

STATE OF SOUTH CAROLINA
ADMINISTRATIVE LAW COURT

RECEIVED
JUN 26 2024
SC Court of Appeals

Terrance McCall, #339911,)
)
Appellant,)
)
v.)
)
South Carolina Department of Corrections,)
)
Respondent.)
_____)

Docket No. 23-ALJ-04-0451-AP

ORDER OF DISMISSAL

This matter is before the South Carolina Administrative Law Court (Court or ALC) pursuant to an appeal filed on October 31, 2023, by Terrance McCall (Appellant), an inmate housed with the South Carolina Department of Corrections (SCDC or Department). The case was assigned on November 20, 2023.

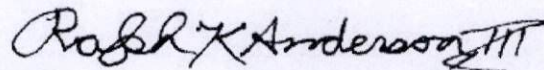
On February 1, 2024, the Department filed a Motion for Extension of Time (Motion) to file the Record on Appeal. The Court granted the Motion on February 6, 2024, and provided timelines for filing the record and briefs. Specifically, the Court ordered that the Appellant shall file his brief within thirty days from the date the Record on Appeal was filed, and, thereafter, the Department shall file its brief within thirty days from the date the Appellant's brief was filed. The Department filed the Record on Appeal on March 25, 2024. As a result, Appellant's brief was due thirty days from March 25, 2024, or April 24, 2024. As of the date of this order, Appellant has not filed his brief.

SCALC Rule 62 sets forth that an Administrative Law Judge may dismiss an inmate's appeal for failure to comply with the rules of procedure for appeals or for failure to comply with any time limits set forth in an appeal. Accordingly, because Appellant has been afforded ample time to file his brief, has failed to do so, and has not notified the ALC of any extenuating circumstances regarding his failure to file a brief, this matter is dismissed *sua sponte*. SCALC Rule 62



IT IS HEREBY ORDERED that this appeal is therefore **DISMISSED WITH PREJUDICE**.

AND IT IS SO ORDERED.

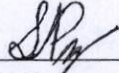


Ralph King Anderson, III
Chief Administrative Law Judge

June 13, 2024
Columbia, South Carolina

CERTIFICATE OF SERVICE

I, Stephanie Perez, hereby certify that I have this date served this Order upon all parties to this cause by depositing a copy hereof in the United States mail, postage paid, or by electronic mail, to the address provided by the party(ies) and/or their attorney(s).



Stephanie Perez
Judicial Law Clerk

June 13, 2024
Columbia, South Carolina