

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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APPEAL FROM ADMINISTRATIVE LAW COURT

APR 11 2023

SC Court of Appeals

Administrative Law Judge Shirley C. Robinson

ALC Case No. 21-ALJ-04-0373
Appellate Case No. 2022-000934

TRAVON SIMUEL, # 246568,.....Appellant,

v.

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS.....Respondent.

SUPPLEMENTAL RECORD ON APPEAL

TRAVON SIMUEL, # 246568
Pro Se

Turbeville Correctional Institution
SA-0204
1578 Clarence Coker Highway
Turbeville, South Carolina 29162

APPELLANT

CHRISTINA C. BIGELOW
Deputy General Counsel

Office of General Counsel
S.C. Department of Corrections
4444 Broad River Road
Columbia, South Carolina 29210

COUNSEL FOR RESPONDENT

INDEX

Affidavit of Jeffrey Bowers1-2

STATE OF SOUTH CAROLINA
IN THE ADMINISTRATIVE LAW COURT

Travon Simuel, SCDC # 246568,

Appellant,

v.

South Carolina Department of Corrections,

Respondent.

Docket No.: 21-ALJ-04-0373AP

Grievance No.: TCI-0183-21

Hon. Shirley C. Robinson

**AFFIDAVIT OF
JEFFREY BOWERS**

PERSONALLY APPEARED BEFORE ME, Jeffrey Bowers, who, being duly sworn,
states as follows:

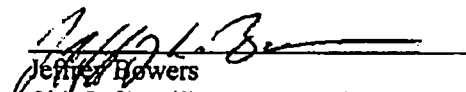
1. I am employed by the South Carolina Department of Corrections Office of Investigations and Intelligence as Chief of Intelligence Operations. As Chief of Intelligence Operations, I reviewed inmates for validation as members of a security threat group. I am familiar with SCDC Policy-OP-21.01 Security Threat Groups.

2. On October 7, 2021, changes were made to this review process. On that date, SCDC Policy-OP-21.01 Security Threat Groups was superseded by SCDC Policy OP-22.58 Security Threat Groups.


3. SCDC Policy-OP-21.01 Security Threat Groups provided a list of criteria to be considered in deciding whether validation was appropriate. It did require that at least two of the criteria be present for an inmate to be validated as a member of a security threat group. However, it did not mandate validation where two of the criteria were present. The decision whether to validate was up to the discretion of the reviewing employees. This policy did not require that the inmate be given advance notice of this review or an opportunity to be heard on the issue.

4. On May 7, 2021, I reviewed Travon Simuel, SCDC # 246568, for possible validation as a member of a security threat group. SCDC Policy-OP-21.01 Security Threat

Groups was in effect at that time. Two of the policy criteria were present; he possessed security threat group publication(s) and correspondence identifying a security threat group affiliation. Mr. Simuel had been classified as a suspected member of a security threat group since 2005. I approved the recommendation for validation. Mr. Simuel's status was updated to validated member of a security threat group on May 11, 2021.


Jeffrey Bowers
Chief of Intelligence Operations
Office of Investigations & Intelligence
S.C. Department of Corrections
4444 Broad River Road
Columbia, South Carolina 29221

Sworn to before me this 30th day
of March, 2022.


Notary Public for South Carolina
My Commission Expires: 10/1/2031

CERTIFICATE OF COUNSEL

I, counsel for Respondent, do hereby certify that this Supplemental Record on Appeal contains only that material requested by this Court in its April 4, 2023 letter. I further certify that I have complied, to the best of my ability, with the South Carolina Supreme Court's "Revised Order Concerning Personal Identifying Information and Other Sensitive Information in Appellate Court Filings."



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April 11, 2023

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