

19-8620

No. 19-7381

ORIGINAL

6:19-cv-01619-tmc

Supreme Court, U.S.  
FILED

APR 06 2020

OFFICE OF THE CLERK

IN THE

SUPREME COURT OF THE UNITED STATES

Ashley T. Prior — PETITIONER  
(Your Name)

defendants in all in  
cases vs. — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

U.S. COURT OF APPEALS  
FOR THE 4TH CIRCUIT, RICHMOND, VA 23219  
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Ashley T. Prior

(Your Name)

KIRKLAND CORR. INST.  
4344 BROAD RIVER RD.

(Address)

Columbia, S.C. 29210

(City, State, Zip Code)

None

(Phone Number)

RECEIVED

JUN - 3 2020

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SUPREME COURT, U.S.

QUESTION(S) PRESENTED

whether the lower court  
erred in denying Plaintiff relief?

## LIST OF PARTIES

All parties appear in the caption of the case on the cover page.

All parties **do not** appear in the caption of the case on the cover page. A list of all parties to the proceeding in the court whose judgment is the subject of this petition is as follows:

STATE OF S.C.; BRYAN P. SPURR; JOHN B. MCCREE; SHERIFF OF COLUMBIA; John and Jane 1-10 Does; SCDC KIRKLAND STAFF; James and John 1-10 Doe; DHEC and SCDC INVESTIGATORS OF Health Services; etc.

## RELATED CASES

## TABLE OF CONTENTS

OPINIONS BELOW.....	1
JURISDICTION.....	
CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED .....	
STATEMENT OF THE CASE .....	
REASONS FOR GRANTING THE WRIT .....	
CONCLUSION.....	

## INDEX TO APPENDICES

APPENDIX A U.S. COURT OF Appeals for 4th Cir.  
Mandate filed 1-30-2020; see attached orders  
and RULINGS

APPENDIX B U.S. DISTRICT COURT, for the DISTRICT of  
S.C., Greenville division; ORDER dated 9-5-2019  
see attached orders and RULINGS

APPENDIX C

APPENDIX D

APPENDIX E

APPENDIX F

## TABLE OF AUTHORITIES CITED

### CASES

### PAGE NUMBER

Slakan

pg 1

Redman v. County of San Diego, 1992  
F.2d 1435, 1445 (9th Cir. 1991) (en banc), pg 2  
cert denied, 112 S.Ct. 972 (1992); Anela  
v. City of Wildwood, 790 F.2d at 1066-67; i  
Martin v. Redden, 816 F.Supp. 20, 25  
(D.D.C. 1993). pg 2  
Estelle v. Gamble, 429 U.S. at 104;  
Ellis v. Butler, 890 F.2d 1001, 8th Cir. (1989);  
Young v. Meeting Street Presbyterian Church,  
Court of Appeals of South Carolina, April 14,  
1986, 288 S.C. 508, 343 S.E. 2d 636.

### OTHER

Slakan, 737 F.2d at 376; Spell v. pg 4  
McDaniels, 59 F.Supp. 1090, 1109-10 (E.D.N.C.  
(1984)).

IN THE  
SUPREME COURT OF THE UNITED STATES  
PETITION FOR WRIT OF CERTIORARI

Petitioner respectfully prays that a writ of certiorari issue to review the judgment below.

**OPINIONS BELOW**

[ ] For cases from **federal courts**:

The opinion of the United States court of appeals appears at Appendix A to the petition and is

[ ] reported at \_\_\_\_\_; or,  
[ ] has been designated for publication but is not yet reported; or,  
[✓] is unpublished.

The opinion of the United States district court appears at Appendix B to the petition and is

[ ] reported at \_\_\_\_\_; or,  
[ ] has been designated for publication but is not yet reported; or,  
[✓] is unpublished.

[ ] For cases from **state courts**:

The opinion of the highest state court to review the merits appears at Appendix \_\_\_\_\_ to the petition and is

[ ] reported at \_\_\_\_\_; or,  
[ ] has been designated for publication but is not yet reported; or,  
[ ] is unpublished.

The opinion of the \_\_\_\_\_ court appears at Appendix \_\_\_\_\_ to the petition and is

[ ] reported at \_\_\_\_\_; or,  
[ ] has been designated for publication but is not yet reported; or,  
[ ] is unpublished.

## **JURISDICTION**

[ ] For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was 1-30-2020.

No petition for rehearing was timely filed in my case.

[ ] A timely petition for rehearing was denied by the United States Court of Appeals on the following date: 1-22-2020, and a copy of the order denying rehearing appears at Appendix \_\_\_\_\_.

[ ] An extension of time to file the petition for a writ of certiorari was granted to and including \_\_\_\_\_ (date) on \_\_\_\_\_ (date) in Application No. A \_\_\_\_\_.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1254(1).

[ ] For cases from state courts: *no awards from state courts*

The date on which the highest state court decided my case was                   .  
A copy of that decision appears at Appendix                   .

[ ] A timely petition for rehearing was thereafter denied on the following date: \_\_\_\_\_, and a copy of the order denying rehearing appears at Appendix \_\_\_\_\_.

[ ] An extension of time to file the petition for a writ of certiorari was granted to and including \_\_\_\_\_ (date) on \_\_\_\_\_ (date) in Application No. A.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1257(a).

## **CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED**

STATEMENT OF THE CASE

The Plaintiff fell in the Kirkland CI cafeteria on 6-14-19 by wet floor, there was water on the floor and I busted my behind when fell until a hole is in Plaintiff knee and was injured in fact and no wet signs / slippery when wet was up.

REASONS FOR GRANTING THE PETITION

plaintiff had a hole in his knee and  
painful upon the fall in the cafeteria at  
KCI on 6-14-19 and purs want to ~~see a doctor~~  
Ellis v. Butler, 890 F.2d 1001, 1003 (8th Cir.,  
(1989) swollen painful must be considered  
serious.

## **CONCLUSION**

The petition for a writ of certiorari should be granted.

*for why in  
fact and argument within and caselaw.*

Respectfully submitted,

Ashay Pris

Date: 4-6-2020