

STATE OF SOUTH CAROLINA

In The Court Of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

Robert L. Reibold, Administrative Law Judge

Case No. 23-ALJ-04-0768

RECEIVED  
MAR 25 2025  
SC Court of Appeals

SIDNEY Fields # 254392

APPELLANT

V.

S.C. DEPT. OF CORRECTIONS

RESPONDENT

---

RECORD ON APPEAL

---

Sidney Fields # 254392

B.R.C.I. 4460 Broad River Rd.

Marion # 229

Columbia, S.C. 29210

pro se

---

S.C. Dept. Of Corrections

Office Of General Counsel

P.O. Box 21787

Columbia, S.C. 29221

Attorney For Respondent

## INDEX

Order (February 16, 2024)	2
Order (April 8, 2024)	4
Order (August 19, 2024)	6
Order (December 6, 2024)	11
Order (January 2, 2025)	12
Step 1 Grievance (August 8, 2023)	14
Step 2 Grievance (September 21, 2023)	15
Notice Of Appeal (December 11, 2023)	16
Docket Roster (ALC) (January 5, 2024)	17
Appellant's Brief (January 12, 2024)	18
Appellant's Motion (January 12, 2024)	28
Respondent's Motion (March 14, 2024)	30
Appellant's Motion (May 21, 2024)	31
Respondent's Motion (May 28, 2024)	34
Respondent's Motion (May 28, 2024)	35
Appellant's Motion (June 3, 2024)	36
Appellant's Motion (September 9, 2024)	40
Respondent's Motion (September 24, 2024)	42
Appellant's Motion (October 3, 2024)	46
Appellant's Motion (December 10, 2024)	49
Settlement Agreement (November 6, 2024)	51
Cover Letter (September 3, 2024)	58
Cover Letter (September 9, 2024)	59
Letter (November 12, 2024)	60
Letter (November 12, 2024)	61
Prevailing Wage Hours	62
Occupational Employment Statistics Codes (OES Codes)	67
Certificate Of Appellant	

STATE OF SOUTH CAROLINA  
ADMINISTRATIVE LAW COURT

Sidney Fields, #254392, )  
 )  
 Appellant, )  
 )  
 v. )  
 )  
 South Carolina Department of Corrections, )  
 )  
 Respondent. )  
 \_\_\_\_\_ )

Docket No. 23-ALJ-04-0768-AP

**ORDER**

This matter is pending before the South Carolina Administrative Law Court (the ALC or the Court) pursuant to an appeal filed by Sidney Fields (Appellant), an inmate housed with the South Carolina Department of Corrections (the Department). Appellant filed a Notice of Appeal with the Court on December 11, 2023 concerning wage deductions by the Department. This matter was assigned to the undersigned on January 5, 2024. On January 12, 2024, Appellant filed his initial brief.

Also on January 12, 2024, Appellant filed a "Motion to Include Contracts into the Appendix (Record)." The motion asks the Court to require the Department to include its contracts with Irwin Hodson Group and Intellectual Technologies Inc. in the Record on the basis that they are relevant to Appellant's arguments on pay. As of the Date of this Order, the Department has not responded to the motion.

The Department is required to prepare the Record on Appeal and must do so within seventy days after the Notice of Assignment. SCALC Rule 59. Given that the case was assigned on January 5, 2024, the Record is not yet due. Consequently, the content of the Record is unknown and it may include the documents requested by Appellant. "[A]n issue that is contingent, hypothetical, or abstract is not ripe for judicial review." *Colleton Cty. Taxpayers Ass'n v. Sch. Dist. of Colleton Cty.*, 371 S.C. 224, 242, 638 S.E.2d 685, 694 (2006). Therefore, the Appellant's motion is premature and not ripe and the Court will deny it at this time while leaving the opportunity for the Appellant to renew it at a later date if the documents which Appellant requests be added are not in fact added when the Department prepares and serves the record.



**ORDER**

**IT IS THEREFORE ORDERED** that the Appellant's motion is **DENIED WITHOUT PREJUDICE.**

**AND IT IS SO ORDERED.**



---

The Honorable Robert L. Reibold  
Administrative Law Judge

February 16, 2024  
Columbia, South Carolina

STATE OF SOUTH CAROLINA  
ADMINISTRATIVE LAW COURT

Sidney Darnell Fields, #254392,  
  
Appellant,  
  
vs.  
  
South Carolina Department of Corrections,  
  
Respondent.

Docket No. 23-ALJ-04-0768-AP

**ORDER GRANTING MOTION  
TO EXTEND TIME  
TO FILE RECORD**

This matter is pending before the South Carolina Administrative Law Court (the ALC or the Court) pursuant to an appeal filed by Sidney Darnell Fields (Appellant), an inmate incarcerated with the South Carolina Department of Corrections (SCDC or the Department). Appellant filed his Notice of Appeal on December 11, 2023. This matter was assigned to the undersigned on January 5, 2024.

On March 15, 2024, the Department filed a Motion for an Extension of Time to File the Record on Appeal. *See* SCALC Rule 63 (providing for motions in inmate appeals). According to the Department, it needs "additional time to evaluate the issues and determine what documents are needed to be included in the record on appeal." Thus, the Department requested that the Court provide an additional thirty days to file the Record on Appeal from the date of the order granting such relief. The Department also requested that the deadlines to file briefs be extended: Appellant's Brief fifty (50) days following Order, Respondent's Brief seventy (70) days following Order, and Appellant's Reply eighty (80) days following Order. The Department's motion does not indicate consent by the Appellant; however, Appellant filed no response to the Department's motion as of the date of this Order.

SCALC Rule 3(B) authorizes the undersigned to extend or shorten the time to take any action if good cause is shown. *See id.* ("For good cause shown, the administrative law judge may extend or shorten the time to take any action, except as otherwise provided by rule or law."). The Department has explained that it needs additional time to compile the record. The Court concludes good cause exists to extend the time for the Department to file and serve the Record on Appeal. Additionally, in the interest of justice and fairness and in the absence of any response from the Appellant, the Court concludes that the briefing deadlines should also be modified as stated below



because the parties will need additional time to write their briefs after the record on appeal is filed and served. *See* SCALC Rule 60(A) (providing for the standard briefing schedule based on the notice of assignment).

**IT IS THEREFORE ORDERED** that the Department's motion is **GRANTED** as stated herein:

- The Department shall file and serve the Record on Appeal on or within thirty (30) days following this Order;
- Appellant shall file and serve a principal brief on or within fifty (50) days following this Order;
- The Department shall file and serve its brief on or within seventy (70) days following this Order; and
- Appellant may file and serve a reply brief, if any, on or within eighty (80) days following this Order<sup>1</sup>.

**AND IT IS SO ORDERED.**



---

The Honorable Robert L. Reibold  
Administrative Law Judge

April 8, 2024  
Columbia, South Carolina

---

<sup>1</sup> These dates remain subject to SCALC Rule 52 concerning adjustment for weekends and holidays.

**STATE OF SOUTH CAROLINA  
ADMINISTRATIVE LAW COURT**

Sidney Fields, #254392,

Docket No. 23-ALJ-04-0768-AP

Appellant,

**ORDER**

vs.

South Carolina Department of Corrections,

Respondent.

This matter is pending before the South Carolina Administrative Law Court (the ALC or the Court) pursuant to an appeal filed by Sidney Fields (Appellant), an inmate incarcerated with the South Carolina Department of Corrections (SCDC or the Department). Appellant challenges the Department’s determination related to Appellant’s claim that improper deductions were taken from the pay he received for his service related prison employment. Appellant filed his Notice of Appeal on December 11, 2023. This matter was assigned to the undersigned on January 5, 2024.

On January 12, 2024, Appellant filed his initial brief and a “Motion to Include Contracts into the Appendix (Record).” The Court denied the motion on February 16, 2024.

On March 15, 2024, the Department filed a Motion for an Extension of Time to File the Record on Appeal. The Court granted the motion on April 8, 2024 resulting in the Record on Appeal being due on May 8, 2024.

Appellant filed, on May 17, 2024, a Motion to Reverse and Remand pursuant to SCALC Rule 62 due to the Department’s failure to file the record by the prescribed deadline. Specifically, Appellant asks the Court to:

Reverse Respondent’s Final Decision and Remand this matter back to the Respondent and Order that all monies the Respondent received for overhead costs from Appellant’s Gross Wages be subjected to deductions and Wage disbursement under §24-3-40. And since State and Federal taxes are not applicable to this matter, all monies after Room & Board, Victim Witness and Escrow Deductions must go to Appellant as stipulated according to §24-3-40(A)(6)



The Department filed a response in opposition to Appellant's motion on May 29, 2024 and simultaneously submitted a Motion to File Out of Time for the second motion to extend. That filing pointed to "administrative oversight and the overabundance of cases in this Court" to explain why the record was not filed on time and asserted exceptional circumstances exist to grant the Department's motion.

Also on that same day, the Department filed a Second Motion to Extend Time to File Record seeking forty-five days from the date of the order deciding the motion to file the record. As before, the Department claims it needs additional time for evaluation and research of Appellant's claim and faces an overwhelming volume of cases. Appellant filed a response in opposition to the Department's motion to extend time and attacked the Department's request on several grounds. Appellant urges the Department to respect the Court, the rules of the Court, administrative and judicial economy, and even claims the Court lacks jurisdiction to entertain Respondent's late filing.

### DISCUSSION

The Court will now address the motions pending before it in the order they were filed.

#### Motion to Reverse and Remand

Appellant's Motion to Reverse and Remand argues that the Department's failure to file the record warrants a ruling in favor of Appellant pursuant to SCALC Rule 62. Rule 62 of the Rules of Procedure for the South Carolina Administrative Law Court provides that:

**Dismissal of Appeal; Sanctions:** Upon motion of any party, or on its own motion, an Administrative Law Judge may dismiss an appeal or resolve the appeal adversely to the offending party for failure to comply with any of the rules of procedure for appeals, including the failure to comply with any of the time limits provided by this section (V), or for the failure to provide a factual basis for each expressly and specifically asserted constitutional violation as prescribed by Rule 59(B). Notwithstanding the time frames established herein, the Administrative Law Judge has the discretion to determine that a document is timely filed upon a finding that the party who filed the document made a good faith effort to file the document within the applicable time limits. If the presiding judge determines that the appeal is frivolous or taken solely for purposes of delay, the judge may impose such sanctions as the circumstances of the case and discouragement of like conduct in the future may require.

Appellant asks the Court to determine the appeal adversely to the Department because the Department was overdue in filing the Record on Appeal.

Appellant is technically correct that the Department is late in filing the Record on Appeal. Pursuant to SCALC Rule 59, the Department originally was to file the record seventy days after the assignment, which occurred on January 5, 2024. Therefore, the Record on Appeal was due on March 15, 2024 and the Department filed the Motion to Extend Time to File the Record that day. The Department appears to have thought the record would not be due while the motion was pending. In resolving the Department's motion, the Court's April 8, 2024 Order reset the deadline for the record such that it was due on May 8, 2024. As described above, the Department filed the second motion to extend on May 28, 2024.

However, the Court views the sanction sought by Appellant to be extreme in the absence of repeated violations or misconduct by the Department, particularly where, as here, the Department does not have the burden of showing error below, and Appellant has made no showing of prejudice. *See McComas v. Ross*, 368 S.C. 59, 63, 626 S.E.2d 902, 904 (Ct. App. 2006) (dismissal is a harsh sanction, which "should be resorted to only in extreme cases"). Nevertheless, it is important for purposes of judicial administration to ensure that the parties continue to prosecute the appeal in a timely manner.

**The Court hereby specifically cautions the parties that a failure to abide by the terms of this Order may result in sanctions pursuant to Rule 62 of the Rules of Procedure of the South Carolina Administrative Law Court.**

Motion to file Out of Time

The Department seeks permission to file the Second Motion to Extend Time to File Record out of time. Having concluded that the sanction sought by Appellant is not presently warranted, the Court grants the Department's motion to file an untimely motion for an extension of time in which to file the record on appeal. Because the appeal will proceed, the record must be filed. The Court will consider the Department's motion for a second extension.<sup>1</sup>

---

<sup>1</sup> The Court's decision to grant the Department's motion to allow the Department to submit its second motion for an extension after the expiration of the filing deadline technically cures the Department's prior failure to file the record on appeal by the applicable deadline. However, the Court cautions the Department that it will consider the history of the Department's conduct in the case should there be a further rules violation and motion for sanctions by the Appellant.

Second Motion to Extend Time to File Record

On May 29, 2024, the Department requested forty-five additional days to file the record in this appeal. Appellant makes several arguments in opposition to this motion. Appellant argues that the Department's failure to timely file the record on appeal is the result of negligence as opposed to inadvertence. Appellant, however, submits no evidence to support his characterization of events and the Court questions how the Appellant could have personal knowledge of the events which lead to the Department's failure to timely file the Record on Appeal. Additionally, characterizing the Department's actions as negligence as opposed to inadvertence is an argument without force. There is little, if any, difference between ordinary negligence and inadvertence. Neither type of conduct is intentional.

