

STATE OF SOUTH CAROLINA
In the Court of Appeals

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NOV 05 2020
SC Court of Appeals

Appeal from Final Agency Decision

App. Case No. 2020-000929
Grievance LEECI-0718-19
Grievance LEECI-0676-19

ROBERT WILLIAM WAZNEY, Appellant,

v.

S-C. Dept. of Corr., Respondent.

~~MOTION TO REINSTATE~~

Appellant has filed a notice of appeal, arising out of Lee Correctional Institution grievance case numbers 0676-19 and 0718-19, from a memorandum of the Administrative Law Court (ALC) Clerk's Office explaining that Appellants appeal will not be processed unless it is accompanied by the appropriate filing fee. Appellant is indigent and cannot afford to pay ALC costs and fees. Because the memorandum is not a final order, appellate case number 2020-000929 was dismissed (see Order 7/31/20).

After a long Covid-19 lockdown, Appellant unable to provide Court with proper papers due to circumstances out of Appellants control, extensions were applied to permit Appellant to reinstate claim. Appellants rights are to be determined by his appeal and requests for this court to reinstate Appellants appeal. The final agency decision(s) are attached herewith and Appellants Motion To Proceed Without Payment Of Costs And Fees and its supporting affidavit, additionally, is attached herewith.

With good cause shown, and notice to all parties, Appellant requests leave of the court to reinstate this appeal, in the interest of justice.

By *lg* November 2
~~October 20~~, 2020.

/s/

ROBERT WILLIAM WAZNEY
990 Wisack Highway
Bishopville, SC 29010

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS

INMATE GRIEVANCE FORM


STEP 1

INMATE COPY
Rec'd - 7/22/19

INMATE NAME: <u>ROBERT WILLIAM WAZNEY</u>	OFFICE USE ONLY Grievance No. <u>Lee CT 0676-19</u> Code: General <u>LI IS</u> Policy _____ Disc. Hear. _____ Class. _____ PREA _____ Date Received <u>7-24-19</u> IGC Initials <u>RW</u>
SCDC NUMBER: <u>363679</u>	
INSTITUTION: <u>Lee C.I.</u>	
HOUSING UNIT: <u>F32214</u> <u>JUL 22 2019</u> <u>SP</u>	
WORK ASSIGNMENT: <u>Dormworker</u>	

STATEMENT OF GRIEVANCE (Indicate the date of incident, and if the grievance is a challenge to SCDC Policy, specify which policy. Include supporting documentation and attach answered RTSM or Kiosk reference number.)

July 15, 2019, I was at Lee Library at front desk, Sgt. Fox was on post. I waited to speak with Sgt. Fox about my inadequate Law Library access and at 3:00PM when I presented my questions--which she did not like, Sgt. Fox threatened me telling me to "step away from the desk before I gas you", Sgt. Fox never resolved my issues. Answered KIOSK 19-01315252.


Grievant Signature July 19, 2019
Date

ACTION REQUESTED:
Performance.

ACTION TAKEN BY IGC: PROCESSED UNPROCESSED OTHER

This grievance is being PAR, as its a duplicate to LEECI 0681-19

R. W. [Signature] 8/1/19
IGC Signature Date

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
INMATE GRIEVANCE FORM
STEP 2

INMATE COPY
Rec'd 8-22-19
Office Use Only

INMATE NAME: ROBERT WILLIAM WAZNEY
SCDC NUMBER: 363679
INSTITUTION: Lee Corr. Inst.
HOUSING UNIT: F32214
WORK ASSIGNMENT: Dormworker

Grievance No. Lee CI 0718-19
Code: General _____
Policy _____
Disc. Hear. _____
Class _____
PREA _____
Date Received: _____
IGC Initials: _____
Date Received: _____
IGA Initials: _____

AUG 12 2019
DP

INMATE'S REASON FOR APPEAL (state specific dissatisfaction):

Warden has failed to reply to Inmate Grievance Form Step 1 dated July 19, 2019 where on July 15, 2019, I was at Lee Library at front desk, Sgt. Fox was on post. I waited to speak with Sgt. Fox about my inadequate Law Library access and at 3:00PM when I presented my question--which she did not like, Sgt. Fox threatened me telling me to "step away from the desk before I gas you", Sgt. Fox never resolved my issues. Answered KIOSK 19-01315252.

Grievant Signature [Signature] Date AUGUST 10, 2019

RESPONSIBLE OFFICIAL'S DECISION AND REASON:

This is being returned to you, as it is a duplicate of your step 1 0081-19, which is being worked on. RW 8-13-19

Responsible Official Signature _____ Date _____

The decision rendered by the responsible official exhausts the appeal process of the Inmate Grievance Procedure. I hereby acknowledge receipt of the official's response and understand this is the Agency's final response to this matter.

Grievant Signature _____ Date _____ IGC Signature _____ Date _____

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Grievance-LEECI-0718-19
Grievance LEECI-0676-19

ROBERT-WILLIAM-WAZNEY, Appellant,

v.

S.C. Dept. of Corr., Respondent.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that true and correct copies of the forgoing MOTION TO PROCEED WITHOUT PAYMENT OF COSTS AND FEES and AFFIDAVIT AND FINANCIAL STATEMENT IN SUPPORT OF MOTION TO PROCEED WITHOUT PAYMENT OF COSTS AND FEES and MOTION TO REINSTATE were served upon all parties to this action by placing copy of the same in the U.S. Mail, postage paid, and addressed to the following addresses on this day:

Clerk, S.C. Court of Appeals
PO Box 11629
Columbia, SC 29211

Salley W. Elliott
PO Box 21787
Columbia, SC 29221-1787

November 2, 2020.

/s/

ROBERT WILLIAM WAZNEY
990 Wisacky Highway
Bishopville, SC 29010
Appellant, pro se (forced)

ROBERT WILLIAM WAZNEY
F32214 363679
Lee Correctional Institution
990 Wisacky Highway
Bishopville, SC 29010

RECEIVED

NOV 05 2020

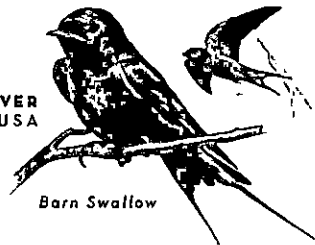
SC Court of Appeals

Clerk, S.C. Court of Appeals

PO BOX 11629

COLUMBIA SC 29211

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USA



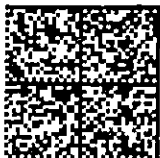
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