

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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**RECEIVED**

Appeal from the Administrative Law Court  
The Honorable S. Phillip Lenski, Administrative Law Judge  
Docket Number 23-ALJ-15-0022-AP

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APR 02 2024  
SC Court of Appeals

Appellate Case No.: 2024-000093

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ROBERT SPIGNER, #65500, .....APPELLANT

v.

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

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**MOTION TO SUPPLEMENT RECORD ON APPEAL**

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Comes now General Counsel for Respondent, Matthew Buchanan, respectfully requesting this Court supplement the Record on Appeal pursuant to Rules 209 and 210, SCACR.

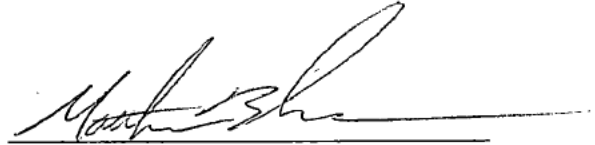
The items in the Record on Appeal for the Administrative Law Court (ALC) were left out of Appellant's Record on Appeal. Respondent had provided to the ALC the Notice of Rejection and the Criteria for Parole Consideration as required by Rule 61, SCALC.

Respondent submits that Appellant should have included the Record on Appeal that was before the ALC in his Designation of Matter. The ALC relied upon the materials within the Record on Appeal in its Final Order dated January 3, 2024. Respondent did not realize that Appellant did

not include the Notice of Rejection or the Criteria for Parole Consideration in his Designation of Matter to this appeal.

Respondent now respectfully requests that the Record be supplemented with the Notice of Rejection letter and the Criteria for Parole Consideration.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Matthew C. Buchanan", is written over a horizontal line.

Matthew C. Buchanan  
General Counsel

March 28, 2024

South Carolina Department of Probation,  
Parole and Pardon Services  
P.O. Box 207  
Columbia, South Carolina 29202  
(803) 734-9220

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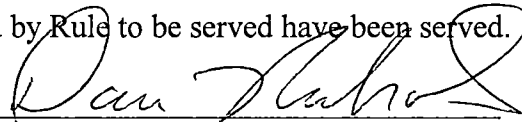
S.C. DEPARTMENT OF PROBATION, PAROLE AND  
PARDON SERVICES, .....RESPONDENT

**CERTIFICATE OF SERVICE**

I, Dawn K. Nichols, Executive Assistant, hereby certify that I have served the within  
*Motion to Supplement Record on Appeal and Supplemental record on Appeal*, on Appellant the  
28<sup>th</sup> day of March, 2024, by depositing a copy of the same in the United States mail, postage  
prepaid, addressed to:

Robert Spigner, #65500  
Allendale Correctional Institution  
1057 Revolutionary Trail  
Fairfax, SC 29287

I further certify that all parties required by Rule to be served have been served.



**Dawn K. Nichols**  
**Executive Assistant**  
South Carolina Department of Probation,  
Parole, and Pardon Services  
P. O. Box 207  
Columbia, South Carolina 29202

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

HENRY McMASTER  
Governor



JERRY B. ADGER  
Director

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SC Court of Appeals

March 28, 2024

The Honorable Jenny Kitchings  
Clerk of the S.C. Court of Appeals  
P. O. Box 11629  
Columbia, South Carolina 29211

Re: **Robert Spigner, #65500 v. SCDPPPS**  
**24-000093**

Dear Ms. Kitchings:

Please find enclosed for filing Respondent's Motion to Allow filing of the Supplemental Record on Appeal and Supplemental Record on Appeal in the above referenced case.

Sincerely,

A handwritten signature in black ink, appearing to read "Matthew C. Buchanan".

Matthew C. Buchanan  
General Counsel

MCB:dn

Enclosures

cc: Robert Spigner

State of South Carolina

Department of Probation, Parole, and Pardon Services

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SC Court of Appeals

The Honorable Jenny Kitchings  
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Columbia, South Carolina 29211



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