

S.C. Supreme Ct.
P.O. Box 11330
Columbia, SC 29211-1330

Re: Appeal of Bryan et al v. SCOC, et al, 2012-212017

Dear Clerk,

Enclosed for your filing is a "Jurisdictional Petition" where jurisdiction can be raised at any time.

4/16/13

Thank you,
T. Terrell Bryan

RECEIVED

APR 19 2013

S.C. SUPREME COURT

THE SUPREME COURT OF SOUTH CAROLINA

Khalil Salam, John Hammond, Christopher Owens,
Johnny Calloway & T. TERELL BRYAN,
Petitioners,

v.

SCDC, et al, all in,

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Respondents. APR 19 2013

JURISDICTIONAL PETITION S.C. SUPREME COURT

PETITIONERS HEREBY CHALLENGE JURISDICTION, moving the S.C. S.Ct. to examine its own jurisdiction & states:

1. Petitioners hereby Challenges the S.Ct.'s jurisdiction in this case. Main v. Thibaultot, 100 S.Ct. 2052 (1980) (Jurisdiction can be challenged at any time).

HISTORY

2. While this case was pending in the S.C. Ct. of App. Petitioners moved this Court for Writ of Certiorari. In which this Court denied for LACK OF JURISDICTION. (emphasis added). see EXHIBIT #1 & #2, (all EXHIBITS attached), orders of the S.C. Ct. of App. & this Court.
3. The S.C. Ct. of App. dismissed on 9/05/12, see EXHIBIT #3.
4. On or about 3/05/13 Petitioners again moved this Court for Writ of Certiorari. see EXHIBIT #4. BUT once again this Court lacks jurisdiction where this case was still pending in the S.C. Ct. of App. where the Court did not remit to the lower Court. see EXHIBIT #5, in order for this Court to retain jurisdiction to a "Final order." see "PETITIONER'S RESPONSE TO RESPONDENTS' RETURN & RESPONSE."
5. WHEREFORE, this Court's 4/04/13 order is void for LACK OF JURISDICTION AGAIN. see EXHIBIT #6, &/or Petitioners move this Court for a hearing on the merits.

4/16/13, SC
dated

Without prejudice,
X. ~~red~~, all rights reserved,
T. Terrell Bryan
#254638, SMU-B19, M-C-1
386 Redemption Vlay
McCormick, SC 29899

CERTIFICATE OF SERVICE

I hereby certify that I served a copy of this on: Ms. Anne R. Culbreath;
P.O. Box 1509; Greenville, SC 29502-1509.

The South Carolina Court of Appeals

Khalil Salam, John Hammond, Christopher Owens,
Johnny Calloway and Terrence T. Bryan, Plaintiffs,

of whom:

Terrence T. Bryan is, Appellant,

EXHIBIT
#1

v.

South Carolina Department of Corrections, Lt. Bird, Sgt.
Williams, Captain, Price, Officer Outlas, et al.,
Defendants,

of whom:

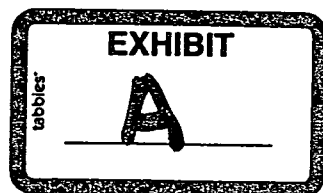
South Carolina Department of Corrections is, Respondent.

Appellate Case No. 2012-212017

ORDER

Appellant moves to proceed *in forma pauperis*. The right to proceed *in forma pauperis* must rest upon a statute or a fundamental constitutional right. *Ex parte Martin*, 321 S.C. 533, 471 S.E.2d 134 (1995). Appellant has the burden of showing his entitlement to this relief, but he has not done so. Accordingly, Appellant's motion is denied.

Appellant has fifteen days from the filing date of this order to provide this Court with the \$100 Notice of Appeal filing fee. Failure to provide the filing fee will result in the dismissal of this appeal.



Joseph M. Curator III
FOR THE COURT

Columbia, South Carolina

cc:

T. Terrell Bryan, 00254638

Anne Ross Culbreath

FILED

Starter 7/6/12

The Supreme Court of South Carolina

Khalil Salam, John Hammond, Christopher Owens,
Johnny Calloway and Terrence T. Bryan, Plaintiffs, of
whom Terrence T. Bryan is, Appellant,

v.