Appellant also argues that the Department's reason for seeking the extension – that it is facing an overwhelming amount of prevailing wage cases – does not support an extension here because this case is not a prevailing wage case. The Court agrees that this case is not a typical prevailing wage case, as it deals with deductions from pay rather than the appropriate rate of pay, but the Court also recognizes that the Department is in fact dealing with an overwhelming amount of prevailing wages cases. This volume of cases will affect the ability of the Department's limited staff to handle Appellant's case, even if it is not a true prevailing wage case.

The question becomes whether an extension is warranted under SCALC Rule 59. Rule 59 states that “[m]otions to extend the time for filing the record will only be granted in exceptional circumstances.” The record was originally due March 15, 2024. This deadline was then extended to May 8, 2024. More than 100 days have now passed since May 8, 2024 and the Department has not filed the record. In total, the Department has received almost 145 extra days in which to file the record on appeal. Given this extensive delay which has already been permitted, the Court concludes that the reasons advanced by the Department do not rise to the level of extraordinary circumstances warranting a further extension. Accordingly, the Department's motion is DENIED. As set forth below, the Court will allow a short period of time following the issuance of this order in which the record may be filed to allow for receipt and processing of this Order by the Department.

**ORDER**

**IT IS THEREFORE ORDERED** that the Appellant’s Motion to Reverse and Remand is **DENIED WITHOUT PREJUDICE**.

**IT IS FURTHER ORDERED** that Department's Motion to File Out of Time is **GRANTED**.

**IT IS FURTHER ORDERED** that Department’s Second Motion to Extend Time to File Record is **DENIED**.

**IT IS FURTHER ORDERED** that the Department shall file the Record on Appeal within fifteen (15) days from the date of this Order.

**IT IS FURTHER ORDERED** that Appellant shall file his brief no later than twenty (20) days from the date the Record on Appeal is filed.<sup>2</sup>

**IT IS FURTHER ORDERED** that the Department shall file its brief within twenty (20) days from the date the Appellant’s brief is filed.

**IT IS FURTHER ORDERED** that Appellant may file a reply brief within ten (10) days from the date the Department’s brief is filed.

**AND IT IS SO ORDERED.**



---

The Honorable Robert L. Reibold  
Administrative Law Judge

August 19, 2024  
Columbia, South Carolina

---

<sup>2</sup> Appellant already filed a brief on January 12, 2024 and is not obligated to file another. However, Appellant is permitted to file an amended brief following the filing of the Record on Appeal as provided by this Order. If no new brief is filed within the time provided, the January 12, 2024 brief shall be deemed the Appellant’s brief and the Department shall file its brief upon the passage of the above deadline.

11

**STATE OF SOUTH CAROLINA  
ADMINISTRATIVE LAW COURT**

Sidney Fields, #254392,

Appellant,

v.

South Carolina Department of Corrections,

Respondent.

Docket No.: 24-ALJ-04-0197-AP

Grievance No.: BRCI 1224-23

**ORDER**

This matter is before the South Carolina Administrative Law Court (ALC or Court) pursuant to a Notice of Appeal filed February 9, 2024, by Sidney Fields (Appellant), an inmate incarcerated with the South Carolina Department of Corrections (Department). Appellant filed a Notice of Appeal challenging the Department's determination that his grievance was untimely under SCDC Policy ADM-15.13, section 12.1. This matter was assigned to the undersigned on February 16, 2024. On December 3, 2024, the parties filed a Stipulation of Dismissal, signed by Appellant and counsel for the Department. The stipulation states in full:

The parties hereto hereby stipulate to the dismissal, with prejudice, of this action and all claims that have or could have been asserted by Appellant against Respondent in the above-captioned matter. Each party shall bear its own costs and attorneys' fees.

Accordingly, by and with the consent of both parties, it is ordered and agreed that the appeal shall be dismissed.

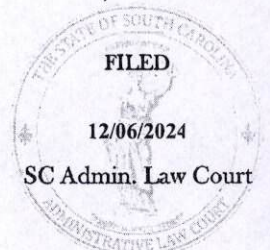
**THEREFORE, IT IS ORDERED** that this appeal is **DISMISSED WITH PREJUDICE**.

**AND IT IS SO ORDERED.**

*Crystal M. Rookard*

The Honorable Crystal M. Rookard  
South Carolina Administrative Law Judge

December 6, 2024  
Columbia, South Carolina



STATE OF SOUTH CAROLINA  
ADMINISTRATIVE LAW COURT

Sidney Fields, #254392

Docket No. 24-ALJ-04-0768-AP

Appellant,

**ORDER OF DISMISSAL**

v.

South Carolina Department of Corrections,

Respondent.

This matter is before the Court pursuant to a Notice of Appeal filed by Sidney Fields (“Appellant”), an inmate of the South Carolina Department of Corrections (“Respondent”). Appellant challenged the Department’s determination regarding deductions from Appellant’s wages. On December 3, 2024, the Department filed a Stipulation of Dismissal, signed by Appellant and outside counsel for the Department.<sup>1</sup> The stipulation states in full:

The parties hereto hereby stipulate to the dismissal, with prejudice, of this action and all claims that have or could have been asserted by Appellant against Respondent in the above-captioned matter. Each party shall bear its own costs and attorneys’ fees.

Given that both parties have agreed to this stipulation, and it concludes this appeal in full, dismissal is appropriate.



**ORDER**

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

<sup>1</sup> The Stipulation of Dismissal is captioned with the correct docket number (24-ALJ-04-0768) but contains, although not normally part of a case caption, a typed grievance number that differs from the one at issue in the instant appeal. On November 6, 2024, the Department filed a Statement of Settlement which likewise contains a grievance number involved in a different appeal. Appellant sent a letter to the Court on November 12, 2024, to point out this “clerical error” or “mistake.” Following the filing of the Stipulation of Dismissal, Appellant filed, on December 10, 2024, a letter again claiming a mistake and voicing opposition to the stipulation. Both documents contain the correct docket number and are signed by the parties and Appellant acknowledges he signed settlement papers. While the Court is sympathetic to any confusion Appellant may have, this matter is before the Court in its limited appellate capacity. Furthermore, any claims or remedies for rescission or modification of the settlement between the parties would be equitable remedies that simply are not available from this Court and, consequently, this Court makes no determination on such matters.

**AND IT IS SO ORDERED.**



---

The Honorable Robert L. Reibold  
Administrative Law Judge

January 2, 2025  
Columbia, South Carolina

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS

14

INMATE GRIEVANCE FORM

STEP 1

SEP 07 2023

INMATE NAME: Sidney Fields	OFFICE USE ONLY
SCDC NUMBER: 254392	Grievance No. _____
INSTITUTION: Broad River	Code: General <u>MY/BM</u>
HOUSING UNIT: Marion # 229	Policy _____
WORK ASSIGNMENT: PI-1	Disc. Hear. _____
	Class. _____
	PREA _____
	Date Received <u>9/6/23</u>
	IGC Initials <u>HL</u>

STATEMENT OF GRIEVANCE (Indicate the date of incident, and if the grievance is a challenge to SCDC Policy, specify which policy. Include supporting documentation and attach answered RTSM or Kiosk reference number.)

Pursuant to the S.C. Dept. Of Corrections (SCDC) grievance policy GA 01.12 paragraph 13.10, this is a policy / procedure grievance by inmate Sidney Fields. Inmate Fields asserts that the Prison Industries Project he is participating in is being governed by Service Work Statute §24-1-295 which stipulates that inmate Fields is to perform work that only pertains to the Repair, Replacement, Packaging, Sorting, Recycling, Labeling of original manufactured items or similar work that is not original equipment manufacturing. §24-1-295 also authorizes SCDC to deduct overhead cost from inmate Fields's gross wages. However, inmate Fields argues that since the Prison Industries Project he is participating in is manufacturing License Plates using Raw materials, this License Plate project cannot be governed by §24-1-295. Therefore, this makes the deductions SCDC receives for overhead cost from inmate Fields's gross wages under §24-1-295 improper. This Prison Industries Project should be governed by Statute law §24-3-40 which only authorizes Room & Board, Victim Witness and Escrow deductions from inmate Fields's gross wages. **Gatewood v. S.C. Dept. Of Corrections** (see Footnote # 8) Also, the contractual agreement between SCDC, The S.C. Dept. Of Motor Vehicles (DMV) and the Private Sector Entity is **INVALID** because this contract is based on this Prison Industries Project performing Service Work in accordance to §24-1-295. But in truth, this Project is manufacturing License Plates. In other words, while this Project is manufacturing License Plates, the afore mentioned contractual agreement is construing this Project as if it is performing Service Work in accordance to §24-1-295. Not only is SCDC abusing Statute law §24-1-295 in order to deduct money from inmate Fields's gross wages for overhead cost, SCDC is ignoring it's own policy as it relates to Prison Industries Service Work. **SCDC Policy ADM 15.13 paragraph 7.2**

Since §24-1-295 is inapplicable, inmate Fields has a Liberty Interest to have all monies SCDC received for overhead cost be subjected to the deductions and wage disbursement under §24-3-40. This Right cannot be denied with out Due Process Of Law.

Sidney Fields 8/28/23  
Grievant Signature Date

ACTION REQUESTED: Inmate Fields Respectfully request to have all monies SCDC received for overhead cost be subjected to the deductions and wage disbursement under §24-3-40 see **Gatewood** (Footnote # 8)

ACTION TAKEN BY IGC:  PROCESSED  UNPROCESSED  OTHER

~ see reverse ~

[Signature] 9/13/23  
IGC Signature Date

(CONTINUE ON REVERSE SIDE)

WARDEN'S DECISION AND REASON:

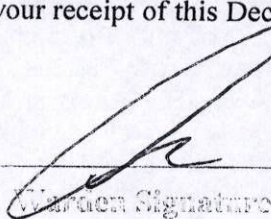
Fields, Sidney - 254392

BRCI-1007-23

I have reviewed your concern. In your grievance, you stated that the deductions South Carolina Department of Corrections (SCDC) received from your gross wages regarding overhead costs, are inapplicable due to the policy allowing said deductions not applying to your specific job of manufacturing license plates. You have requested to have all monies SCDC received for overhead costs be subjected to the deductions and wage disbursement. Inquiries have been made and documentation has been reviewed. Please be advised that on 8/10/2015 you signed contractual documents agreeing to the terms of your employment. Furthermore, you agreed to the pay rate of \$1.00 per hour on 08/10/2015 and \$1.25 per hour on 05/04/23, There is no indication staff have performed their assigned duties inconsistently with applicable policy or procedure.

Therefore, your grievance is denied.

If you disagree with this Warden's Decision, you may file an appeal by completing the SCDC Step 2 inmate grievance Form 10-5A, provided to you while serving you this Decision, and placing it in the Grievance Box at your local correctional institution within five (5) days of your receipt of this Decision.

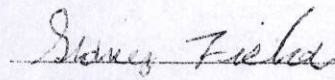
  
Warden Signature

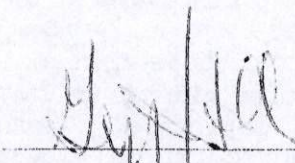
9-15-23

Date

I accept the Warden's decision and consider the matter closed.

I do not accept the Warden's decision and wish to appeal.

  
Grievant Signature      9/21/23  
Date

  
IGC Signature      9-15-23  
Date

INSTRUCTIONS FOR COMPLETING STEP 1 GRIEVANCE FORM

1. An informal resolution shall be attempted prior to the filing of Step 1 by sending an Inmate Request to Staff Member (RTSM) form or Hiosk reference number to the appropriate supervisor. A copy of the answer of RTSM must be attached to the grievance when the grievance is filed.
2. Complete each section in its entirety writing only in the space provided for inmate use. No additional pages will be permitted.
3. Only one (1) issue is to be addressed on each form.
4. Submit the completed form by placing it in the Grievance Box at your institution within eight (8) working days of the date on the RTSM response; policy grievances can be filed at any time. Disciplinary and Classification Review appeals must be submitted within five (5) working days of the hearing/review. Do not write in the space provided for the Warden's response.
5. If you are not satisfied with the Warden's decision, you may appeal to the appropriate responsible official within five (5) days of your receipt of the Warden's decision, by placing your Step 2 appeal form in the Grievance Box at your institution.

