

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
DIVISION OF HEALTH SERVICES

MEDICAL PAROLE INMATE CORRESPONDENCE

TO: Inmate Bernard Bagley
SCDC #: 175851
INSTITUTION: Kershaw
FROM: Jacques Days, MD
SCDC Medical Director Region 2
SUBJECT: Request for Medical Parole
DATE: June 23, 2022

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DEC 21 2022

SC Court of Appeals

I have reviewed your eligibility and request for consideration for medical parole. My determination is that:

You are medically *eligible* to be considered for a medical parole under SC Code Ann. §24-21-715. I will submit your name to the Office of General Counsel for referral to the SC Department of Probation, Parole, and Pardon for their consideration. **The final decision to grant or deny medical parole lies exclusively with the Parole Board and not with SCDC.**

You do not qualify for consideration for medical parole under S.C. Code Ann. §24-21-715 because you are currently serving a sentence for one or more "no parole" offenses.

You do not qualify for consideration for medical parole because your medical condition does not meet the criteria outlined in S.C. Code Ann. §24-21-715.

S/ Jacques R. Days, MD, MD
Medical Director, SCDC Region 2

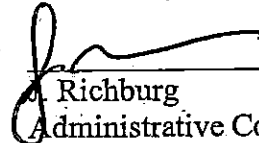
cc: Warden
Medical Record
Inmate Records
File

**SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
OFFICE OF GENERAL COUNSEL
RESPONSE TO INMATE CORRESPONDENCE**

TO: Bernard Bagley
SCDC #: 175851
INSTITUTION: Kershaw Correctional
FROM: Office of General Counsel Office
DATE: November 10, 2022
RE: Inmate Correspondence

Mr. Bagley:

The Office of General Counsel is in receipt of your letter and I have reviewed it. Your medical parole packet has been completed and signed off on by the Director. It was sent to PPP for their consideration. Please be advised that it's totally up to PPP at this point.



J. Richburg
Administrative Coordinator
Office of General Counsel

State of South Carolina
Department of Probation, Parole and Pardon Services

HENRY McMASTER
Governor



JERRY B. ADGER
Director

293 GREYSTONE BOULEVARD
COLUMBIA, SOUTH CAROLINA 29210
Telephone: (803) 734-9220
Facsimile: (803) 734-9440
www.dppps.sc.gov
MAILING ADDRESS: P.O. BOX 207
COLUMBIA, SOUTH CAROLINA 29202

November 30, 2022

Mr. Bernard Bagley #00175851
Kershaw Correctional Institution
4848 Goldmine Hwy.
Kershaw, SC 29067

RE: NOTICE OF REJECTION

Dear Mr. Bagley:

It is my responsibility to inform you, on behalf of the South Carolina Parole Board, that the Board has reached a decision regarding your parole hearing pursuant to S.C. Code 24-21-715. The Board hereby makes the following CONCLUSION OF LAW:

After careful consideration of the petition filed by the director of the Department of Corrections, and your claimed status as either terminally ill, geriatric, permanently incapacitated, or a combination of these offenses, and the threat you may pose to society or yourself, the Parole Board has determined that your parole must be denied.

You will be notified 30 days prior to your next scheduled parole consideration date.

FINDINGS OF FACT:

Nature and Seriousness of Current Offense
Indication of Violence in This or Previous Offense
Use of Deadly Weapon in This or Previous Offense
Vote Count: Unanimous

Sincerely,

A handwritten signature in black ink, appearing to read "Valerie Suber".

Valerie Suber, Associate Deputy Director for Paroles, Pardons and Release Services



"Nation's First Probation Agency accredited by the Commission on Accreditation for Law Enforcement Agencies (CALEA)."



THE STATE OF SOUTH CAROLINA
In the Court of Appeals

Bernard Bagley, #175851,

Appellant,

v.

South Carolina Department of
Probation, Parole and Pardon
Services,

Respondent.

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DEC 21 2022

SC Court of Appeals

Appellate Case No. 2019-002102

Unpublished Opinion No. 2022-UP-294

Submitted April 1, 2022-Filed July 13, 2022

Withdrawn, Substituted, and Refiled November 23, 2022

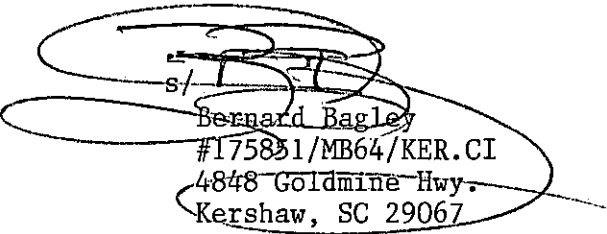
CERTIFICATE OF SERVICE

I certify that I have served the Notice and Motion for Writ of Mandamus, Motion for a Writ of Mandamus, SCDC Division of Health Services Medical Parole Inmate Correspondence, SCDC Office of General Counsel Response to Inmate Correspondence, and SCDPPPS Notice of Rejection on the parties listed below by depositing a copy of the same in the U.S. Mail, postage prepaid, on December 14th 2022.

SCDPPPS Office of General Counsel
P.O. Box 207
Columbia, SC 29202

SC Administrative Law Court
S. Phillip Lenski, ALJ
Edgar A. Brown Bldg.
1205 Pendleton St., Suite 224
Columbia, SC 29201

s/


Bernard Bagley
#175851/MB64/KER.CI
4848 Goldmine Hwy.
Kershaw, SC 29067

December 9, 2022

December 9, 2022

SC Court of Appeals
Jenny A. Kitchings, Clerk
P.O. Box 11629
Columbia, SC 29211

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SC Court of Appeals

RE: Bagley v. SCDPPPS, Appellate Case No. 2019-002102.

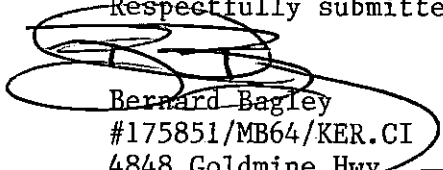
Dear Madam Clerk:

Enclosed for filing are the following:

1. Notice and Motion for Writ of Mandamus;
2. Motion for A Writ of Mandamus;
3. SCDC Division of Health Services Medical Parole Inmate Correspondence dated June 23, 2022;
4. SCDC Office of General Counsel Response to Inmate Correspondence dated November 10, 2022;
5. SCDPPPS Notice of Rejection dated November 30, 2022; and
6. Certificate of Service.

Please hold the remittitur in abeyance until this matter is ruled upon.

Respectfully submitted,


Bernard Bagley
#175851/MB64/KER.CI
4848 Goldmine Hwy
Kershaw, SC 29067

pro se

Enclosures

cc: SCDPPPS Office of General Counsel
S. Phillip Lenski, ALJ

P.s. NOTE: I am on covid or someother respiratory disease lockdown.

BERNARD Bagley
#175851-MB64-Ker.C.I.
4848 Godwine Hwy
Kershaw, S.C. 29067



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S.C. Court of Appeals
Jerry A. Kitchings, Clerk
P.O. Box 11629
COLUMBIA, S.C. 29211-1629

LEGAL