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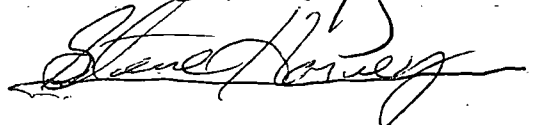
JAN 28 2025

SC Court of Appeals

1/15/2025

Dear Clerk of Court: I
(Steven Harvey inmate #240138)
am writing you to inform The Honorable
S.C. Court of Appeals concerning the
status of my Prevailing Wage Case.
Please find enclosed a proposed
unsatisfactory settlement offer
made by The South Carolina Office
of General Counsel. I currently
have a Motion of Appeal up on
your court and simply wanted
to clarify that this matter
has not been resolved. It
is also my understanding that
SCDCarl it's representatives
are approaching the deadline
to file their motion in reply
to the one which I have
already filed. Please inform
me if there are any more
steps which need to be
taken on my behalf.

Sincerely,



RECEIVED

JAN 28 2025

SC Court of Appeals

STATE OF SOUTH CAROLINA
ADMINISTRATIVE LAW COURT

Steven Harvey #240138

Appellant,

vs.

South Carolina Department of Corrections,

Respondent.

NOTICE OF APPEAL

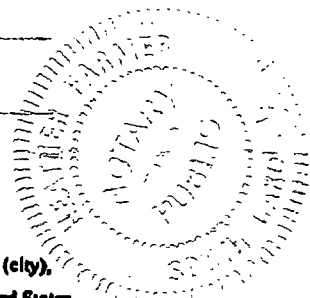
DOCKET NO 23-ALJ-04-0672-AP
GRIEVANCE NO.: LIWC-0137-23

Notice is hereby given that Steven Harvey does hereby appeal the final decision of the South Carolina Department of Corrections dated 1/15/2025 and received on 1/15/2025, a copy of which is attached. A general statement of the grounds for appeal is (See S.C. Code Ann. § 1-23-380(A)(5)):

5 Appellant, appeals agency's final decision based upon a violation of S.C. Ann. § 1-23-380 (a), (b), (c), (d), (e), and (f). SCDC Policy ADM-15.13-7.1 clearly guides the distribution of P.I. wages up under statute 24-3-40 of S.C. Law. Therefore, appellant is respectfully requesting that my 135% Child Support in the amount of \$53,330.43, as well as my 110% Long term Savings of \$15,237.26 be added to the settlement amount of \$53,330.44 equaling \$121,898.13 following S.C. State Law.

Steven Harvey
Appellant's Name
P.O. Box 580
Mailing Address
Una, SC 29378
City, State, Zip Code

Steven Harvey
Signed
1/15/25
Dated



CERTIFICATE OF SERVICE

I hereby certify that I, Steven Harvey (your name), on the 15 day of January, 2025, in Una (city), South Carolina, served a copy of the foregoing Notice of Appeal on all parties to this matter by depositing the same in the United States Mail, postage paid, or in the mail room of the undersigned's institution and addressed as follows:

Name of person/Agency served: S.C. Court of Appeals
Address: P.O. Box 11629
City, State, Zip Code: Columbia, SC 29211

Heather Karen Bank
ex: 521.34

Print your name Sign your name
(See reverse side for instructions)

**SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
OFFICE OF GENERAL COUNSEL**

FINAL AGENCY DECISION

TO: Steven Harvey, # 240138
INSTITUTION: Livesay -- N6-0040
FROM: Office of General Counsel
DATE: January 15, 2025
RE: Prison Industries Inmate Pay

Dear Mr. Harvey:

SCDC has calculated your pay at the prevailing wage rate for your Prison Industries job code(s) from May 2007 through January 2023. Any labor performed at any other time was not subject to the prevailing wage statute. Our calculations resulted in the following:

Gross total: \$152,372.66

Deductions that would apply if paid as backpay:

20% Victim Restitution: \$30,474.53

35% Child Support: \$53,330.43

10% LT Savings: \$15,237.26

Net total: \$53,330.44

SCDC believes its calculations are correct, as these calculations are supported by the attached documentation, which consists of a spreadsheet showing the hours and calculations and a chart showing the prevailing wage for your job code(s). However, it is our understanding that you disagree with SCDC's calculations and have rejected the offer(s) sent to you for the full net total.