South Carolina Department of Corrections, Lt. Bird, Sgt.
Williams, Captain Price, Officer Outlas, et al.,
Defendants, of whom South Carolina Department of
Corrections, is Respondent.

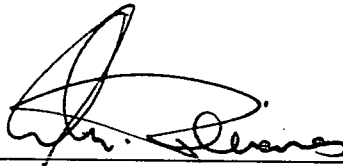
Appellate Case No. 2012-212625

EXHIBIT
#2

ORDER

By letter dated July 25, 2012, petitioner seeks to place this Court on notice of his intent to file a petition for a writ of certiorari pursuant to Rule 242, SCACR, in this case. Petitioner asserts that pursuant to his letter, the petition is deemed filed and he requests that the matter be held in abeyance until he can attempt to pay the filing fee in the Court of Appeals and/or his petition for reinstatement or reconsideration is granted.

This Court will only review final decisions of the Court of Appeals. Rule 242(a) and (c), SCACR. As there has not been a final decision rendered by the Court of Appeals in this matter, appellant's attempt to file a petition for a writ of certiorari or to place this Court on notice of his intent to file such a petition is premature and improper. Moreover, a request for review by this Court pursuant to Rule 242, SCACR, is initiated by the filing of a petition for a writ of certiorari following the issuance of a final decision of the Court of Appeals, not by way of a letter to this Court, prior to the issuance of a final decision by the Court of Appeals, placing this Court on notice that a petition will be filed at a later date. Accordingly, appellant's request that this Court take notice of his intent to file a petition for a writ of certiorari and his request that the petition be deemed filed and be held in abeyance are denied.

A handwritten signature in black ink, appearing to be "Wm. J. ...", written over a horizontal line.

J.

FOR THE COURT

Columbia, South Carolina

cc:

Anne Ross Culbreath

T. Terrell Bryan

Jenny Abbott Kitchings

The South Carolina Court of Appeals

Khalil Salam, John Hammond, Christopher Owens,
Johnny Calloway and Terrence T. Bryan, Plaintiff

of whom:

Terrence T. Bryan is, Appellant,

EXHIBIT
#3

v.

South Carolina Department of Corrections, Lt. Bird, Sgt.
Williams, Captain, Price, Officer Outlas, et al.,
Defendant

of whom:

South Carolina Department of Corrections is, Respondent

Appellate Case No. 2012-212017

The Honorable DeAndrea G. Benjamin
Richland County
Trial Court Case No. 2006CP4005442

ORDER

Appellant has failed to provide the \$100 notice of appeal filing fee, as required by Rule 203 of the South Carolina Appellate Court Rules. Accordingly, this matter is dismissed. The remittitur will be sent as provided by Rule 221(b), SCACR.

FILED

Blaster 9/5/18

FOR THE COURT

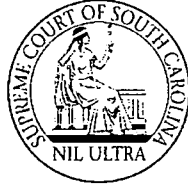
BY *Jerry A. Kitching*
CLERK

Columbia, South Carolina

cc:

T. Terrell Bryan, 00254638

Anne Ross Culbreath



The Supreme Court of South Carolina

DANIEL E. SHEAROUSE
CLERK OF COURT

BRENDA F. SHEALY
CHIEF DEPUTY CLERK

POST OFFICE BOX 11330
COLUMBIA, SOUTH CAROLINA
29211

1231 GERVAIS STREET
COLUMBIA, SOUTH CAROLINA 29201

TELEPHONE: (803) 734-1080

FAX: (803) 734-1499

www.sccourts.org

March 6, 2013

Mr. T. Terrell Bryan, 00254638
Perry Correctional Institution
CX 14
430 Oaklawn Road
Pelzer SC 29669

EXHIBIT
#4

Re: Terrence T. Bryan v. SCDC
Appellate Case No. 2013-000443

Dear Mr. Bryan:

This Court has received your petition for a writ of certiorari and appendix seeking review of the South Carolina Court of Appeals decision to dismiss the appeal in Appellate Case No. 2012-212017.

You have not paid the filing fee required by Rule 242(c), SCACR, or moved this Court to be allowed to proceed without paying the filing fee. Therefore, the attached order of dismissal has been issued.

In the petition, you indicate that there are multiple petitioners, but only you have signed the petition. Since you are not an attorney licensed to practice law in this State, I cannot accept this filing on behalf of any other party. Therefore, you are listed as the only petitioner in this matter.

