

RECEIVED

JUL 12 2023

SC Court of Appeals

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

7/10/2023

Dear Hon. Clerk of Court,

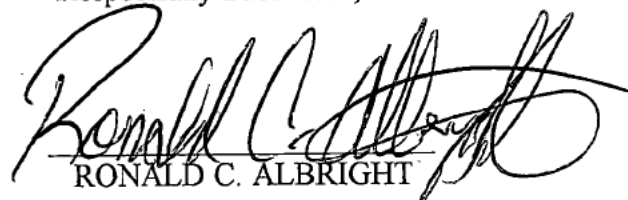
Appellant received the Respondent's Brief, "Motion to Strike Appellant's Designation of Matter", and Respondent's "Designation of Matter" on 6/26/2023. Appellant immediately prepared and sent a "Reply Brief" and "Opposition/Response to Motion to Strike" on 6/30/2023, within the 10 days allowed by SCACR. This was on a Friday, which the Court would not have gotten it until 7/5/2023 due to the Holiday on the 4<sup>th</sup>, But still within the 10 days. On 7/10/2023 Appellant received an Order from the S.C. Court of Appeals dated Filed: 7/03/2023 stating that the Respondent's Motion to Strike had been granted and the Appellant's Motions had been denied. This would mean that the Court had made it's determination BEFORE the Appellant's response had even arrived. This is contrary to SCACR and the letter received from this Clerk on 7/05/2023 informing Appellant that he had 10 days from the date of that letter to file an opposition. The Court made it's determination 2 days before Appellant even received the letter. My question is how can the Court rule on the motions before the replies are received, and how does the Appellant rectify this, or is the Court just predetermined to rule in the favor of the Respondent regardless of the content of the Responses? Also, The Court and Respondents are still referencing and citing Denials of Parole, but the Procedure and evidence relied upon in the Revocation proceedings, which is reviewable.

The Matter Appellant is including in the R.O.A. has been presented to the Administrative Agency Tribunal (SCDPPPS) and the Administrative Law Court. Appellant can not help that the Respondent refuses to acknowledge receipt of such, or if the ALC, because of an erroneous granting of a "Motion to Dismiss," left these Matters unresolved. They were presented numerous times. Appellant received the Court's Order that was dated 7/3/2023 on 7/10/2023 a full week later and it states that Appellant should serve and file an amended designation of Matter. Does this time toll from the date of the order or the date of receipt? If this Court has already made it's decision in this present case before the motions are even finished, or the arguments have even commenced, then Appellant respectfully requests this case move on to the next level of review because Appellant has Valid Constitutional issues that the Supreme Courts have deemed meritorious and the Appellant does not want to waste this Court's or his valuable time and resources if the outcome here has been predetermined. Appellant is stating this with the utmost respect and only trying to have his issues heard and if this isn't the venue for that, then Appellant must seek elsewhere.

Attachments: Certificate of Service,  
Order of S.C. Court of Appeals,  
Letter from Clerk of Court

Cc: S.C.D.P.P.S.;  
The Administrative Law Court;  
Files

Respectfully Submitted,

  
RONALD C. ALBRIGHT

# The South Carolina Court of Appeals

Ronald C. Albright, #211533, Appellant,

v.

South Carolina Department of Probation, Parole, and  
Pardon Services, Respondent.

Appellate Case No. 2023-000847

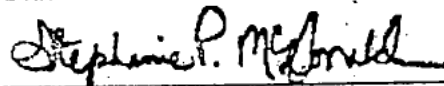
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## ORDER

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Appellant's "petition for equitable tolling," motion to proceed without costs, motion for the production of transcripts, "motion to compel issuance of final order of revocation," and motion to appoint counsel are hereby denied. *See James v. S.C. Dep't of Probation, Parole, and Pardon Servs.*, 377 S.C. 564, 660 S.E.2d 288 (Ct. App. 2008) (the denial of an inmate's parole request, absent a permanent denial of parole eligibility, does not implicate a state-created liberty interest); Rule 207(b), SCACR (the appellant shall make arrangements to obtain transcripts); Rule 210, SCACR (the appellant shall compile and serve the record on appeal).

Respondent's motion to strike Appellant's designation of matter is granted. Within twenty days of the date of this order, Appellant shall serve and file an amended designation of matter which shall only include matters that were presented to the Administrative Law Court. *See* Rule 210(c), SCACR ("The Record shall not, however, include matter which was not presented to the lower court or tribunal.").