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS  
INMATE GRIEVANCE FORM  
STEP 2

15  
DUE: 9/27/23

Office ~~SEP 27 2023~~ Only 2023 LR

INMATE NAME: Fields, Sidney  
SCDC NUMBER: 254392  
INSTITUTION: Broad River ✓  
HOUSING UNIT: Marion # 229  
WORK ASSIGNMENT: PI-1

Grievance No. BRCI-1007-23  
Code: General my/Bm  
Policy \_\_\_\_\_  
Disc. Hear. \_\_\_\_\_  
Class \_\_\_\_\_  
PREA \_\_\_\_\_  
Date Received: \_\_\_\_\_  
IGC Initials: STJ  
Date Received: 9/22/23 1051  
IGA Initials: BJW

RECEIVED  
SEP 27 2023  
INMATE GRIEVANCE

INMATE'S REASON FOR APPEAL (state specific dissatisfaction):

The Warden concluded that I/M Fields was in agreement with the terms of his employment when he signed two contractual documents. And based on this conclusion, the Warden denied the grievance. Upon review of the 8/10/2015 contract, the terms of employment is to perform service work under Statute law §24-1-295. However, this service work contract is not binding and cannot be enforced on I/M Fields because I/M Fields is manufacturing License Plates. (see step 1 grievance). The second contract of 5/4/2023 is I/M Fields's job description contract which stipulates that I/M Fields is to mass produce / manufacture License Plates. This job description contract not only substantiates that I/M Fields is manufacturing License Plates, This contract contradicts the service work contract. Therefore, the Warden's decision is clearly erroneous in view of the whole Record. S.C. Code Ann §1-23-380(5)(e). Because the

Warden's conclusion is not supported by the evidence. Grievant Signature Sidney Fields Date 9/21/23

RESPONSIBLE OFFICIAL'S DECISION AND REASON:

I have reviewed your concern. In your grievance you state that the Prison Industries (PI) program your employed with at Broad River Correctional Institution (BRCI) is not compensating you correctly. You state that SCDC deducts for room/board, victim-witness service, and escrowed wages but you believe that the contract between SCDC & the Department of Motor Vehicles (DMV) is invalid due to PI conducting service work. You have requested that all monies SCDC received for overhead cost be subjected to deductions and wage disbursement. Be advised that you signed a "Prison Industries Inmate Agreement" & a "Rules of Employment" form(s) indicating that you were accepting/affirming the offered pay rate and that you are not a member of the Service Sector Industry. It is noted that if you had a disagreement with the rate of pay it should have been addressed with the responsible official at the time of the agreement signing or within fifteen days of the payroll date. Pursuant to SCDC Policy ADM-15.13 "Inmate Pay", "Inmates must report any problems in their pay to their institution's inmate pay designee utilizing the Automated Request to Staff Member (ARTSM) within 15 days of the payroll date error. The inmate pay designee will review the case and determine whether any additional pay is owed." You have not provided any documentation and/or evidence to support your claim that SCDC is paying you inappropriately.

Therefore, your grievance is denied.

You may appeal this decision under the Administrative Procedures Act to the Administrative Law Court. In order to appeal, you must fill out the attached Notice of Appeal Form and submit it as instructed on the form within 30 days of receipt.

Responsible Official Signature [Signature] Date 10/23/23

The decision rendered by the responsible official exhausts the appeal process of the Inmate Grievance Procedure. I hereby acknowledge receipt of the official's response and understand this is the Agency's final response to this matter.

Grievant Signature [Signature] Date 12/7/23

IGC Signature [Signature] Date 12/7/23

(SEE REVERSE SIDE FOR INSTRUCTIONS)

\* 15 21  
INSTRUCTIONS FOR COMPLETING STEP 2 GRIEVANCE FORM

1. Complete form in its entirety, writing only in the space provided for inmate use.
2. State your specific reason for further appeal. Do not submit any new issues for review. No additional pages will be permitted.
3. Submit this completed form with your copy of the Step 1 form by placing in the Grievance Box within five (5) days of your receipt of the Warden's decision. Do not write in the space provided for the responsible official.
4. The decision rendered by the responsible official exhausts the appeal process of the SCDC Inmate Grievance Procedure.



16 81  
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:

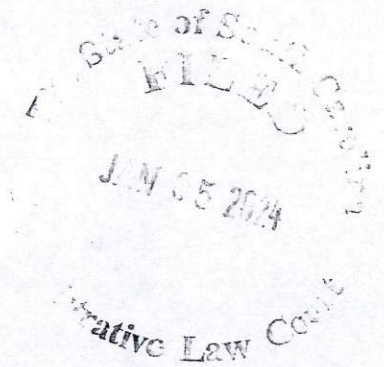
**Clerk's Office  
South Carolina Administrative Law Court  
1205 Pendleton Street, Suite 224  
Columbia, SC 29201**

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.**

Below is information regarding your case which has been filed with the ALC. Please refer to the Rules of Procedure (enclosed) for the time frames on filing briefs and other matters.

Case Type	Case Number	Filing Date	Date Assigned	Judge Last	Case Title (Appellant v. Respondent)	Grievance No
DOC 04 Appeal	23C0768	12/11/2023	1/5/2024	Reibold	Sidney Fields #254392 v. SC DOC	BRCI 1007-23



You must file all original documents and correspondence regarding this case directly with the above-named Judge and serve a copy on the Dept. of General Counsel, S.C. Dept. of Corrections, PO Box 21787, Columbia, SC 29221.

17

STATE OF SOUTH CAROLINA  
ADMINISTRATIVE LAW COURT

Sidney Fields # 254392	)	Docket No. 24-ALJ-04-0768-AP
Appellant.	)	Grievance No. BRCI-1007-23
	)	Hon. Robert Lawrence Reibold
V,	)	
	)	<b>APPELLANT'S BRIEF</b>
S.C. Dept. Of Corrections (SCDC)	)	
Respondent.	)	
_____	)	

Appellant Sidney Fields being an inmate in the S.C. Dept. Of Corrections (Broad River Inst.) is now before this Court Appealing the Final Decision of the S.C. Dept. Of Corrections (SCDC) Dated October 23, 2023 and received by Appellant (45 days later) on December 7, 2023

Appellant is before this Court because the Prison Industries Project he is participating in is inappropriately being governed by the wrong Statute. This in turn makes the Prison Industries Employment contracts Appellant signed pursuant to this Statute unenforceable.

\_\_\_\_\_  
**STATEMENT OF THE ISSUES ON APPEAL**

- \* WHEN APPELLANT SIGNED A CONTRACT TO PERFORM SERVICE WORK, IS THIS SERVICE WORK CONTRACT ENFORCEABLE IF THE ACT REQUIRED FOR THE PERFORMANCE OF THE CONTRACT VIOLATE STATUTE LAW?
  
- \* IS STATUTE LAW §24-3-40 THE GOVERNING STATUTE FOR WAGE DEDUCTIONS PERTAINING TO APPELLANT'S GROSS WAGES?

STATEMENT OF THE CASE

The Respondent, The S.C, Dept. Of Corrections (SCDC) is Statutorily obligated to manufacture license plates for the State of South Carolina under Statute Law §24-3-110. And to stay in keeping with this Statute, the Respondent, The S.C. Dept. Of Motor Vehicles (DMV) and the Private Sector Entity entered into a contractual agreement to manufacture the license plates at the Respondent's prison facility using Appellant's labor.

The contractual agreement is based on Prison Industries Service Work Statute §24-1-295 which stipulates that Appellant is to perform Service Work that only pertains to the Repair, Replacement, Packaging, Sorting, Recycling, Labeling of original manufactured items, or similar work that is not original equipment manufacturing. **S.C. Code Ann. §24-1-295**

Not only does §24-1-295 authorizes the Respondent to deduct Room & Board, Victim Witness and Escrow deductions from Appellant's gross wages, §24-1-295 also authorizes the Respondent to deduct overhead cost from Appellant's gross wages. **S.C. Code Ann. §24-1-295 / Gatewood v. S.C. Dept. Of Corrections 416 S.C. 304,318-19, 785 SE2d 600, 608-09 (2016)**

In January 2023, Appellant filed a step 1 grievance challenging the overhead cost deduction from his gross wages because he is manufacturing license plates. After the inmate Grievance Coordinator refuse to process the step 1 grievance, Appellant Appealed the matter to the Adm. Law Court. (Docket No. 23-ALJ-04-0052-IJ)

On May 3, 2023 Appellant signed a Job Description contract that outlined his Job Description which stipulates that Appellant is Responsible for the mass production / manufacturing of license plates. **Appdx p.6**

On August 7, 2023 Judge Milton Kimpson of the Adm. Law Court Remanded the matter back to the Respondent in order for the Respondent to issue a decision on Appellant's step 1 wage grievance. **Appdx p.1** The Respondent subsequently permitted Appellant to file a new step 1 grievance concerning the same issue and assured Appellant that the new step 1 grievance will be processed. **Appdx p.2**

On August 28, 2023 Appellant filed the new step 1 grievance arguing that since the Prison Industries Service work Project he is participating in is manufacturing licence plates using Raw Materials, this Project cannot be governed by Service Work Statute §24-1-295. **Appdx p.3**

Therefore, this makes the deductions the Respondent receives for overhead cost from Appellant's gross wages under §24-1-295 improper. This Prison Industries Project should be governed by Statute Law §24-3-40, which only authorizes Room & Board, Victim Witness and Escrow deductions from Appellant's gross wages. Appellant further accused the Respondent of abusing Statute Law §24-1-295 in order to deduct overhead cost from his gross wages. **Appdx p.3**

Appellant lastly argued in his step 1 grievance that since §24-1-295 is inapplicable to the Prison Industries Project he is participating in, he has a Liberty Interest to have all monies the Respondent received for overhead cost be subjected to the deductions and wage disbursement under §24-3-40. **Appdx p.3**

Appellant Respectfully Requested in his step 1 grievance to have all monies the Respondent received for overhead cost be subjected to the deductions and wage disbursement under 24-3-40. **Appdx p.3**

On September 7, 2023 the Respondent implemented a 2 year Statute Of Limitations to grieve continuous on-going matters i.e. Prison Industries Pay. This policy stipulates that the inmate has 2 years from the time the issue arose or when the inmate should have known about the issue. **Policy GA 01.12 paragraph 13.2**

On September 15, 2023 the Warden denied Appellant's step 1 grievance. The Warden concluded that by signing two contractual documents, Appellant was in agreement with the terms of his employment. (see Warden's decision on back of step 1 grievance) **Appdx p.3**

On September 21, 2023 Appellant filed a step 2 grievance Appealing the Warden's decision. Appellant asserted that according to the 8/10/15 contract, the terms of his employment is to perform Service Work under 24-1-295. Appellant argued that this Service Work contract is not binding and cannot be enforced on him because he is manufacturing license plates. **Appdx p.4,5**

Appellant further asserted in his step 2 grievance that the 5/4/23 contract he signed is his Job Description contract which stipulated that Appellant is to mass produce / manufacture licence plates. **Appd p.4,6**

Appellant argued in his step 2 grievance that his Job Description contract not only substantiates that he is manufacturing license plates, this contract contradicts the Service Work contract. **Appdx p.4,6**

Appellant concluded in his step 2 grievance that pursuant to Statute law §1-23-380(5)(e), the Warden's decision is clearly erroneous in view of the evidence in the whole Record. In short, the Warden's conclusion is not supported by the evidence. **Appdx p.4**

On October 23, 2023 the Respondent rendered it's Final Decision. In dismissing Appellant's grievance, the Respondent concluded that by Appellant signing employment forms, Appellant was in agreement with the rules of employment and in agreement with the Pay Rate. **Appdx p.4**

The Respondent also concluded that pursuant to Policy ADM 15.13, Appellant had 15 days from the Payroll date to report any problems with his Pay to the Institution's Pay Designee. The Respondent lastly concluded that Appellant provided no Documentation and/or Evidence to support his claim that he is being paid inappropriately. **Appdx p.4**

On November 21, 2023 Appellant signed a newly revised amended Job Description contract. This new amended contract added a new stipulation stating that by Appellant signing the contract, Appellant agrees to the Pay Rate according to policy. **Appdx p.7** It must be noted that the ORIGINAL Job Description contract does not include the stipulation about accepting the Pay Rate. **Appdx p.6**

On December 7, 2023 the Institution's Grievance Coordinator served Appellant with the Respondent's Final Decision. **Appdx p.4** On December 11, 2023 Appellant filed a Notice Of Appeal to the S.C. Adm. Law Court.

On January 5, 2024 the Honorable Robert Lawrence Reibold was appointed to preside over Appellant's Appeal. On January 12, 2024 Appellant filed his Appellant's Brief along with a Motion asking the court to Order the Respondent to include specific contracts in the Record. Appellant's Brief now follows:

**PREAMBLE**

Under S.C. Code Ann. §24-1-295, the Director of the S.C. Dept. Of Corrections (Respondent) may enter into contracts with the Private Sector Entities that allow inmate labor to be provided for Prison Industries Service Work. **S.C. Code Ann. §24-1-295**

According to §24-1-295, Service Work is Defined as any work that includes Repair, Replacement, Packaging, Sorting, Recycling, Labeling of original manufactured items, or similar work that is not original equipment manufacturing. **S.C. Code Ann. §24-1-295**

Service Work Statute §24-1-295 also Authorizes the Respondent to deduct overhead cost from the gross wages of inmates. However, this overhead cost deduction is contingent on the inmate performing non-manufacturing Service Work. **Policy ADM 15.13 paragraph 7.2 / S.C. Code Ann. §24-1-295**

Appellant will argue that since the Prison Industries Project he is participating in is manufacturing license plates using Raw Materials, this Project cannot be governed by Service work Statute §24-1-295. This in turn makes the overhead cost deductions from Appellant's gross wages under §24-1-295 improper.

