

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from the Administrative Law Court
The Honorable S. Phillip Lenski, Administrative Law Judge
Docket No. 19-ALJ-18-0047-AP
Case No. 2019-001835

RECEIVED
SEP 10 2020
SC Court of Appeals

Alonso Jeter, III, APPELLANT,
South Carolina Department of
Social Services, RESPONDENT.

MOTION FOR JUDICIAL NOTICE
AND MEMORANDUM IN SUPPORT

MOTION

Appellant, Alonso C. Jeter, III, seeks Judicial Notice and acknowledgment of this Court of the following:

1. The Initial Brief of Respondent dated March 23, 2020, and electronically filed on same date, fails to include Counsel's Certification of Compliance.
2. The Final Brief of Respondent dated August 11, 2020 and electronically filed on same date, fails to include Counsel's Certification of Compliance, Designation of Matter To Be Included In Record On Appeal, and Certification regarding the Designation.
3. Respondent has failed to file and serve a Motion To File Brief Late or Motion For Extension of Time To File Final Brief; or to serve a copy of Respondent's letter dated August 12, 2020, which by this Court's correspondence

dated August 14, 2020, exists and has been received by this Court.

Additionally, Appellant seeks Judicial notice that he objects to Respondent's pleadings due to those failures.

MEMORANDUM IN SUPPORT

Appellant shows to this Court Respondent's failure to include in its Initial Brief and Final Brief filings, Counsel's Certification that the Briefs are in compliance with Rule 211(b), SCACR.

Respondent also fails to include a Designation of Matter To Be Included In The Record On Appeal, Certification regarding the Designation, within its Final Brief filings, as required by Rule 209, SCACR.

Respondent has failed to serve and file a Motion as required by this Court. Correspondence from this Court dated August 5, 2020, specifically directed Respondent to file its Final Brief and a "motion requesting permission to serve and file the Respondent's final brief outside of the filing deadlines set by Rule 211, of the SCACR."

This Court signed and issued an Order dated August 12, 2020, GRANTING Respondent an extension of time to file the respondent's final brief. This Order specifically states, "Respondent has filed a motion for an extension of

time to file the respondent's final brief. The respondent's final brief has been filed. This motion is Granted."

However, this Court also has issued a letter of correspondence to Respondent and served a copy of the same which is dated August 14, 2020, advising Respondent, "The Court received your letter dated August 12, 2020. If you would like for the Court to take some action, you must file [sic] a motion pursuant to Rule 240, SCACR."

CONCLUSION

WHEREFORE, for the above reasons, Appellant objects to the filings of Respondent as it is evident, Respondent fails to comply with this Court's Rules and directives. Appellant seeks this Court's Judicial notice regarding the same and pray for equitable ruling on these matters and the case sub Judice as Respondent Counsel whom is trained in the practice of law makes normal human error. Surely this Court and Respondent would understand that Appellant, whom is not trained in law, and whom was stressed, hungry and in a complete mental breakdown would also make human mistakes. Rule 501, SCACR, Code of Judicial Conduct, Canon 3.

Respectfully submitted,



Alanzo C. Deter, III
APPELLANT/prese

Tyger River Correctional Institution
200 Prison Road
Enoree, South Carolina 29335

This 8 day of September 2020.

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from the Administrative Law Court.

The Honorable S. Phillip Lenski, Administrative Law Judge
Docket No. 19-ALJ-18-0047-AP

Case No. 2019-001835

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SC Court of Appeals

Alonzo Jeter, III, APPELLANT,

South Carolina Department of
Social Services, RESPONDENT.

CERTIFICATE OF SERVICE

I, Alonzo C. Jeter, III, hereby certify that I have served the Motion For Judicial Notice and Memorandum In Support, Motion To File Reply To Final Brief Of Respondent, Appellant's Reply To Final Brief Of Respondent, Designation Of Matter To Be Included In Record On Appeal; on Respondent by placing a copy of the same inside of a postage prepaid envelope and placing said envelope in the hands of Tyger River Correctional Institution's interagency mail room personnel on this 8 day of September, 2020, for mailing via the United States Mail, addressed as follows: Chad A. Mitchell, Esquire, SCDSS Office of General Counsel, PO Box 1520, 1535 Confederate Avenue, Columbia South Carolina 29202.

sworn and subscribed before me
this 8 day of September, 2020

W. E. Boney
Notary Public For South Carolina
My Commission Expires: 1/31/30



s/ Alonzo C. Jeter, III
Alonzo C. Jeter, III
Tyger River Corr. Inst.
200 Prison Road
Enoree, South Carolina 29335

September 8, 2020

Alonzo C. Jeter, III, #282902
Tyger River Correctional Institution
200 Prison Road
Enoree, South Carolina 29335

The Honorable Jenny Kitchings
Clerk, SC Court of Appeals
Post Office Box 11629
Columbia, SC 29211

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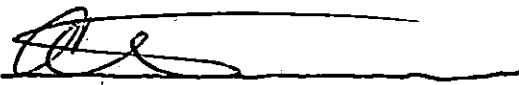
RE: Alonzo Jeter, III, v SCDSS
Appellate Case No. 2019-001835

Dear Honorable Clerk:

Enclosed, please find for filing the Motion For Judicial Notice and Memorandum In Support, Motion To File Reply To Final Brief Of Respondent, Appellant's Reply To Final Brief Of Respondent, Designation Of Matter To Be Included In Record On Appeal; and Certificate of Service for the same.

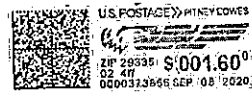
Please also find enclosed one (1) additional copy of these said documents along with a self-addressed stamped envelope. Please return to me file-stamped copies of these documents by way of the provided SASE.

Thank you for your assistance in this matter.

Sincerely, 
Alonzo C. Jeter, III
APPELLANT / pro se

cc: Chad A. Mitchell, Esquire
FILE

Alonzo C. Jeter, III, #282902
Tyger River Correctional Institution
200 Prison Road
Enoree, South Carolina 29335



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SC Court of Appeals

The Honorable Jenny Kitchings
Clerk, SC Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

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