

STATE OF South CAROLINA
IN THE COURT OF APPEALS

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SC Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT
DEBORAH BROOKS DUDEN ADMINISTRATIVE LAW JUDGE

Appellate CASE NO. 2020-000582

TRIAL CASE NO. 2019-040246

JEROME MCFADDEN, #136919, Appellant,

V

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, Respondent.

MOTION FOR CERTIORARI FACIAS of Appellate
CASE NO. 2020-001111

To: Chief Justice BEATTY

The Appellant JEROME MCFADDEN, #136919, hereby moves pursuant to SCRAP-240 (a) referenced above to have that order of the Supreme Court attested to and authenticated, to certify that all justices actually signed the order; or whether the Clerk of the Supreme Court rubber stamp the order.

Appellant writes this motion without the benefit of any of his relevant documents to the appeal, due to being placed in lock up and denied all document relevant to this appeal.

With regard to CERTIORARI FACIAS as to Appellant CASE NO. 2020-001111, Appellant JEROME MCFADDEN, filed a motion pursuant to Rule 204 (b) SCRA, for certification of this case to the S.C. Supreme Court:

in which he contends that this issues in this case involves a federal question as to whether the term "income" as used in 28 U.S.C. SECTION 1915 (b) (SEE BRIEF), was intended by Congress to be prison wages inter alia; and that because this Supreme Court, being the court of last resort should decide this case, because of the impact any decision will have on prisoners in general and the public interest as intended by Congress.

The Motion for Certification was sought by Appellant after filing his initial brief and designated matter with the D.C. Court of Appeals. Upon receipt of letter from the Clerk v. CLAIKE ALLEN, insisting that Appellant's appeal would be dismissed because of exhibits included in the initial brief, demanding that Appellant file an amended brief 10 days from the date of her letter, and serve a copy on Respondent. Due to Appellant's docm being on quarantine at the time, Appellant certified that he did not have the legal writing supplies because the officer (Jacobs) that run the library and gives those supplies was also quarantined; and with the deadline ~~imminent~~ imminent, Appellant notified Respondent of its filing.

Upon receipt of the order in question, the Clerk above mentioned also sent Appellant a letter dated 9-21-2020, the same date of the order, essentially, this letter demand Appellant file an amended brief within 10 days of that letter or his appeal would be dismissed. Appellant contends that the clerk's demand is arbitrary and unsupported by the rules.

Appellant met the order for time filing of his brief, the brief complies with the rules as well as the designated matter and certificate, all of which defies why the clerk would insist that the failure of Appellant to file an amended brief would result in his appeal being dismissed. Perhaps this insistence is because the brief is too strong and leaves no room for respondent to escape wrongdoing. The clerk's action strongly suggest an unfair state of mind toward Appellant, to which he infers racism against him, a systemic deck stacked against black people.

Upon information and belief, Daniel E. Shearouse stamped the order in question: Appellant compares this order signature with the signatures of Appellate order No. 2018-001533 and Appellate No. order 2018-001403, and the signatures are all identical; which strongly suggest rubber stamp, and Appellant therefore, demand that the justices of the court attest to those signatures. For a stronger reason, Appellant can produce an order that contains signatures of all justices, and those signatures vary greatly, differing obviously apart from the order in question.

IN CONCLUSION, based upon foregoing Appellant demand verification of the above order and that the clerk of the Appeals court action be declared arbitrary and unsupported by the rules.

Respectfully Submitted,
Delome MeJaden

This 29th day of September 2020

State of South Carolina
IN the Court of Appeals

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Appeal From the Administrative Law Court
Deborah Brooks Burden Administrative Law Judge

Appellate Case No. 2020-000582

Trial Case No. 2019-040246

JEROME McFadden, #136919, Appellant,

v.

South Carolina Department of Corrections, Respondent.

CERTIFICATE OF SERVICE

The Appellant JEROME McFadden, hereby certify to this court that he has mailed a copy of the Motion for Certiorari Facias to the Supreme Court, for further REVIEW and to attest to the ORDER NO. 2020-001111

Authenticity by mailing a copy addressed to the Clerk's office, and that he has also notified Respondent of its filing at its address.

Jerome McFadden

This 29th day of Sept. 2020

JEROME McFadden #136919
PERRY CORRECTIONAL INSTITUTION BX14
430 OAKLAWN ROAD
PELZER SC 29669

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SC Court of Appeals

South Carolina Court of Appeals
JENNY ABBOTT KITCHINGS, CLERK
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LEGAL MAIL