**ARGUMENT # 1**

WHEN APPELLANT SIGNED HIS PRISON INDUSTRIES SERVICE WORK CONTRACT, THIS CONTRACT IS UNENFORCEABLE BECAUSE THE ACT REQUIRED FOR THE PERFORMANCE OF THIS CONTRACT VIOLATES STATUTE LAW.

The general rule well established in South Carolina is that courts will not enforce a contract when the Subject Matter of the contract or if the Act required for the performance of the contract violates Statute Law. White v. J.M. Brown Amusement Co. Inc. 360 S.C. 366, 371, 601 SE2d 342, 345 (2004)

Appellant asserts that he signed a contractual agreement to perform Service Work under Service Work Statute §24-1-295 Appdx p.5 However, the Act required for the performance of this contract is the manufacturing of license plates. Appdx p.6

Appellant argues that since the Legislative intent of §24-1-295 is for Appellant to perform Service Work, the manufacturing of license plates by Appellant violates §24-1-295. And because Appellant is manufacturing license plates under a contractual agreement that stipulates that Appellant is to perform Service Work, this Service Work contract Appellant signed is void ab initio and unenforceable. Appdx p.5 / Ward v. West Oil Co. Inc. 387 S.C. at 279, 692 SE2d at 522 (2010)

The S.C. Supreme Court has Ruled that it will not lend it's assistance to carry out the terms of a contract that violates Statutory Law. See Ward 387 S.C. at 274, 692 SE2d at 519 (2010) / 17 Am Jur 2d. Contracts §217

Therefore, because Appellant is manufacturing license plates, the Service Work contract he signed cannot be enforced by the courts. Also, since this manufacturing Project cannot be governed by Service Work Statute §24-1-295, the overhead cost deductions from Appellant's gross wages under §24-1-295 cannot be enforced also.

Furthermore, Appellant signed another contract that outlines his Job Description in this Prison Industries Project. This Job Description contract not only substantiates that Appellant is manufacturing license plates, This contract contradicts the Service Work contract and Statute. Appdx p.4,6

According to Blacks Law Dictionary, Black's Law defines manufacture as any material form produced by a machine from an unshaped composition of matter. **Black's Law Dictionary®**

And since the license plates is made from an unshaped flat aluminum sheeting that is cut and shaped by a machine into individual license plates, the finished license plates is a material form that is produced by a machine from an unshaped composition of matter.

**ARGUMENT # 2**

STATUTE LAW §24-3-40 IS THE GOVERNING STATUTE FOR WAGE DEDUCTIONS PERTAINING TO APPELLANT'S GROSS WAGES.

There are only two Statutes that governs the inmate's wage deductions in the Prison Industries Program. The First Statute is Service Work Statute §24-1-295. The Second Statute is §24-3-40.

Appellant argues that since Service Work statute §24-1-295 with it's overhead cost deductions cannot govern the manufacturing Project Appellant is participating in, the governing Statute for deductions and wage disbursement is Statute Law §24-3-40 which only authorizes Room & Board, Victim Witness and Escrow deductions. **S.C. Code Ann. §24-3-40**

However, the Respondent is not making the required deductions and wage disbursement in accordance to §24-3-40. For example, if the Respondent receives \$4.00 every hour Appellant works, the Respondent gives Appellant \$1.25 per hour. After Room & Board, Victim Witness and Escrow deductions are made, Appellant's net wage is .56¢ per hour. The Respondent retains \$2.75 per hour for overhead cost out of Appellant's \$4.00 gross wages.

In Gatewood v. S.C. Dept. Of Corrections, the Respondent had conceded to the court that the entire amount that they receive per hour for the inmate's labor is the inmate's gross wages. Gatewood v. S.C. Dept. Of Corrections 416 S.C. 304, 785 SE2d 600 (2016) (see Footnote # 8)

Therefore, Appellant is owed back pay because once you calculate the total amount the Respondent received for overhead cost less the Room & Board, Victim Witness and escrow deductions under §24-3-40, the remaining amount is owed to Appellant. Gatewood 416 S.C. at 314, 785 SE2d at 606 (2016)

It must be noted that Appellant's \$4.00 per hour wage is just an EXAMPLE. The actual amount the Respondent receives per hour Appellant works will be revealed when the Respondent submits the contractual agreement pertaining to this Prison Industries Project to the court. (See Appellant's Motion to Include contract into the Record)

And since it has been established that §24-1-295 is inapplicable, Statute law §24-3-40 implicates a Liberty Interest mandating that Appellant's wages be subjected to the required deductions and wage disbursement in accordance to §24-3-40.

The Respondent in the instant case has clearly infringed on Appellant's Liberty Interest under §24-3-40 which is a Right that cannot be denied without Due Process Of Law. Appdx p.3 / Wicker v. S.C. Dept. Of Corrections 360 S.C. 421, 424, 602 SE2d 56, 57-58 (2004)

#### RESPONDENT'S FINAL DECISION

In it's Final Decision, the Respondent in denying Appellant's grievance concluded that by Appellant signing the contractual agreement(s), Appellant was accepting and affirming the offered Pay Rate. Appdx p.4

Appellant argues that upon review of the 8/10/2015 contract that he signed is a Service Work contract in which he is not agreeing to any Pay Rate, he is agreeing to perform Service work and agrees to have Room & Board, Victim Witness and Escrow deductions taken out of his gross wages. Appdx p.4,5

However, this Service Work contract cannot be enforced because the Prison Industries Project Appellant is participating in is manufacturing license plates. This not only makes the Service work contract Appellant signed unenforceable, the manufacturing of license plates cannot be governed by Service Work Statute §24-1-295. Therefore, the overhead cost deductions the Respondent receives from Appellant's gross wages under Service Work Statute §24-1-295 is improper. Appdx p.3

Upon review of the 5/4/2023 contract that Appellant signed is his Job Description contract that substantiates that Appellant is producing / manufacturing license plates. This contract also stipulates that Appellant is being paid \$1.25 per hour by the Respondent for his labor. Appdx p.6

After the Respondent rendered it's Final Decision, Appellant on 11/21/2023 signed a new amended Job Description contract which added a new stipulation stating that by Appellant signing the contract, Appellant agrees to the Pay Rate according to policy. **Appdx p.7**

Appellant argues that both Job Description contracts are unenforceable because the Subject matter of the Job Description contract and the Act required for the performance of this Job Description contract violates Statute Law. White v. J.M. Amusement Co. Inc. 360 S.C. at 371, 601 SE2d at 345 (2004)

Because Appellant is suppose to be involved in a Service Work Program to do Service Work under Service work Statute §24-1-295. **Appdx p.5** And since the Subject Matter of the Job Description contract is the manufacturing of license plates, and since the Act required for the performance of this Job Description contract is to manufacture license plates, the manufacturing of license plates under this Job Description contract violates Service Work Statute §24-1-295. **Appdx p.4,5,6,7**

As stated earlier, the S.C. Supreme Court will not lend it's assistance to carry out the terms of a contract that violates Statute law. Ward v. West Oil Co. Inc. 387 S.C. at 274, 692 SE2d at 519 (2010)

Therefore, for the Respondent to deny Appellant's grievance based on the contracts Appellant signed being binding and enforceable when in fact they are not, the Respondent's Final Decision is clearly erroneous in view of the evidence in the Record as a whole. S.C. Code Ann. §1-23-380(5)(e)

//////////

The Respondent further concluded in it's Final Decision that pursuant to policy ADM 15.13, Appellant had 15 days from the Payroll error date to report any errors in his Pay Rate to the institution's Pay designee. **Appdx p.4**

Appellant argues that the Respondent's contention is a misinterpretation of Policy ADM 15.13. Because according to Policy ADM 15.13, the Pay Designee's Authority is LIMITED to only adjusting and/or correcting an inmate's Pay Rate. **Policy ADM 15.13 paragraph 12.1** In the instant case, Appellant's Pay Rate is \$1.25 per hour. After Room & Board, Victim Witness and Escrow deductions are made, Appellant net Pay is .56¢ per hour. **See Appellant's Brief p.6,7**

Appellant further argues that his Pay Rate per hour is different from his gross wages per hour. Appellant's gross wages is the amount the Respondent receives for every hour Appellant works. (See Appellant's Brief p.6,7)

In Gatewood v. S.C. Dept. Of Corrections, the Respondent conceded to the Court that the money they receive every hour for the inmates labor is the inmate's gross wages. Gatewood v. S.C. Dept. Of Corrections 416 S.C. 304, 785 SE2d 600 (2016) (See Footnote # 8)

However, for every hour Appellant works, the Respondent Pays Appellant the Pay Rate of \$1.25 per hour, then retains the remaining amount per hour for themselves for overhead cost. (See Appellant's Brief p.6,7)

And since Appellant is challenging the overhead cost deductions from his gross wages, Policy ADM 15.13 does not Authorize the Pay Designee to assist Appellant in retrieving the money the Respondent deducted for overhead cost. The Pay Designee is only Authorize under Policy ADM 15.13 to assist Appellant in adjusting and/or correcting his Pay Rate. **Policy ADM 15.13**

And if there is any Pay owed to Appellant, the Pay owed to Appellant will be limited to the Pay Rate that is being paid to Appellant per hour. **Policy ADM 15.13**

Appellant further argues that his grievance pertaining to the overhead cost deductions from his gross wages is a Policy/Procedure grievance, because it is well settled in the Appellate Courts that grievances pertaining to inmate wages is a Policy/Procedure grievance which are exempt from any Statute Of Limitation to file a grievance. Appdx p.3 / Policy GA 01.12 paragraph 13.10 / Ackerman v. S.C. Dept. Of Corrections 415 S.C. at 417-424, 782 SE2d at 760-762 (2016)

Therefore, by the Respondent basing it's Final Decision on a misinterpretation of Policy ADM 15.13, the Respondent's Final Decision is clearly erroneous in view of the evidence in the whole Record. **S.C. Code Ann. §1-23-380(5)(e)**

Also, since the Respondent's Final Decision about Policy ADM 15.13 was not addressed by the Warden in his findings and Conclusions when dismissing Appellant's step 1 grievance, the Respondent was without Authority on Appeal from the Warden's Decision to base it's Final Decision on an issue that was not apart of the Record on Appeal from the Warden's Decision. Thus, the Respondent's Final Decision about Policy ADM 15.13 was made upon improper procedure. **S.C. Code Ann. §1-23-380(5)(c) / See Appdx p.3**

//////////

The Respondent lastly concluded in their Final Decision that Appellant provided no Documentation and/or Evidence to support his claim that he is being paid inappropriately. Appdx p.4

Appellant argues that the back of the step 1 & step 2 grievances are specific instructions stipulating that Appellant cannot submit any additional pages (Documents) with the step 1 & step 2 grievances. Appellant further argues that according to the step 1 & step 2 instructions, he is LIMITED to only asserting his issue and asserting what Evidence that supports his issue. (see Instructions on back of Step 1 & step 2 grievances) Appdx p.3,4

Therefore, by the Respondent denying Appellant's grievance on the bases that Appellant did not provide Documentation or Evidence during the grievance process, the Respondent's Final Decision is clearly erroneous in view of the evidence in the Record as a whole. S.C. Code Ann. §1-23-380(5)(e)

#### CONCLUSION

Wherefore, pursuant to §1-23-380(5)(c)(e), Appellant Sidney Fields now ask this Honorable court to Reverse the Respondent's Final Decision and Remand this matter back to the Respondent and Order that all monies the Respondent received for overhead cost per hour for Appellant's labor be SUBJECTED to the deductions and wage disbursement under §24-3-40. And since Federal and State Taxes are not applicable to this Prison Industries Project, all monies after Room & Board, Victim Witness and Escrow deductions must go to Appellant as stipulated according to §24-3-40 (A)(6)

Respectfully Submitted,

*Sidney Fields*

Sidney Fields # 254392

B.R.C.I. 4460 Broad River Rd.

