

The South Carolina Court of Appeals

Darian Antonio Coleman # 3341551

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South Carolina Dept. of Corrections

Case No: 0816

Administrative Law Court Judge
Honorable Judge MCLEOD

RECEIVED

APR 17 2013

SC Court of Appeals

Appellate is filing this such documentation with the South Carolina Court of Appeals to inform the Courts why Appellate won't be capable of continuing until his files are removed, and forwarded to him by (SCAC) (ALC) Administrative Law Court Judge Honorable Judge MCLEOD was the Judge that heard case/docket no. 0816 of Appellate, and violated his due process rights by not giving Appellate the opportunity to file his reply brief with the total of five pages, and within ten days after receiving his response. Administrative Law Court Rule (a)(1)(A) Time filing briefs. unless otherwise ordered, the party first noticing the appeal shall file an original brief within sixty-five (65) days after the date of assignment, the respondent shall file an original brief in response. A Reply brief may be filed within ninety-five (95) days after the day of assignment. The principal brief shall not exceed ten (10) pages, and Reply brief shall not exceed five (5) pages. Appellate is respectfully requesting that the Courts order General Counsel or Kershaw Corr. Inst. to turn over every documentation pertaining to the case and/or docket # 0816. A copy of Appellate's original brief, transcripts from the disciplinary hearing etc. so that Appellate can continue with his case. Enclosed is a documentation informing the reason why Appellate can't continue with his case.

cc: South Carolina Dept. of Corrections General Counsel

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
INMATE GRIEVANCE FORM
STEP 1

INMATE NAME: Darian Coleman
SCDC NUMBER: 334551
INSTITUTION: Allendale
HOUSING UNIT: SMU 248
WORK ASSIGNMENT: None

RECEIVED

MAR 12 2013

WARDEN'S OFFICE
AGI

Office Use Only
Grievance No. ACT-0250-13
Code: General PR/IS
Policy _____
Disc. Hear. _____
Class. _____
Date Received 03/12/13
IGC Initials MS
PH/M/13

STATE GRIEVANCE (include documentation, and date of incident; if SCDC Policy, indicate which policy) I the above grievant am writing this ~~complaint~~ grievance because when I was transferred here from Kirkland Infirmary my property was never transferred with me. I arrived here on March 5, 2013 the institution in which my property were at was Kershaw corr. Inst. Since I've been housed here at Allendale corr. Inst. I have been sleeping on just a "mat" because I have no property. When I was taken to the hospital my property was in three blue canteen bags, a legal box and was thrown over in a luggage by the dorm Lt. Robert Miller at Kershaw corr. Inst. An my jacket was taken back to the institution by officer Deese and a female officer that took me to the hospital what was in my jacket pocket was my lock and key's along with a Institutional Grievance at Kershaw corr. Inst.

ACTION REQUESTED: Grievant is requesting that all of his property be transferred here to Allendale corr. Inst. so that grievant can verify his property, and that grievant can continue with his legal case's in which he has in the court's. Grievant has two deadlines in which has to be meet.

SPECIFY HOW AND WHEN INFORMAL RESOLUTION WAS ATTEMPTED BY GRIEVANT: Grievant has talked to the day shift Sgt. here on SMU, and the night shift Sgt. here on SMU and was told that my property would be found. An shipped here to me for verification.

Darian Coleman 3-10-13
Grievant Signature Date

ACTION TAKEN BY IGC:

Inmate Coleman is housed in the Special Management Unit (SMU). Complaint was investigated. Findings and documentation forwarded to Warden for a response.

The Inmate Grievance Branch has determined that this is not an "Emergency" grievance and should be process through normal procedures.

- I accept the action taken by the IGC and consider the matter closed.
- I do not accept the action taken and wish to appeal.

[Signature] 03/05/13
IGC Signature Date
NA
Grievant Signature Date

WARDEN'S DECISION AND REASON:


GRIEVANCE #ACI-0250-13

Inmate Coleman:

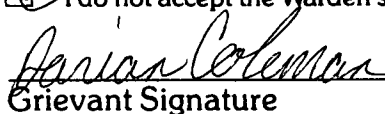
I have reviewed your grievance. I am in receipt of a Request To Staff Member form from you dated March 24, 2013, stating your property arrived at Allendale Correctional Institution (ACI). Lieutenant Morris arranged for you to go through your property bag on April 3, 2013, to retrieve your legal material. However, you were not able to locate any legal material in the your property. A Kershaw Correctional Institution Property Control Room Officer was contacted and was unable to locate any more property belonging to you; however, she will continue to look.


This grievance is resolved.

If you wish to appeal my decision, refer to instructions #5 listed below.


Warden Signature 4/5/13 Date

- I accept the Warden's decision and consider the matter closed.
- I do not accept the Warden's decision and wish to appeal.


Grievant Signature 4-10-13 Date


IGC Signature 04/10/13 Date

INSTRUCTIONS FOR COMPLETING STEP 1 GRIEVANCE FORM

1. An informal resolution shall be attempted prior to the filing of Step 1.
2. Complete each section in its entirety, writing only in the space provided for inmate use.
3. Only one (1) issue is to be addressed on each form.
4. Submit the completed form to the Institutional Grievance Coordinator within fifteen (15) days of an alleged incident; policy grievances at any time. Do not write in the space provided for the Warden's response.
5. If you are not satisfied with the Warden's decision, you may appeal to the appropriate responsible official within five (5) days of your receipt of the Warden's decision, via the Institutional Grievance Coordinator.