FOR THE COURT

Columbia, South Carolina

cc:

Ronald L. Albright, 00211533  
Matthew C. Buchanan, Esquire

**FILED**  
**Jul 03 2023**



## The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

CATHERINE S. HARRISON  
DEPUTY CLERK

POST OFFICE BOX 11629  
COLUMBIA, SOUTH CAROLINA 29211  
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COLUMBIA, SOUTH CAROLINA 29201  
TELEPHONE: (803) 734-1890  
FAX: (803) 734-1839  
www.sccourts.org

June 29, 2023

Ronald L. Albright, 00211533  
Lieber Correctional Institution  
P. O. Box 205  
Ridgeville SC 29472

Re: Ronald C. Albright, #211533 v. SCDPPPS  
Appellate Case No. 2023-000847

Dear Mr. Albright:

The Court received your letter inquiring about your appellant's initial brief. We accepted your appellant's initial brief as filed, then sent a deficiency letter indicating you had not filed a designation of matter. We received your designation of matter; however, the respondent has filed a motion to strike your designation of matter. ~~You may file a return in opposition to the respondent's motion within 10 days of the date of this letter.~~ The appeal will be held in abeyance pending a ruling of the Court on the respondent's motion.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Jenny A. Kitchings".

CLERK

cc: Matthew C. Buchanan, Esquire

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

**RECEIVED**

JUL 12 2023

Appeal from the Administrative Law Court  
The Honorable Robert L. Reibold, Administrative Law Judge  
Docket Number 23-ALJ-15-0001-AP

SC Court of Appeals

Appellate Case No.: 2023-000847

RONALD C. ALBRIGHT, #217218.....APPELLANT

v.

S.C. DEPARTMENT OF PROBATION, PAROLE AND  
PARDON SERVICES,.....RESPONDENT

**CERTIFICATE OF SERVICE**

I RONALD ALBRIGHT, APPELLANT, HEREBY CERTIFY THAT I HAVE SERVED THE ENCLOSED "REPLY BRIEF OF APPELLANT" AND "RESPONSE TO MOTION TO STRIKE" ON THE FOLLOWING ADDRESSED PARTIES BY PLACING A COPY OF EACH IN THE LIEBER CORRECTIONAL INSTITUTION MAIL ROOM LABELED: ATTENTION: INTERDEPARTMENTAL LEGAL MAIL (6/30/2023)

S.C. DEPT. OF P.P.P. SERVICES  
JESSICA E. KINARD - LEGAL DIVISION  
P.O. BOX 207  
COLUMBIA, SC. 29201

AND

ADMINISTRATIVE LAW COURT  
JAMES S. HARRISSON - CLERK  
1205 PENDLETON ST.  
COLUMBIA, SC. 29201

I FURTHER CERTIFY THAT ALL PARTIES REQUIRED BY RULE TO BE SERVED, HAVE BEEN SERVED.

ON 6/30/2023

DATED

Ronald C. Albright  
RONALD C. ALBRIGHT



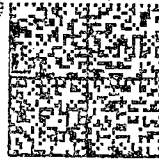
**South Carolina Court of Appeals**

JENNY ABBOTT KITCHINGS, CLERK  
POST OFFICE BOX 11629  
COLUMBIA, SOUTH CAROLINA 29211

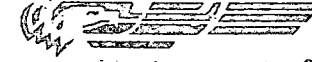
COLUMBIA SC 290

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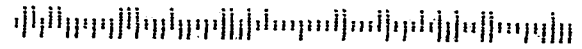
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JUL 07 2023

MAIL ROOM  
LIEBER C.I.

RONALD L. ALBRIGHT, 00211533  
LIEBER CORRECTIONAL INSTITUTION  
P. O. BOX 205  
RIDGEVILLE SC 29472

29472-020505



RONALD L. ALBRIGHT #211533  
L.C.I. - SB-58 - P.O. Box 205  
RIDGEVILLE, SC. 29472

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JUL 10 2023

MAIL ROOM

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JUL 12 2023

SC Court of Appeals

S. C. COURT OF APPEALS  
HON. JENNY A. KITCHINGS  
P.O. BOX 11629 (CLERK)  
COLUMBIA, SC. 29211

INTERDEPARTMENTAL  
LEGAL MAIL (7-10-23)