Marion # 229

Columbia, S.C. 29210

Date January 12, 2024

THE STATE OF SOUTH CAROLINA  
ADMINISTRATIVE LAW COURT

Sidney Fields # 254392	)	Docket No. 24-ALJ-04-0768-AP
Appellant.	)	Grievance No. BRCI-1007-23
	)	Hon. Robert Lawrence Reibold
V.	)	
	)	<b>MOTION TO INCLUDE</b>
S.C. Dept. Of Corrections (SCDC)	)	<b>CONTRACTS INTO</b>
Respondent.	)	<b>THE APPENDIX (RECORD)</b>
_____	)	

Appellant Sidney Fields being an inmate in the S.C. Dept. Of Corrections is now before this court to Motion the court to Order the Respondent to include in their Appendix (Record) the Contractual agreements they had with the Irwin Hodson Group® (IHG) and presently with Intellectual Technologies Inc®. (ITI).

Start | Appellant asserts that the Respondent (The S.C. Dept. Of Corrections) is Statutorily obligated to produce and manufacture license plates for the State Of South Carolina. **S.C. Code Ann. §24-3-110**

To stay in keeping with this Statute, the Respondent, The S.C. Dept. Of Motor Vehicles (DMV) and (IHG) entered into a contractual agreement to produce / manufacture the license plates at the Respondent's Prison facility using Appellant's labor.

After the contractual agreement between the Respondent , (DMV) and (IHG) expired in January 2023, the Respondent and (DMV) entered into a new contractual agreement with (ITI) to continue to produce / manufacture the license plates at the Respondent's Prison facility using Appellant's labor.

These contractual agreements to produce / manufacture license plates is governed by Service Work Statute §24-1-295, which only Authorizes the Respondent to use Appellant's labor for the Repair, Replacement, Packaging, Sorting, Recycling, Labeling of original manufactured items, or similar work that is not original equipment manufacturing. **S.C. Code Ann. §24-1-295**

Also, Service Work Statute §24-1-295 not only Authorizes Room & Board, Victim Witness and Escrow deductions from Appellant's gross wages, this Statute also allows the Respondent to Statutorily Deduct overhead cost from Appellant's gross wages every hour he works. S.C. Code Ann. §24-1-295

Appellant will show this court in his Appellant's Brief that that since he is manufacturing licence plates, this Prison Industries Project cannot be governed by Service Work Statute §24-1-295. Therefore, the overhead cost deductions from Appellant's gross wages under §24-1-295 is improper.

add → Appellant will also show that the manufacturing Project he is participating in should be governed by §24-3-40, which only allows for Room & Board, Victim Witness and Escrow deductions. S.C. Code Ann. §24-3-40

Therefore, the money the Respondent received for overhead cost under §24-1-295 is owed to Appellant and must be subjected to the Room & Board, Victim Witness and Escrow deductions in accordance to §24-3-40. Gatewood v. S.C. Dept. Of Corrections 416 S.C. 304, 785 SE2d 600 (2016) (see Footnote # 8)

Appellant will further show this court in his Appellant Brief that the Respondent infringed on his State created Liberty Interest by not subjecting the money they deduct for overhead cost to the required deductions and wage disbursement in accordance to Statute Law §24-3-40

And since the money the Respondent deducts for overhead cost is the crux of Appellant's argument, Appellant now Move this court to Order the Respondent to include in it's Appendix (Record) a copy of the contractual agreements between themselves, (DMV) and the afore mentioned Private sector Entities.

The contractual agreements will substantiate before the court who is paying the Respondent per hour for Appellant's labor and how much is the hourly cost for Appellant's labor.

Date January 12, 2024

Respectfully Submitted,

*Sidney Fields*

Sidney Fields # 254392  
B.R.C.I. 4460 Broad River Rd.  
Marion # 229  
Columbia, S.C. 29210

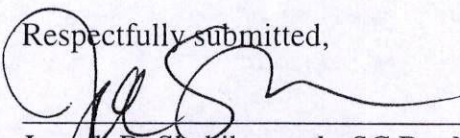
STATE OF SOUTH CAROLINA  
ADMINISTRATIVE LAW COURT

Sidney Darnell Fields, #254392	)	Docket No.: 23-ALJ-04-0768-AP
	)	[Grievance No. <u>BRCI 1007-23</u> ]
Appellant,	)	
	)	<i>Hon. Robert L. Reibold</i>
v.	)	
	)	<b>Motion for Extension of Time to File</b>
South Carolina Department of Corrections,	)	<b>Record on Appeal</b>
	)	
Respondent.	)	

---

Respondent, by and through the undersigned attorney, respectfully requests additional time to file the record on appeal in the above captioned case. The ground for this request is Respondent needs additional time to evaluate the issues and determine what documents are needed to be included in the record on appeal. This request is not being made to delay this case. Therefore, Respondent respectfully requests an additional thirty (30) days, from the date of the order granting such relief, to file the record in the above-captioned case. Additionally, because Respondent is requesting an extension to file the record on appeal, Respondent requests the remaining deadlines be extended as well from the date of the order granting such relief. That is fifty (50) days from the date of the order for Appellant’s brief to become due, seventy (70) days from the date of the order for Respondent’s brief to become due, and eighty (80) days from the date of the order for a reply brief to become due, if any.

Respectfully submitted,




---

Joseph R. Shakibanasab, SC Bar No.102825  
 South Carolina Department of Corrections  
 4444 Broad River Road  
 Columbia, South Carolina 29221  
 Phone: (803) 896-1278  
 Email: [shakibanasab.joseph@doc.sc.gov](mailto:shakibanasab.joseph@doc.sc.gov)

March 14, 2024  
Columbia, SC

THE STATE OF SOUTH CAROLINA  
ADMINISTRATIVE LAW COURT

Sidney Fields # 254392	)	Docket No. 23-ALJ-04-0768-AP
Appellant.	)	Grievance No. BRCI-1007-23
	)	Hon. Robert L. Reibold
V.	)	
	)	<b>MOTION TO REVERSE</b>
S.C. Dept. Of Corrections (SCDC)	)	<b>AND REMAND</b>
Respondent.	)	
<hr/>		

Appellant Sidney Fields being an inmate in the S.C. Dept. Of Corrections (Broad River Inst.) is now before this court asking that the Final Decision rendered by the Respondent be Reversed and that the matter Remanded due to the Respondent's failure to timely file the Record pursuant to SCALC Rule 59, which is in violation of SCALC Rule 62.

On Appeal to The Adm. Law Court before the Honorable Robert L. Reibold, Appellant filed his Appellant's Brief asserting that the Prison Industries Project he is participating in is manufacturing license plates. However, this manufacturing Project is being governed by Service Work Statute §24-1-295.

Under Service Work Statute §24-1-295, Service Work is defined as any work that includes Repair, Replacement, Packaging, Sorting, Recycling, Labeling of original manufactured items or similar work that is not original equipment manufacturing. S.C. Code Ann. §24-1-295

Not only does §24-1-295 Authorizes the Respondent to deduct Room & Board, Victim Witness and Escrow Deductions from Appellant's Gross Wages, §24-1-295 also Authorizes the Respondent to deduct overhead cost from Appellant's Gross Wages. Gatewood v. S.C. Dept. Of Corrections 416 S.C. 304, 318-19, 785 SE2d 600, 608-09 (2016)

Appellant argued in his Appellant's Brief that the manufacturing Project he is participating in cannot be governed by Service Work Statute §24-1-295. Therefore, the overhead cost deductions under Service Work Statute §24-1-295 is unlawful.

Appellant also argued that not only is this manufacturing Project violating Service Work Statute §24-1-295, the Service Work contract that Appellant signed which coincides with this Service Work Statute is void ab initio and unenforceable because Appellant is manufacturing license plates under a Service Work contract that binds Appellant to only perform Service Work.

The Relief Appellant is seeking is to have all monies the Respondent received for overhead cost from his Gross Wages be subjected to the deductions and Wage disbursement under Statute Law §24-3-40, which is the correct Statute to facilitate deductions from Appellant's Gross Wages.

Appellant is owed back Pay because once you calculate the total amount the Respondent received for overhead cost less Room & Board, Victim Witness and Escrow Deductions under §24-3-40, the remaining amount is owed to Appellant. (see Appellant's Brief and Appendix)

On March 14, 2024 the Respondent Moved the court for an Extension Of Time To File The Record. On April 8, 2024 the Honorable Robert L. Reibold granted the Respondent's Motion giving the Respondent (30) days from April 8, 2024 to file their Record which makes May 8, 2024 the due date to file the Record.

Appellant asserts that as of to date of this Motion, Appellant has not received the Respondent's Record nor has Appellant received a Motion from the Respondent asking for another Extension Of Time to file The Record.

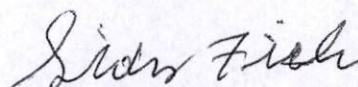
Appellant argues that under The Adm. Law Court Rules, an Adm. Law Judge can on their own Motion resolve the Appeal adversely to the offending party for failure to comply with any of the Rules of Procedure for Appeals including the failure to comply with any of the time limits provided by section (V).  
**SCALC Rule 62**

And in conjunction with Rule 62, the S.C. Supreme Court has Ruled that the Question of compliance with Rules, Regulations and Statutes governing an Appeal is one of Appellate Jurisdiction. Allison v. W.L. Gore & Associates 394 S.C. 185, 188 714 SE2d 547, 549 (2011)

Therefore, since the Respondent failed to timely file their Record, this court no longer has Jurisdiction to extend any Judicial and Procedural Rights to the Respondent. Thus said, this court has the Authority to act on it's own Motion in accordance to the Respondent's failure to timely file the Record pursuant to SCALC Rule 62.

Wherefore, Appellant Sidney Fields now ask this Honorable court to sua sponte Reverse the Respondent's Final Decision and Remand this matter back to the Respondent and Order that all monies the Respondent received for overhead cost from Appellant's Gross Wages be subjected to the deductions and Wage disbursement under §24-3-40. And since State and Federal taxes are not applicable to this matter, all monies after Room & Board, Victim Witness and Escrow Deductions must go to Appellant as stipulated according to §24-3-40(A)(6)

Respectfully Submitted,



Sidney Fields # 254392

B.R.C.I. 4460 Broad River Rd.

Marion # 229

Columbia, S.C. 29210

May 21, 2024

STATE OF SOUTH CAROLINA  
ADMINISTRATIVE LAW COURT

Sidney Fields, #254392 )  
 )  
 Appellant, )  
 )  
 v. )  
 )  
 South Carolina Department of Corrections, )  
 )  
 Respondent. )  
 \_\_\_\_\_ )

Docket No.: 23-ALJ-04-0768-AP  
[Grievance No.: BRCI 1007-23]

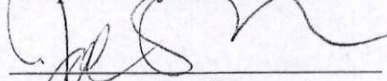
Hon. Robert L. Reibold

**RESPONDENT'S OPPOSITION  
TO APPELLANT'S MOTION TO  
REVERSE AND REMAND AND  
RESPONDENT'S MOTION TO FILE  
OUT OF TIME**

COMES NOW, Respondent, the South Carolina Department of Corrections, and requests that this Honorable Court deny Appellant's Motion to Reverse and Remand and grant Respondent leave to file its Second Motion to Extend Time To File Record out of time. This matter comes before the Court by way of Appellant's challenge to his prison industries deductions. Pursuant to this Court's April 8, 2024 Order, the Record was due to be filed on May 8, 2024. Due to an administrative oversight and the overabundance of cases in this Court, Respondent did not file the Record in a timely manner. Respondent is working through hundreds of cases and processing as many as possible in a timely manner. Therefore, Respondent asserts exceptional circumstances exist to grant this motion.

WHEREFORE, Appellant's Motion to Reverse and Remand should be denied and Respondent respectfully requests leave to file Respondent's Second Motion to Extend Time To File Record out of time in this matter.

Respectfully submitted,



Joseph R. Shakibanasab  
Deputy General Counsel  
South Carolina Department of Corrections  
4444 Broad River Road  
Columbia, South Carolina 29221  
Phone: (803) 896-8508

May 28, 2024  
Columbia, SC

STATE OF SOUTH CAROLINA  
ADMINISTRATIVE LAW COURT

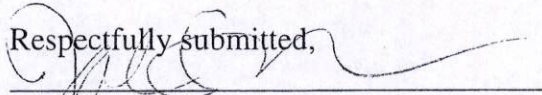
Sideny Fields, #254392 )  
 )  
 Appellant, )  
 )  
 v. )  
 )  
 South Carolina Department of Corrections, )  
 )  
 Respondent. )  
 \_\_\_\_\_ )

Docket No.: 23-ALJ-04-0768-AP  
[Grievance No.: BRCI 1007-23]

*Hon. Robert L. Reibold*

**RESPONDENT'S SECOND MOTION  
TO EXTEND TIME TO FILE RECORD**

NOW COMES the Respondent, by and through the undersigned attorney, and respectfully requests an additional forty-five (45) days from the date of the order deciding this motion to file the Record in the above captioned case. This extension request is being made due to the overwhelming volume of prevailing wage cases pending before the Administrative Law Court. Additionally, Appellant's claim is not a typical prison industries claim and requires additional evaluation and research. The appellant is challenging pay deductions for a program designated as a service project under sections 24-1-290 & 295 of the South Carolina Code of Laws Annotated. Because the Respondent is moving to extend the timeframe for filing the Record, Respondent requests that the remaining deadlines be extended the same number of days as well from the date of the order granting such relief. Wherefore, Respondent respectfully requests an additional forty-five (45) days to file the Record in the above referenced case.

