

STATE OF South CAROLINA
IN THE COURT OF APPEALS

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

Appellate CASE NO. 2020-000582

TRIAL COURT CASE NO. 2019-040246-AP

RECEIVED
OCT 28 2020
SC Court of Appeals

JEROME MCFADDEN, #136919, Appellant,

v
South CAROLINA DEPARTMENT OF CORRECTIONS, Respondent
MOTION FOR REINSTATEMENT
AND EXTENSION OF TIME

THE APPELLANT JEROME MCFADDEN, #136919, A PRO SE LITIGANT, hereby move that this case be reinstated and that an extension of time be granted pursuant to the South Carolina Supreme's order 20-0026. Appellant will show this court: that he received an order dated Oct. 12, 2020, signed by v. CLAIKE ALLEN, stating that the above case has been dismissed due to Appellant's failure to file an amended brief as required by rules 208, 209, and 262 of the South Carolina Appellate Court Rules and the court's letters dated July 31, 2020 and September 21, 2020.

HOWEVER, THIS ORDER IS IN VIOLATION OF THE RULES CITED THEREIN, AND ALSO THE ORDER OF THE SUPREME COURT: THAT ITS ORDER WILL CONTROL WHERE CONFLICT ARISES DURING COVID-19 CRISIS; AND ALSO APPELLANT WAS QUARANTINED WHEN HE SUBMITTED HIS INITIAL BRIEF, WHICH WAS IN COMPLIANCE WITH THE RULE AND TIME ORDERED. AND THEREFORE, THE CLERK HAS FAILED TO ACCORD APPELLANT LENIENCY AFFORDED IN SAID ORDER OF THE SUPREME COURT. APPELLANT IS BEING RETALIATED AGAINST BY AGENTS OF THE RESPONDENT AND IS CURRENTLY ON ADMINISTRATIVE SEGREGATION FOR THE SECOND TIME SINCE SUBMITTING HIS INITIAL BRIEF.

Appellant respectfully demand the relief sought herein, and because of his present condition, and the existing emergency with the lock down to COVID-19 grant the relief.

Respectfully Submitted
Jerome McFadden, PRO SE

This 22 day of Oct. 2020

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STATE OF SOUTH CAROLINA OCT-28 2020
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APPEAL FROM THE ADMINISTRATIVE LAW COURT
Deborah Brooks Duren Administrative Law Judge

APPELLATE CASE NO. 2020-000582

TRIAL COURT CASE NO. 2019-040246 AP

JEROME McFadden, #136919, Appellant

v.

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, Respondent
CERTIFICATE OF SERVICE

Appellant JEROME McFadden hereby certify to this Court that he received the order dismissing the above action Oct. 16, 2020, and that due to being placed on lock up has no legal material to write out a copy to send to respondent, but that he will send an inter-departmental notice

Jerome McFadden

Oct 22, 2020

JEROME McFadden, #136919
PENNY CORRECTIONAL INST.
430 OAKLAWN ROAD
Pelzer SC 29669

RECEIVED

OCT 23 2020

P.C.I. MAILROOM

RECEIVED

OCT 28 2020

SC Court of Appeals

South Carolina Court of Appeals
JENNY ARBOTT KITCHINGS CLERK
Post Office Box 11629
Columbia, South Carolina 29211

LEGAL MAIL