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SEP 03 2020

SOUTH CAROLINA COURT OF APPEALS
Appeal From The Administrative Law Court

SC Court of Appeals

Case NO: 2020-001145

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Roger D. Curtis #143635,

Appellant; SEP 10 2020

vs.

S.C. SUPREME COURT

South Carolina Department of Probation, Parole and Pardon
Services,

Respondent...

MOTION FOR REHEARING

The above named Appellant submits this Motion for rehearing based upon the following grounds:

Appellant filed a Notice of Appeal with this Honorable Court from the Administrative Law Court order of the Honorable H.W. Funderburk, Jr.,

This Notice of Appeal was filed during the present pandemic and the lockdown measures of the Department of Corrections due to COVID-19. His institution was and remains under quarantine at all times during the filing of this Notice of Appeal. As a result, he is not allowed access to his institutional library or any manuals of procedures that would allow for him to comply with the rules of this Honorable Court.

The Appellant is a laymen and relies on this access to conform with this Honorable Courts mandates.

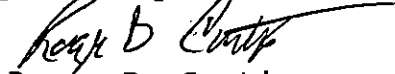
On July 28, 2020, Appellant received notice from the Clerk of Court that his Notice of Appeal was deficient for two reasons, 1.) requirement of filing fee of 250.00 dollars, and 2.) that his proof of service was not within the form of the rules of court and must be served upon the Respondent.

Appellant out of an abundance of caution due to time constraints for filing his appeal, sent the respondents a copy of the proof of service, and submitted the filing fee as required. However, this Honorable Court dismissed this Notice of Appeal for failing to comply with the Rules of Court in serving the proof of service.

Appellant seeks a rehearing of his denial and dismissal of his Notice of Appeal, where he as a laymen under the absolute discretion of the Department of Corrections and the present COVID-19 quarantine, is not able to fully comply with the Rules of Court, due to the fact that he has no access to the rules which he is required to comply with, or in the alternative allow Appellant to refile his Notice within (30) thirty days allowing for him to seek compliance with the rules from the Institutional Staff to access this Honorable Court.

Wherefore, the Appellant prays this Honorable court to grant him relief as requested.

Respectfully Submitted



Roger D. Curtis

Appellant, Pro Se

C.C.

Matthew C. Buchanan, Esquire

SOUTH CAROLINA COURT OF APPEALS
APPEAL FROM THE ADMINISTRATIVE
LAW COURT

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SC Court of Appeals

CASE No: 2020-001145

ROGER D. CURTIS

APPELLANT

VS.

SOUTH CAROLINA PROBATION, PAROLE, AND PARDON SERVICES

RESPONDENT.

Certificate of Service

THE ABOVE NAMED APPELLANT, ROGER D. CURTIS, HEREBY CERTIFIES THAT HE HAS SERVED THE CLERK OF COURT AND THE RESPONDENTS IN THE ABOVE CAPTIONED CASE WITH HIS MOTION FOR REHEARING. - THIS 1ST DAY OF SEPTEMBER, 2020. BY PLACING IN THE UNITED STATES MAIL POSTAGE PREPAID THE ORIGINAL AND HAND WRITTEN COPY ADDRESSED AS FOLLOWS:

SOUTH CAROLINA COURT OF APPEALS
CLERK OF COURT
P.O. Box 11629
COLUMBIA S.C. 29211

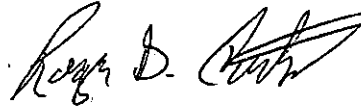
MATTHEW C. BUCHANAN, ESQUIRE
S.C. DEPT. of Prob. Parole and
PARDON SERVICES
OFFICE of GENERAL COUNSEL
2221 DEVINE STREET, SUITE 600
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SC Court of Appeals

RESPECTFULLY Submitted



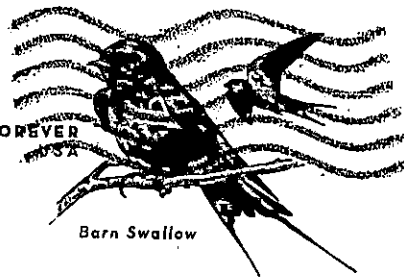
SI ROGER D. CURTIS

APPELLANT PRO. SE.

ROGER D. CURTIS #143635
TYGER RIVER CORR. INST.
200 PRISON RD. U-11, RM 225
ENOKEE, SC 29335

GREENVILLE SC 296

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SC Court of Appeals

Legal Mail

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Clerk of Court
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Columbia, SC 29211

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