Respectfully submitted,  


Joseph R. Shakibanasab  
Deputy General Counsel  
South Carolina Department of Corrections  
4444 Broad River Road  
Columbia, South Carolina 29221  
(803) 896-8508

May 28, 2024  
Columbia, SC

THE STATE OF SOUTH CAROLINA  
ADMINISTRATIVE LAW COURT

Sidney Fields # 254392	)	Docket No. 23-ALJ-04-0768-AP
Appellant.	)	Grievance No. BRCI-1007-23
	)	Hon. Robert L. Reibold
V.	)	
	)	<b>APPELLANT'S OPPOSITION</b>
S.C. Dept. Of Corrections (SCDC)	)	<b>TO RESPONDENT'S REQUEST FOR</b>
Respondent.	)	<b>A 2nd EXTENSION TO FILE</b>
<hr/>		<b>RECORD OUT OF TIME</b>

Appellant Sidney Fields an inmate in the S.C. Dept. Of Corrections (Broad River) is now before the court opposing the Respondent's Request for a 2nd Extension to file the Record out of time Dated May 28, 2024 and Received by Appellant May 30, 2024

On January 5, 2024, this Appeal was assigned to the Honorable Robert L. Reibold. On January 12, 2024 Appellant filed his Appellant's Brief (Initial Brief) challenging the Pay Deductions from his Prison Industries Gross Wages.

Since the Respondent's Record was originally due on March 15, 2024, the Respondent on March 14, 2024 Moved the Court for an Extension of time to file the Record. On April 8, 2024, Judge Reibold granted the Extension and gave the Respondent (30) days from April 8, 2024 to file the Record. The Record was due May 8, 2024

On May 20, 2024, due to the Respondent's failure to file the Record on May 8, 2024, Appellant filed a Motion asking the court to Reverse the Respondent's Final Decision and Remand the matter for the Respondent to Pay Appellant the money owed to him in accordance to the unlawful Deductions from his Prison Industries Gross Wages.

On May 28, 2024, the Respondent filed two Motions asking the court to deny Appellant's Remand Motion and grant their Motion to file a 2nd Extension and to do so out of time. The Respondent admitted to not filing the Record in a timely manner due to an Administrative oversight, and because of the over abundance of Prevailing wage claims before the court.

The Respondent asked for a (45) day Extension due to the overwhelming volume of Prevailing wage cases pending before the court and that Appellant's claim is not a typical Prison Industries claim and requires additional evaluation and Research.

As stated earlier, the Respondent was given an Extension of time to file the Record on or before May 8, 2024. However, the Respondent failed to file the Record on or before this May 8, 2024 deadline. Only until May 28, 2024 did the Respondent Request a 2nd Extension of time to file the Record and wanting to file it out of time.

Appellant argues that the Respondent's failure to timely file the Record was not the result of any Administrative oversight, and it was not the result of the overwhelming Prevailing Wage cases before this Court, this was negligence.

This court responded to the Prevailing Wage dilemma by showing little regard to the amount of time the Respondent wanted in their Request for an Extension of time to file the Record pursuant to those Prevailing Wage cases. The court compromised with the Respondent by not giving them the amount of time they wanted on those Extensions, but did give the Respondent a LIMITED amount of time on those Extensions.

Therefore, if this court showed little regard to the amount of time the Respondent wanted on their 1st Extension pertaining to those Prevailing Wage cases, how much regard will this court show towards the Respondent's usage of the Prevailing Wage dilemma as the reason for needing a 2nd Extension to file the Record in Appellant's case. Especially when the Respondent Requested a 2nd Extension after the Respondent failed to timely file the Record in the 1st Extension in Appellant's case. Appellant's case is not a Prevailing Wage case.

The Respondent's actions would not have been egregious had the Respondent Requested the 2nd Extension on or before the 1st Extension's May 8, 2024 deadline. But the Respondent's actions became egregious when the Respondent Requested the 2nd Extension on May 28, 2024 which was (20) days after the 1st Extension's May 8, 2024 deadline.

In their Motions, the Respondent is placing the blame on the Prevailing Wage dilemma for their tardiness. This is unacceptable because an Extension is not Procedurally owed to a party in litigation. Extensions is of the good nature and grace of the court. And it must be Respected and Adhered to at all cost.

However, by the Respondent in the instant case failing to file the Record in a timely manner on the 1st Extension, shows how much Respect the Respondent has for the court.

As stated in his Remand motion, Appellant argued that under The Adm. Law Court Rules, an Adm. Law Judge can on their own Motion resolve an Appeal adversely to the offending party for failure to comply with any of the Rules of Procedure for Appeals including the failure to comply with any of the time limits provided by section (V). SCALC Rule 62 / (see Appellant's Remand Motion)

And in conjunction with Rule 62, the S.C. Supreme Court has Ruled that the question of compliance with Rules, Regulations and Statutes governing an Appeal is one of Appellate Jurisdiction. Allison v. W.L. Gore & Associates 394 S.C. 185, 188, 714 SE2d 547, 549 (2011)

Therefore, since the Respondent failed to timely file their Record, this court no longer has Jurisdiction to extend any Judicial or Procedural Rights to the Respondent. In short, the Respondent's failure to timely file the Record deprived this court of Jurisdiction. Allison 394 S.C. at 186-87, 714 SE2d at 548 (2011)

In other words, this court is without Jurisdiction to entertain the Respondent's Motions. Thus said, according to SCALC Rule 62, this court has the Authority to act on it's own Motion in accordance to the Respondent's failure to timely file the Record.

Lastly, when the Respondent asked the court to dismiss Appellant's Remand Motion, the Respondent's reason for the dismissal was based on the fact that they are overwhelmed with Prevailing Wage cases.

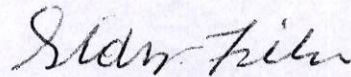
Appellant argues that not only is the Respondent's reasons not sufficient enough to dismiss Appellant's Remand Motion, this court is without Jurisdiction and Authority to entertain the Respondent's Motion to dismiss Appellant's Remand Motion.

In conclusion, the Respondent wants The Adm. Law Court to be sympathetic to their Prevailing Wage dilemma. Which is a dilemma that is of the Respondent's own making. Nevertheless, one must be mindful that the Procedural Rules of the court must always prevail. Because those Rules are in place to be adhered to by the courts and by all parties involved.

Therefore, to infringe upon these Rules, not only will the court's integrity be questioned, disobedience to those Rules will disrupt the Administrative Efficiency and the Judicial Economy of the courts.

Wherefore, Appellant Sidney Fields now ask this Honorable court to sua sponte deny the Respondent's Motions before this court and grant Appellant the Relief sought in his Remand Motion in accordance with Appellant's Initial Brief and Appendix that is now before this court.

Respectfully Submitted,



Sidney Fields # 254392

B.R.C.I. 4460 Broad River Rd.

Marion # 229

Columbia, S.C. 29210

June 3, 2024

STATE OF SOUTH CAROLINA  
ADMINISTRATIVE LAW COURT

Sidney Fields # 254392	)	Docket No. 23-ALJ-04-0768-Ap
Appellant.	)	Grievance No. BRCI-1007-23
	)	Hon. Robert L. Reibold
V.	)	
	)	APPELLANT'S MOTION TO
S.C. Dept. Of Corrections (SCDC)	)	CORRECT AND AMEND
Respondent.	)	RECORD ON APPEAL
_____	)	

Appellant Sidney Fields being an inmate in the S.C. Dept. Of Corrections (Broad River Inst.) is now before this court asking the court to Correct and Amend the Record on Appeal Dated September 3, 2024 and received by Appellant on September 5, 2024

Appellant asserts that when the Respondent filed the Record on Appeal, it was addressed to Judge Rookard. However, the Record was suppose to be addressed to Judge Reibold. (see Respondent's letter attached)

Upon review of the Record, pages 12-22 of the Record is incorrect being that those Documents pertains to Appellant's Prevailing Wage case before Judge Rookard. However, pages 1-11 of the Record is correct being that those Documents pertains to Appellant's Pay Deduction case before Judge Reibold.

And since Appellant is challenging the Deductions the Respondent is making from his Prison Industries Gross Wages, the Record shows that the Respondent failed to include the contractual agreements with The Irwin Hodson Group and Interlectual Technologies Inc. into the Record. Because these contractual agreements will substantiate that these companies are responsible for paying Appellant's Gross Wages while Appellant is working as a License Plate Manufacturer. And it will substantiate how much Appellant is actually being paid. (see Appellant's January 12, 2024 Motion)

In his February 16, 2024 Order, Judge Reibold denied Appellant's January 12, 2024' Motion to include those contracts into the Record. Judge Reibold Dismissed the Motion because when Appellant Moved the court for those contracts to be included into the Record, a Record had not yet been created by the Respondent. Therefore, Appellant's Motion was premature and not ripe for Judicial Review.

However, Judge Reibold permitted Appellant to Motion the Court at a later date if the Respondent fails to included the contracts into the Record when the Record is filed in the court. (see Judge Reibold's February 16, 2024 Order)

Lastly, the Respondent failed to include the hours he worked as a License Plate manufacturer into the Record. However, the hours the Respondent did include into the Record pertains to Appellant's Prevailing Wage case. This is prejudicial to Appellant because the hours Appellant worked as a License Plate manufacturer is 250% more than the Prevailing Wage hours that is currently in the Record. Therefore, these Prevailing Wage hours and the other related Documents on pages 12-22 of the Record must be excluded because it pertains to Appellant's Prevailing Wage case before Judge Rookard.

Also, the Respondent failed to include into the Record all of the contractual agreements Appellant signed pertaining to his labor as a License Plate manufacturer. In denying Appellant's grievance, the Respondent made reference to those contracts that Appellant signed. (see Appellant's Appendix pg.3 / see Respondent's Record pg.4)

In summary, the contractual agreements with both Private Sector entities pertaining to Appellant's labor as a License Plate manufacturer, and the hours Appellant worked as a License Plate manufacturer, along with the contractual agreements Appellant signed pertaining to his labor as a License Plate manufacturer must be included into the Record in order for Appellant to substantiate his claim and argument before the court. (see Appellant's Brief)

Wherefore, Appellant Sidney Fields now asked this Honorable court to Order that the Respondent exclude the Prevailing Wage hours from the Record and Amend the Record to include his Wages pertaining to the manufacturing of License Plates. And to Order that the afore mentioned contractual agreements with the Irwin Hodson Group and Interlectual Technologies Inc. be included into the Record. Along with the contracts Appellant signed pertaining to his work as a License plate manufacturer.

Respectfully Submitted,

*Sidney Fields*

Sidney Fields # 254392  
B.R.C.I. 4460 Broad River Rd.  
Marion # 229  
Columbia, S.C. 29210

September 9, 2024

**STATE OF SOUTH CAROLINA  
ADMINISTRATIVE LAW COURT**

Sidney Fields, #254392	)	Docket No.: 23-ALJ-04-0768-AP
	)	[Grievance No.: BRCI 1007-23]
Appellant,	)	
	)	<i>Hon. Robert L. Reibold</i>
v.	)	
	)	
South Carolina Department of Corrections,	)	<b>RESPONDENT’S MOTION TO</b>
	)	<b>DISMISS</b>
Respondent.	)	
_____	)	

**STATEMENT OF THE CASE**

This matter is before the Administrative Law Court (“ALC” or “Court”) pursuant to the appeal of Sidney Fields (“Appellant”), an inmate incarcerated with the South Carolina Department of Corrections (“SCDC” or “Department”).

On August 28, 2023, Appellant filed a Step One Grievance alleging that his participation within the prison industries Tag Plant manufacturing license plates was improperly classified as a service project pursuant to S.C. Code Ann. § 24-1-295 and requested that his gross wages be subject to the deductions under S.C. Code Ann. § 24-3-40 and requested back payment from the allegedly improperly deducted gross wages.<sup>1</sup> The Step One Grievance was investigated and denied on September 15, 2023. On September 21, 2024 Appellant filed a Step Two Grievance, which was investigated and denied on October 23, 2023. This appeal followed.

**STANDARD OF REVIEW**

The ALC’s jurisdiction to hear this matter is derived entirely from the decision of the South Carolina Supreme Court in *Al-Shabazz v. State*, 338 S.C. 354, 527 S.E.2d 742 (2000). When reviewing SCDC’s decisions in inmate grievance matters, the ALC sits in an appellate capacity.