In order to provide you with the opportunity to challenge the calculations or time period involved, we are issuing this **FINAL AGENCY DECISION** in the matter of your inmate pay for all work in Prison Industries. Again, if you dispute the time period in question or the calculations, you may file an appeal. An ALC appeal form is being provided as a part of this packet. If you decide to appeal, you will note that the form asks for your grievance number. In that space, simply write "Final Agency Decision dated 1/15/2025."

This Final Agency Decision Packet (5 pages) was served on Inmate Steven Harvey, # 240138, on

_____ (date) by _____ (name of person

serving the documents).

Code +K38H1AA1	Pay Period	Hours Worked	Overtime	Hourly rate	Federal Minimum Wage	Prevailing Wage	Difference
51-7042	05/01/2022-01/01/2023	1047.50		\$7.25	\$7.25	\$18.30	\$11,574.88
51-7042	OVERTIME		88.25	\$10.88	\$10.88	\$27.45	\$1,462.74
51-7042	11/17/2021-04/30/2022	608.00		\$7.25	\$7.25	\$16.78	\$5,794.24
51-7042	OVERTIME		0.00	\$10.88	\$10.88	\$25.17	\$0.00
51-9199	05/01/2021-11/16/2021	950.50		\$7.25	\$7.25	\$16.70	\$8,982.23
51-9199	OVERTIME		41.75	\$10.88	\$10.88	\$25.05	\$591.81
51-9199	05/01/2020-04/30/2021	1020.75		\$7.25	\$7.25	\$18.43	\$11,411.99
51-9199	OVERTIME		8.25	\$10.88	\$10.88	\$27.65	\$138.35
51-9199	05/01/2019-04/30/2020	1442.00		\$7.25	\$7.25	\$16.76	\$13,713.42
51-9199	OVERTIME		21.75	\$10.88	\$10.88	\$25.14	\$310.26
51-9199	09/17/2018-10/01/2018	0.25		\$7.32	\$7.25	\$13.84	\$1.63
51-9199	OVERTIME		0.00	\$10.98	\$10.88	\$20.76	\$0.00
51-9199	05/01/2018-09/16/2018	374.25		\$7.33	\$7.25	\$13.84	\$2,436.37
51-9199	OVERTIME		0.00	\$11.00	\$10.88	\$20.76	\$0.00
51-9199	06/02/2017-04/30/2018	1144.50		\$7.30	\$7.25	\$13.83	\$7,473.59
51-9199	OVERTIME		0.00	\$10.95	\$10.88	\$20.75	\$0.00
51-9199	05/01/2017-06/01/2017	96.25		\$7.25	\$7.25	\$13.83	\$633.33
51-9199	OVERTIME		0.00	\$10.88	\$10.88	\$20.75	\$0.00
51-9199	06/17/2014-04/30/2017	419.50		\$7.25	\$7.25	\$17.56	\$4,325.05
51-9199	OVERTIME		0.00	\$10.88	\$10.88	\$26.34	\$0.00
51-9199	05/01/2014-06/16/2014	178.75		\$7.48	\$7.25	\$17.56	\$1,801.80
51-9199	OVERTIME		0.00	\$11.22	\$10.88	\$26.34	\$0.00
51-9199	09/02/2013-04/30/2014	1349.50		\$7.48	\$7.25	\$15.00	\$10,148.24
51-9199	OVERTIME		102.50	\$11.22	\$10.88	\$22.50	\$1,156.20
51-9199	05/01/2013-09/01/2013	678.75		\$7.45	\$7.25	\$15.00	\$5,124.56
51-9199	OVERTIME		42.00	\$11.18	\$10.88	\$22.50	\$475.65
51-9199	09/02/2012-04/30/2013	1303.50		\$7.45	\$7.25	\$13.59	\$8,003.49
51-9199	OVERTIME		93.75	\$11.18	\$10.88	\$20.39	\$863.44
51-9199	05/01/2012-09/01/2012	652.75		\$7.42	\$7.25	\$13.59	\$4,027.47
51-9199	OVERTIME		43.00	\$11.13	\$10.88	\$20.39	\$397.97
51-9199	05/01/2011-04/30/2012	1728.75		\$7.42	\$7.25	\$13.13	\$9,871.16
51-9199	OVERTIME		55.25	\$11.13	\$10.88	\$19.70	\$473.22
51-9199	10/02/2010-04/30/2011	1046.75		\$7.39	\$7.25	\$12.45	\$5,296.56
51-9199	OVERTIME		25.75	\$11.09	\$10.88	\$18.68	\$195.44
51-9199	05/01/2010-10/01/2010	760.50		\$7.36	\$7.25	\$12.45	\$3,870.95
51-9199	OVERTIME		58.50	\$11.04	\$10.88	\$18.68	\$446.65
51-9199	08/17/2009-04/30/2010	990.75		\$7.36	\$7.25	\$12.36	\$4,953.75
51-9199	OVERTIME		19.75	\$11.04	\$10.88	\$18.54	\$148.13
51-9199	07/17/2009-08/16/2009	110.00		\$7.33	\$7.25	\$12.36	\$553.30
51-9199	OVERTIME		0.00	\$11.00	\$10.88	\$18.54	\$0.00
51-9199	05/01/2009-07-16/2009	350.50		\$6.63	\$6.55	\$12.36	\$2,008.37
51-9199	OVERTIME		0.00	\$9.95	\$9.83	\$18.54	\$0.00
51-9199	07/17/2008-04/30/2009	1257.25		\$6.63	\$6.55	\$12.29	\$7,116.04
51-9199	OVERTIME		41.25	\$9.95	\$9.83	\$18.44	\$350.21
51-9199	05/01/2008-07/16/2008	355.25		\$5.90	\$5.85	\$12.29	\$2,270.05
51-9199	OVERTIME		3.50	\$8.85	\$8.78	\$18.44	\$33.55
51-9199	07/17/2007-04/30/2008	1581.25		\$5.90	\$5.85	\$12.27	\$10,072.56
51-9199	OVERTIME		158.50	\$8.85	\$8.78	\$18.41	\$1,514.47
51-9199	05/17/2007-07/16/2007	315.00		\$5.15	\$5.15	\$12.27	\$2,242.80
51-9199	OVERTIME		10.00	\$7.73	\$7.73	\$18.41	\$106.80
	TOTAL	19762.75	813.75				\$152,372.66
	Amount Due						

