days, a Formal Claim will be issued against this Court, et alia, and to begin anew, all the previous matters now discussed under DEFAULT in totality of this case.

D. R. McClain

Pro Se Appellant's Signature and Address

Mr. Daniel R. McClain[®], # 268976
Turbeville C.I., Infirmary
P.O. Box 252; Room # 112
Turbeville, S.C. 29162

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ATTN: Clerk of Court

Case # 2005-CP-40-02925

South Carolina Supreme Court

1231 Gervais Street

Post Office Box 11330

Columbia, S.C. 29211

Cover Letter

(2 March, 2020)

Dear Clerk,

Enclosed in this filing you will find a total of (5) pages, two of which are Certificates of Service. Please Clock/Date one of the Certificates and return it to me at your earliest convenience.

I remain,

D. R. McClain

Pro Se Appellant's Signature and Address

Mr. Daniel R. McClain, #268976
Turbeville C.I., Infirmery
P.O. Box 252; Room #112
Turbeville, S.C. 29162

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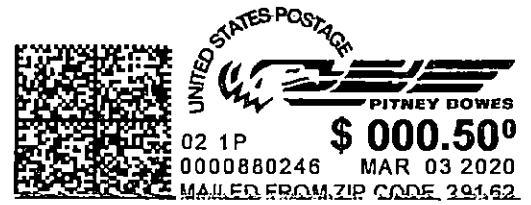
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2/14/20
TURBEVILLE C.I., Infirmary
MAIL ROOM; P.O. Box 252
1578 CLARENCE COKER HWY.
TURBEVILLE, SC 29162

~~Donald McClinton Faber~~



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~~Donald McClinton Faber~~