<sup>1</sup> This appeal focuses on the Tag Plant which is not a prevailing wage claim. Appellant has a separate case assigned docket number 24-ALJ-04-0197-AP regarding his participation in a PIECP.

*Id.* at 377, 527 S.E.2d at 754. Recently the South Carolina Supreme Court clarified the Administrative Law Court’s jurisdiction as:

[t]hat the ALC has subject matter jurisdiction over inmate grievance appeals that have been properly filed. (*Internal citations omitted*) . . . [h]owever, the ALC is not required to hold a hearing in every matter and may summarily dismiss an inmate’s grievance if it does not implicate a state-created liberty or property interest sufficient to trigger procedural due process guarantees. The ALC may not grant an inmate relief from an erroneous administrative decision by SCDC, however, unless the inmate demonstrates the error deprived him of due process... (*internal citations omitted*)

*Allen vs. S.C. Dep’t of Corr.*, 439 S.C. 164, 170-71, 886 S.E.2d 671, 674 (2023).

“The requirements of procedural due process apply only to the deprivation of interests encompassed by the Fourteenth Amendment’s protection of liberty and property.” *Al-Shabazz*, 338 S.C. at 369, 527 S.E.2d at 750 (*quoting Board of Regents of State Colleges. v. Roth*, 408 U.S. 564, 569, 92 S.Ct. 2701, 2705 (1972)). SCDC interprets *Slezak* as encouraging, for the sake of judicial economy, the ALC to summarily dismiss inmate cases that do not involve a state-created liberty or property interest. *Slezak v. S.C. Dep’t of Corr.*, 361 S.C. 327, 605 S.E.2d 506 (2004) (holding that the ALC “may summarily dismiss those appeals that do not implicate an inmate’s *state created* liberty or property interest”) (*emphasis added*). SCDC interprets *Slezak* to mean that where a state-created liberty interest is not implicated in a prisoner appeal, a judge of the ALC “should” dismiss the appeal. *Skipper v. S.C. Dep’t of Corr.*, 370 S.C. 267, 633 S.E.2d 910 (Ct. App. 2006).

**ARGUMENT**

\* **APPELLANT’S PARTICIPATION WITHIN INDUSTRIES IS NOT SUBJECT TO S.C. CODE ANN. § 24-3-40 AND THEREFORE NO STATE-CREATED LIBERTY OR PROPERTY INTEREST IS IMPLICATED IN THIS CASE.**

Appellant mistakenly claims that his participation within the prison industries Tag Plant manufacturing license plates should be subject to the deductions set forth in section 24-3-40 of the South Carolina Code. Appellant’s claim fails as a matter of law. Section 24-3-40 only applies to:

1) prison industry programs falling under Article 3 of Chapter 3 Title 24; and 2) paid employment in the community under sections 24-3-20 to 24-3-50. *See* S.C. Code Ann. § 24-3-40. The Tag Plant does not fall under any of these.

The Tag Plant is authorized pursuant to section 24-3-110 of the South Carolina Code which falls under Article 1 of Chapter 3 Title 24.<sup>2</sup> This is not a program under Article 3, of Chapter 3 Title 24, and therefore statutory deductions set forth in sections 24-3-40 are not applicable and Appellant’s claim fails as a matter of law. Additionally, the Tag Plant is not approved to be a Prison Industries Enhancement Certification Program (“PIECP”) from the Department of Justice Assistance and not subject to the PIECP guidelines.<sup>3</sup> Accordingly, neither section 24-3-40 nor 24-3-430(d) are applicable to the Tag Plan and therefore no state-created liberty or property interest is implicated in this case. *See Wicker v. S.C. Dep’t of Corr.*, 360 S.C. 421, 424, 602 S.E.2d 56, 58 n. 1 (2004) (the Court also stated that this was a “very limited circumstance” and the “holding [ ] is extremely limited and is not to be viewed as expanding the jurisdiction of the ALJ in any other circumstances”).

Furthermore, Appellant does not allege that SCDC erroneously calculated his sentence, sentence-related credits, or custody status; or allege that a state-created liberty or property interest was taken in a major disciplinary hearing. Because Appellant’s allegations do not implicate a state-created liberty or property interest sufficient to trigger procedural due process guarantees, for the sake of the judicial economy, this Court should dismiss this appeal, with prejudice.

**CONCLUSION AND SIGNATURE BLOCK TO FOLLOW**

---

<sup>2</sup> The Tag Plant is statutorily authorized to be a traditional industries program. However, SCDC operates the Tag Plant as a service project which benefits inmates because section 24-1-295 provides the inmates with a wage and deductions to help with child support, restitution, and a portion of their wages placed in an interest-bearing escrow account. *See* S.C. Code Ann. 24-1-295. Conversely, there is no requirement to pay Inmates for participation in traditional industries programs.

<sup>3</sup> There is no private sector customer or benefit, the only customer acquiring SCDC license plates is the South Carolina Department of Motor Vehicles.

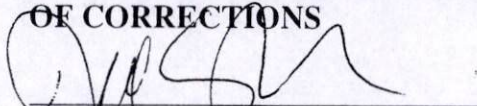
**CONCLUSION**

WHEREFORE, the Respondent respectfully requests that this Court dismiss this appeal for the above stated reasons.

Alternatively, if this Court is not inclined to dismiss this appeal, Respondent respectfully requests the Court grant a thirty (30) day extension from the date of the order deciding this motion to file its brief.

Respectfully Submitted,

**SOUTH CAROLINA DEPARTMENT  
OF CORRECTIONS**



Joseph R. Shakibanasab  
Deputy General Counsel  
S.C. Department of Corrections  
P.O. Box 21787  
Columbia, South Carolina 29221-1787  
Phone: (803) 896-8508

September 24, 2024  
Columbia, SC

STATE OF SOUTH CAROLINA  
ADMINISTRATIVE LAW COURT

Sidney Fields # 254392	)	Docket No. 23-ALJ-04-0768-AP
Appellant.	)	Grievance No. BRCI-1007-23
	)	Hon. Robert L. Reibold
v.	)	
	)	APPELLANT'S OPPOSITION TO
S.C. Dept. Of Corrections (SCDC)	)	THE RESPONDENT'S MOTION
Respondent.	)	TO DISMISS
_____	)	

Appellant Sidney Fields being an inmate in the S.C. Dept. Of Corrections (Broad River Inst.) is now before this court opposing the Respondent's Motion To Dismiss Dated September 24, 2024 and received by Appellant on September 30, 2024

In their Motion to dismiss, the Respondent argued that the License Plate manufacturing program is not subject to Statute Law §24-3-40 and therefore no State Created Liberty Interest is implicated in this case. (see Respondent's Motion p.2)

Appellant argues that the Respondent failed to inform the court that the manufacturing of a product under Service Work Statute §24-1-295 is prohibited. According to Blacks Law Dictionary, Black's Law defines manufacture as any material form produced by a machine from an unshaped composition of matter (Black's Law)

And since License Plates is made from an unshaped flat aluminum sheeting that is cut and shaped by a machine into individual License Plates, the finished License Plates is a material form that is produced by a machine from an unshaped composition of matter. In short, License Plates is a manufactured product. S.C. Code Ann. §24-3-110

Statute Law §24-1-295 defines Service Work as any work that includes Repair, Replacement, Packaging, Sorting, Recycling, labeling of original manufactured items, or similar work that is not original equipment manufacturing. Therefore, the manufacturing of License Plates or the manufacturing of any product under §24-1-295 is prohibited. S.C. Code Ann. §24-1-295

The Respondent further failed to inform the court that there are only two Statutes that could possibly govern the License plate manufacturing program. this is Service Work Statute §24-1-295, and the other is §24-3-40

And since the the evidence shows that §24-1-295 is inapplicable to govern the License Plate manufacturing program, Appellant has a Liberty Interest to have this program and his Wages govern by a Statute other than §24-1-295. The only alternative is for the State's Legislature to amend Statute Law §24-1-295 to include the manufacturing of a product, or to have the program be governed by, and Subject to §24-3-40

Nevertheless, regardless of this Legislative dilemma, the Respondent is clearly infringing on Appellant's Liberty Interest which is a Right that cannot be denied without Due Process of law. Wicker v. S.C. Dept. Of Corrections 360 S.C. 421,424 602 SE2d 56,57-58 (2004)

In short, the Respondent is simply violating Service Work Statute §24-1-295 by using this Statute to govern a Prison Industries program that is engaged in manufacturing. Statute Law §24-1-295 Authorizes the Respondent to make deductions for overhead cost. The taking of this deduction divest Appellant of monies that is suppose to be afforded to Appellant. S.C. Code Ann. §24-1-295

Finally, the Respondent asked the court in the alternative that if the court denies their Motion To Dismiss, they ask to have a (30) day extension from the date of the Order denying the Motion to file their Brief. (see Respondent's Motion p.4)

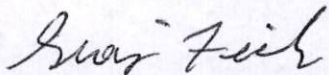
Appellant lastly argues that the Respondent is not pleading in good faith because the Respondent knows fully well that their Record on Appeal that is now before the court is incomplete and contains Documents irrelevant to this case. But yet, the Respondent wants to file their Brief without first addressing the issue with the Record and without regard to the court's August 19, 2024 Order giving Appellant the opportunity to file an amended Brief after the Record is filed. (see August 19, 2024 Order) / (see Appellant's September 9, 2024 Motion to correct and amend Record)

In Summary, in order for the Respondent's argument about §24-3-40 to have Standing before this court, the Respondent has to prove that the License Plate manufacturing program is applicable and is properly governed by and under §24-1-295. And since the Respondent has failed to prove this argument, the Respondent has failed to show that their Motion to Dismiss is Warranted. With that being said, this Honorable court not only have Jurisdiction over this matter, this matter is a Justiciable Controversy that must be addressed on the Merits.

Wherefore, since the Respondent has failed to produce a sufficient Record on Appeal in this matter, Appellant Sidney Fields now ask this Honorable court to deny the Respondent's Motion to Dismiss to allow this Appeal to proceed, and to Order that the Respondent produce a complete Record on Appeal in compliance with his Motion to correct and amend the Record. And to permit Appellant to submit an amended Brief after the Respondent submits a proper and sufficient Record.

October 3, 2024

Respectfully Submitted,



Sidney Fields # 254392  
B.R.C.I. 4460 Broad River Rd.  
Marion # 229  
Columbia, S.C. 29210

STATE Of South Carolina  
Administrative LAW COURT

Sidney Fields # 254392	)	Docket No.23-ALJ-04-0768-AP
Appellant.	)	Grievance No. BRCI-1007-23
	)	Hon. Robert L. Reibold
V.	)	
	)	APPELLANT'S OPPOSITION
S.C. Dept. Of Corrections (SCDC)	)	TO THE RESPONDENT'S
Respondent.	)	STIPULATION OF DISMISSAL
<hr/>		)

Appellant Sidney Fields being an inmate in the S.C. Dept. Of Corrections (Broad River Inst.) is now before the court opposing the Respondent's Stipulation Of Dismissal Filed December 2, 2024 and received by Appellant on December 4, 2024

This matter stems from the fact that Appellant is litigating two cases before the Adm. Law Court. The first case is under Docket No. 23-ALJ-04-0768-AP in which Appellant is challenging the deductions from his Prison Industries Pay with Judge Reibold presiding. In the other case, Appellant is seeking Prevailing Wage Relief under Docket No. 24-ALJ-04-0197-AP with Judge Rookard presiding.

On October 22, 2024, Judge Rookard under Docket No. 24-ALJ-04-0197-AP granted the Respondent a (60) day extension in order for the Respondent to further settlement negotiations with Appellant. On November 6, 2024, Appellant agreed to a settlement. However, the Prevailing Wage settlement paperwork that Appellant signed, also included Judge Reibold's Docket No. 23-ALJ-04-0768-AP (see Exhibit # 1-3)

On November 12, 2024, Appellant by letter informed the court and General Counsel for the Respondent that Judge Reibold's Docket No. 23-ALJ-04-0768-AP was mistakenly included on the Prevailing Wage settlement paperwork. Appellant also by letter informed General Counsel's Administrative coordinator of this matter. (see Exhibit # 4-5)

Appellant argues that although he signed the Prevailing Wage settlement paperwork that included Judge Reibold's Docket No. 23-ALJ-04-0768-AP, the court should reject the Stipulation Of Dismissal under Docket No. 23-ALJ-04-0768-AP because the Respondent is asking the court through the Stipulation Of Dismissal to finalize and dismiss a case that does not pertain to the Prevailing Wage case that Appellant settled.

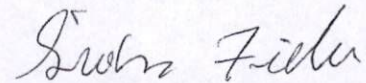
In other words, the Respondent has no standing to use the Stipulation Of Dismissal to dismiss Judge Reibold's case under Docket No. 23-ALJ-04-0768-AP because Judge Reibold's case is totally different from the Prevailing Wage case that Appellant settled under Judge Rookard.

