

**RECEIVED**

**Mar 05 2025**

**SC Court of Appeals**

STATE OF SOUTH CAROLINA  
In The Court of Appeals

---

APPEAL FROM THE ADMINISTRATIVE LAW COURT

Administrative Law Judge Ralph King Anderson, III

---

ALC Case No. 24-ALJ-04-0131-AP  
Appellate Case No. 2024-002046

---

CHARLES N. VANDROSS, # 316095,

APPELLANT,

v.

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS,

RESPONDENT.

---

**MOTION TO REMAND**

---

The Administrative Law Court (ALC) dismissed Appellant's appeal below for failure to exhaust his administrative remedies. Accordingly, the ALC did not make any ruling on the merits and therefore did not address the issue of whether Appellant was entitled to prevailing wage funds. Since the documents necessary to determine whether Appellant was entitled to prevailing wage funds were not before the ALC, it would be improper for this Court to be presented with such documents. See Rule 210 (c) & (h), SCACR. However, if the matter is remanded to the ALC with instructions to remand back to the Department of Corrections for issuance of a supplemental Step 2 response, the issue of whether Appellant is entitled to

prevailing wage funds can be addressed and Appellant can separately appeal the issue to the ALC if he so desires.

Accordingly, Respondent respectfully requests that this Court remand the matter to the ALC with instructions to remand to the Department for issuance of a supplemental Step 2 grievance response regarding Appellant's entitlement to prevailing wage funds.

Respectfully submitted,

**SOUTH CAROLINA DEPARTMENT  
OF CORRECTIONS**

BY:  \_\_\_\_\_

**CHRISTINA BIGELOW**  
Deputy General Counsel  
Office of General Counsel  
S.C. Department of Corrections  
Post Office Box 21787  
Columbia, South Carolina 29221  
(803) 896-8508

**ATTORNEY FOR RESPONDENT**

March 5, 2025

**RECEIVED**

**Mar 05 2025**

**SC Court of Appeals**

STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

Administrative Law Judge Ralph King Anderson, III

ALC Case No. 24-ALJ-04-0131-AP  
Appellate Case No. 2024-002046

CHARLES N. VANDROSS, # 316095,

APPELLANT,

v.

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS,

RESPONDENT.

**CERTIFICATE OF SERVICE**

Undersigned counsel hereby certifies that on this date, she mailed a copy of the **Motion to Remand** to Appellant, addressed as follows:

**Charles N. Vandross, # 316095**  
**Allendale Correctional Institution**  
**HAB-0042**  
**1057 Revolutionary Trail**  
**Fairfax, South Carolina 29827**



**Christina Catoe Bigelow**  
Deputy General Counsel  
S. C. Department of Corrections  
Post Office Box 21787  
Columbia, S. C. 29221  
(803) 896-8508

March 5, 2025



**SOUTH CAROLINA**  
DEPARTMENT OF CORRECTIONS  
*Division of Legal Counsel & Compliance*

HENRY McMASTER, Governor  
BRYAN P. STIRLING, Director

**RECEIVED**

**Mar 05 2025**

**SC Court of Appeals**

**OFFICE OF GENERAL COUNSEL**

March 5, 2025

The Honorable Jenny A. Kitchings  
Clerk of Court, S.C. Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

**RE: Charles N. Vandross, # 316095 v. South Carolina Department of Corrections**  
**Appellate Case No. 2024-002046**

Dear Ms. Kitchings:

Enclosed please find the Respondent's **Motion to Remand** in the above captioned appeal, along with **Proof of Service**.

Thank you for your attention to this matter, and please do not hesitate to contact me should you have any questions or concerns.

Sincerely,

Christina C. Bigelow  
Deputy General Counsel  
South Carolina Department of Corrections

cc: Charles N. Vandross, # 316095  
Allendale Correctional Institution  
HAB-0042  
1057 Revolutionary Trail  
Fairfax, South Carolina 29827