Further, in the petition you indicate that there are multiple respondents. However, the only party listed as a respondent in the notice of appeal that you filed with the Court of Appeals was the South Carolina Department of Corrections. None of the

individual defendants were listed as a respondent. Therefore, the records of this Court reflect that the only respondent before this Court is the South Carolina Department of Corrections.

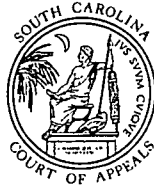
Very truly yours,

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke extending to the right.

CLERK

Enclosure

cc: Anne Ross Culbreath, Esquire
The Honorable Jenny Kitchings



The South Carolina Court of Appeals

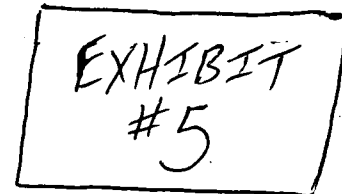
JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1015 SUMTER STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
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March 11, 2013

The Honorable Jeanette W. McBride
PO Box 2766
Columbia SC 29202-2766



REMITTITUR

Re: Terrence T. Bryan v. SCDC
Lower Court Case No. 2006CP4005442
Appellate Case No. 2012-212017

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

Very truly yours,

V. Claire Allen, Deputy

CLERK

Enclosure

cc: T. Terrell Bryan, 00254638
Anne Ross Culbreath

The Supreme Court of South Carolina

Khalil Salam, John Hammond, Christopher Owens,
Johnny Calloway and Terrence T. Bryan, Plaintiffs,

Of whom Terrence T. Bryan is, Petitioner,

v.

South Carolina Department of Corrections, Lt. Bird, Sgt.
Williams, Captain Price, Officer Outlaw, et al.,
Defendants,

Of whom the South Carolina Department of Corrections
is, Respondent.

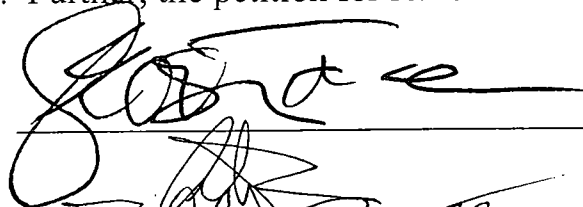
Appellate Case No. 2013-000443

EXHIBIT
#6

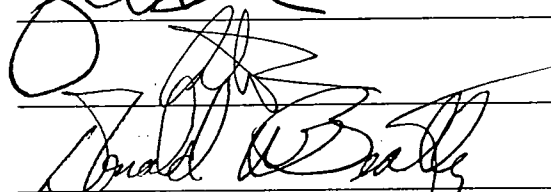
ORDER

By order dated March 6, 2013, this matter was dismissed based on petitioner's failure to either pay the filing fee required by Rule 242(c) of the South Carolina Appellate Court Rules (SCACR), or seek a waiver of that filing fee. Petitioner now asks this Court to waive the filing fee and to reinstate this matter.

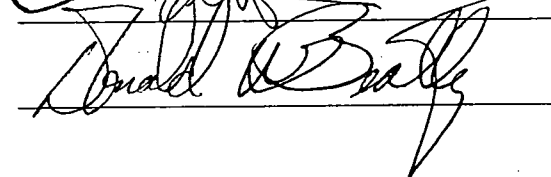
The request to waive the filing fee in this matter is denied. *Ex parte Martin*, 321 S.C. 533, 471 S.E.2d 134 (1995). Further, the petition for reinstatement is denied.



C.J.



J.



J.

Jenny Abbott Kitchings J.
James P. Bryan J.

Columbia, South Carolina
April 4, 2013

cc: Anne Ross Culbreath, Esquire
Mr. T. Ferrell Bryan, #00254638
The Honorable Jenny Abbott Kitchings

T. Terrell Bryan
#254538, SMO-B19, M=Z
386 Redemption Key
M=00MCK, S= 29889

S.C. Supreme Court
P.O. Box 11330
Columbia, SC 29211-1330

~~Donald~~ Terrell Bryan
ADLCAmerica.com
~~DPANR BBA~~

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APR 16 2013

MCCI
MAIL ROOM

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MCCI
MAIL ROOM
APR 16 2013