240138 Harvey Steven

DEDUCTIONS

20% victim restitution	\$30,474.53
35% child support	\$53,330.43
10% LT savings	\$15,237.26
total deductions	\$99,042.22
NET TOTAL	\$51,330.44

Instructions for filing an appeal of the final agency decision from the South Carolina Department of Corrections:

- 1) **You must complete the Notice of Appeal on the reverse side of these instructions and mail it to the Administrative Law Court at the following address:**

**Clerk's Office
South Carolina Administrative Law Court
1205 Pendleton Street, Suite 224
Columbia, SC 29201**

A copy of the Notice of Appeal must also be forwarded to the Office of General Counsel at the Department of Corrections.

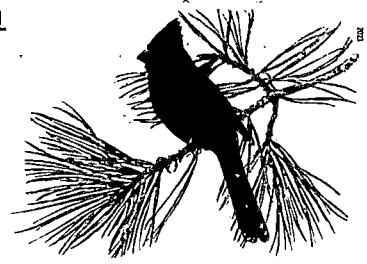
- 2) **In order for your case to be processed by the ALC, a copy of the final decision from the Department of Corrections must be attached to the Notice of Appeal.**

CERTIFIED MAIL

Steven Harvey #240138
Livesay C.I. Unit 6-40A
P.O. Box 580
Unz, SC 29378



9589 0710 5270 1506 9987 13



FOREVER / USA

1/22 S.C. Court of Appeals
Senny Abbott Kitchinas, Clerk
Post Office Box 11629
Columbia, SC 29211

SCDC

JAN 15 2025

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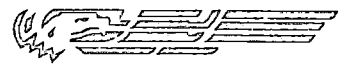
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JAN 28 2025

SC Court of Appeals



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