

The South Carolina Court of Appeals

Charles Madden, #182326, Appellant,

v.

South Carolina Department of Corrections, Respondent.

Appellate Case No. 2024-000560

ORDER

The Administrative Law Court (ALC) dismissed Appellant's appeal for failure to exhaust his administrative remedies. According to the ALC, Respondent denied Appellant's Step 2 Grievance as untimely. On August 1, 2024, Respondent filed a motion to remand, stating "an incorrect response was provided to Appellant on his Step 1 and Step 2 Grievances" and asking this court to "remand the matter to the ALC with instructions to remand to [Respondent] for issuance of a corrected Step 2 grievance response." Appellant filed a return opposing Respondent's motion to remand. After careful consideration, we grant Respondent's motion.¹ We hold this appeal in abeyance and remand to the ALC. The ALC shall remand this appeal to Respondent for issuance of a corrected Step 2 grievance response. Respondent shall provide this court with status updates every thirty days.


FOR THE COURT

Columbia, South Carolina

cc:

Charles J. Madden, 00182326

Barton Jon Vincent, Esquire

Christina Catoe Bigelow, Esquire

The Honorable Jana E. Shealy

The Honorable Robert L. Reibold

FILED
Aug 29 2024

¹ In light of our decision to remand this matter, we take no action on Appellant's motion to amend his initial brief and designation of matter.