But yet, the Respondent continues to combine both cases to make it seem as if both Docket numbers pertain to the same case that Appellant settled. When in fact, they are two different cases, with two different Docket numbers, under two different Judges litigating two different subject matters.

Wherefore, Appellant Sidney Fields now ask this Honorable court to disregard the Respondent's Stipulation Of Dismissal pertaining to Docket No. 23-ALJ-04-0768-AP and to allow this case to proceed under Docket No. 23-ALJ-04-0768-AP (see Exhibit # 6)

December 10, 2024

Respectfully Submitted,



Sidney Fields # 254392

B.R.C.I. 4460 Broad River Rd.

Marion # 229

Columbia, S.C. 29210

Sidney Fields, #254392

Re: Docket No.: 24-ALJ-04-0197-AP  
Docket No.: 23-ALJ-04-0768-AP  
[Grievance No.: BRCI-1224-23]

Dear Mr. Fields:

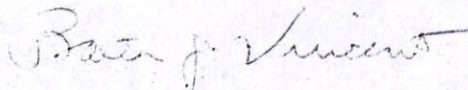
We have agreed to resolve your claim in relation to this matter for the total amount of \$ 14,773.67 (\$ 7 ) and I am providing the Final Release of All Claims, Stipulations of Dismissal, and Statements of Settlement. Please review all documents and if you agree, please sign all documents. Upon receipt of the signed documents, SCDC will request a check from the State Treasurer's office. It will take approximately thirty days or so for the check to be issued. Once we receive the check, it will be deposited into your Prison Industries Account. It will then be transferred into your E.H. Cooper Inmate Account within three business days. After the check is deposited into your E.H. Cooper Inmate Account, SCDC will file the Stipulation of Dismissal with the Administrative Law Court concluding this case. We will file a copy of the Statements of Settlement with the Court to notify the Court that the case is concluded, but will not file the Stipulations of Dismissal until the settlement funds are deposited into your E.H. Cooper Inmate Account. We will mail a copy of the Release, Stipulations of Dismissal, Statements of Settlement, and this letter once we receive a clocked copy of the Stipulations. **SCDC is not withholding any amount or paying any amount on your behalf for taxes and if any taxes are owed they are your sole responsibility.**

If you have any problems or questions about the conditions, please do not sign the Final Release and Stipulations.

With kindest regards, I am

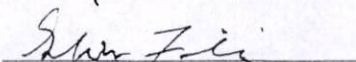
Sincerely,

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS



BARTON J. VINCENT

I have read the terms set forth above and agree with these terms.

  
Sidney Fields, #254392

**FINAL RELEASE OF ALL CLAIMS**

I, Sidney Fields, #254392, hereby voluntarily enter into this Final Release of All Claims.

Sidney Fields, #254392 (hereinafter "Inmate") for and in consideration of the promise and agreement hereby made on behalf of the South Carolina Department of Corrections ("SCDC") to pay \$ 14,773.67 (Sf) to Inmate, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Inmate does hereby release, acquit, and forever discharge SCDC, its agents, successors and assigns, current and former employees, current and former elected officials, or attorneys and any and all other firms, persons, associations, corporations, or entities, whether herein named or referred to or not, from any and all claims, grievances, Administrative Law Court cases, appeals, demands, causes of actions, actions or suits of any kind or nature whatsoever, including, but not limited to, all claims, known or unknown, up to and including the date of this Release relating in any way to the monies of any kind paid to Inmate, including but not limited to claims that inmate was not paid the "prevailing wage" pursuant to S.C. Code Ann. § 24-3-430 (d). This Release specifically includes any claim relating to remittances of monies, back payment of wages, and any other damages of any kind whatsoever, whether in tort or contract or any other basis, on account of or arising out of or in any way relating to Inmate's participation in the Prison Industries Program, including any Prison Industries Enhancement Program ("PIE" or "PIECP") while incarcerated at the South Carolina Department of Corrections. This Release specifically includes any matters currently pending in any South Carolina or Federal court, including any appellate court. Inmate agrees that any pending court matter shall be ended and/or dismissed with prejudice and Inmate shall sign any necessary documents to effectuate dismissal.

Inmate hereby declares that the terms of this Final Release have been completely read, fully understood, and voluntarily accepted for the purpose of making a full and final compromise and settlement of any and all claims and or losses against SCDC and any and all firms, persons, or corporations liable or who might be claimed to be liable. Inmate understands that the express purpose of this Release is to forever preclude any further or additional claims by or on behalf of Inmate arising out of or in any way related to Inmate's participation in the Prison Industries Program, including any Prison Industries Enhancement Program ("PIE" or "PIECP"), and it is further understood and agreed that this Final Release may be plead as a bar to any claim of any kind whatsoever which may be asserted by Inmate or on his behalf in connection with the aforementioned participation in the Prison Industries Program.

This Final Release of All Claims shall be interpreted and governed in accordance with the laws of the State of South Carolina.

Inmate agrees that he has not assigned, transferred, or conveyed in any manner all or any part of his legal claims or legal rights against the other in connection with the matters described above related to claims related to Prison Industries or pay.

Inmate understands that SCDC is not withholding any amount or paying any amount on behalf of Inmate for taxes. Inmate specifically agrees that, to the extent any tax liability (state,

Sidney Fields  
Sidney Fields, #254392

federal or otherwise) may now or hereafter become due because of the payment of any sums pursuant to this Agreement or claims against SCDC, such liabilities shall be his sole responsibility, and he shall pay any taxes, penalties or interest which may be due and payable. Moreover, if, for any reason, at any time, a claim is made against SCDC for taxes of any kind on the payments made hereunder, Inmate agrees within thirty (30) days of being notified of such claim(s) to indemnify SCDC, its officers, directors, and/or agents and to hold them harmless against such claims, including any penalties and/or interest.

In consideration of the above payment, the undersigned also agree(s) that this settlement is the compromise of a disputed claim and that the payment made in settlement thereof is not to be construed as an admission of liability on the part of SCDC and SCDC denies liability of any nature or kind to Inmate. The above stated amount represents the total settlement which will be placed in Inmate's E.H. Cooper Inmate Account. The required statutory deductions for victim restitution and room and board have already been subtracted and no additional funds will be deducted from the above stated amount. The above stated amount is the total settlement and no additional funds will be paid for child support or placed into long-term savings.

The undersigned further declares and represents that no promise, inducement, or agreement not herein expressed has been made to the undersigned and that this release contains the entire agreement between the parties hereto, and the terms of this release are contractual and not a mere recital.

IN WITNESS WHEREOF, my hand and seal is hereunto set this 6<sup>th</sup> day of November, 2024, in the presence of the below named witness.

I HAVE READ THE FOREGOING RELEASE.

WITNESS:

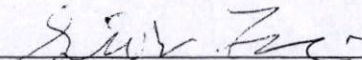
Brenton J. Vincent

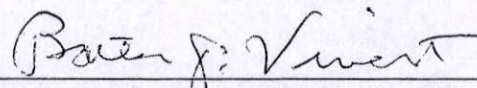
Susan Zin  
Sidney Fields, #254392

**STATEMENT OF SETTLEMENT**

Docket No.: 24-ALJ-04-0197-AP  
[Grievance No.: BRCI-1224-23]

The parties hereby notify the Court that they have agreed to settle the above action. The parties will file the original Stipulation of Dismissal once the settlement funds are deposited into Appellant's E.H. Cooper Inmate Account.

By:   
Sidney Fields, #254392  
APPELLANT

By:   
Barton J. Vincent, Esquire  
SC Bar #66201  
ATTORNEY FOR RESPONDENT

November 6, 2024  
Columbia, South Carolina

**STATEMENT OF SETTLEMENT**

Docket No.: 23-ALJ-04-0768-AP  
[Grievance No.: BRCI-1224-23]  
BRCI 1007-23

The parties hereby notify the Court that they have agreed to settle the above action. The parties will file the original Stipulation of Dismissal once the settlement funds are deposited into Appellant's E.H. Cooper Inmate Account.

By: *Sidney Fields*  
Sidney Fields, #254392  
APPELLANT

By: *Barton J. Vincent*  
Barton J. Vincent, Esquire  
SC Bar #66201  
ATTORNEY FOR RESPONDENT

November 6, 2024  
Columbia, South Carolina

STATE OF SOUTH CAROLINA  
ADMINISTRATIVE LAW COURT

Sidney Fields, #254392,

Docket No.: 24-ALJ-04-0197-AP

[Grievance No.: BRCI-1224-23]

Appellant,

v.

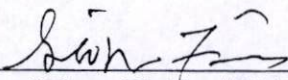
*Hon. Crystal M. Rookard*

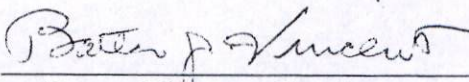
South Carolina Department of Corrections,

**STIPULATION OF DISMISSAL**

Respondent.

The parties hereto hereby stipulate to the dismissal, with prejudice, of this action and all claims that have or could have been asserted by Appellant against Respondent in the above-captioned matter. Each party shall bear its own costs and attorneys' fees.

By:   
Sidney Fields, #254392  
APPELLANT

By:   
Barton J. Vincent, Esquire  
SC Bar #66201  
ATTORNEY FOR RESPONDENT

November 6, 2024  
Columbia, South Carolina

STATE OF SOUTH CAROLINA  
ADMINISTRATIVE LAW COURT

Sidney Fields, #254392,

Docket No.: 23-ALJ-04-0768-AP

[Grievance No.: BRCI-1224-23]

Appellant,

v.

*Hon. Crystal M. Rookard*

South Carolina Department of Corrections,

**STIPULATION OF DISMISSAL**

Respondent.

The parties hereto hereby stipulate to the dismissal, with prejudice, of this action and all claims that have or could have been asserted by Appellant against Respondent in the above-captioned matter. Each party shall bear its own costs and attorneys' fees.

By: *Sidney Fields*  
Sidney Fields, #254392  
APPELLANT

By: *Barton J. Vincent*  
Barton J. Vincent, Esquire  
SC Bar #66201  
ATTORNEYS FOR RESPONDENT

November 6, 2024  
Columbia, South Carolina



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

HENRY McMASTER, Governor  
BRYAN P. STIRLING, Director

58

September 3, 2024

The Honorable Crystal M. Rookard  
South Carolina Administrative Law Court  
Edgar A. Brown Building, Suite 224  
1205 Pendleton Street  
Columbia, South Carolina 29201

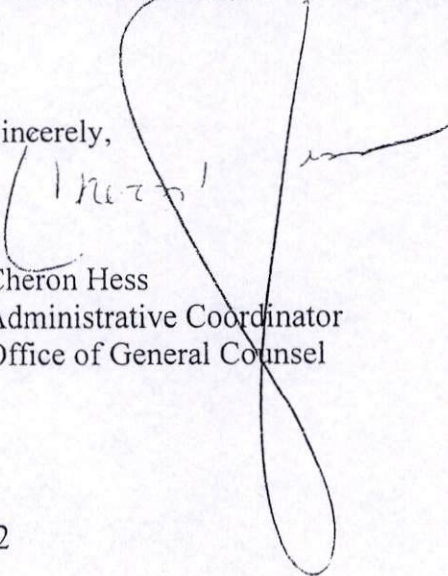
Reference: Inmate Sidney Darnell Fields, #254392, vs. SGDC  
Docket No. 23-ALJ-04-0768-AP

Dear Judge Rookard:

Find the enclosed **Record on Appeal** for the above referenced case. The Record for this case, relating to Inmate Grievance BRCI 1007-23, consists of the Inmate Grievance Form(s) and other supporting documents.

Please file the original and return a clocked-in copy of the cover letter in the enclosed self-addressed envelope. If you have any questions or concerns, do not hesitate to contact me at (803) 896-3922.

Sincerely,

  
Cheron Hess  
Administrative Coordinator  
Office of General Counsel

Enclosures

cc: Inmate Sidney Darnell Fields, #254392  
File

59

Sidney Fields # 254392  
B.R.C.I. 4460 Broad River Rd.  
Marion # 229  
Columbia, S.C. 29210

September 9, 2024

The Hon. Robert L. Reibold  
S.C. Administrative Law Court  
1205 Pendleton St. Suite # 224  
Columbia, S.C. 29201

RE: Filing Of Appellant's Motion To Correct And Amend Record on Appeal  
Sidney Fields # 254392 v. S.C. Dept. Of Corrections  
Docket No. 23-ALJ-04-0768-AP

Dear Hon. Reibold;

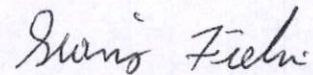
pursuant to the above reference matter, you are presiding over my challenge to the Pay Deductions from my Prison Industries Wages while working as a License Plate manufacturer. It must be noted that I am also on Appeal seeking Prevailing Wage Relief before Judge Rookard.

But when the Respondent made the Record pertaining to my Pay Deductions, the Respondent inadvertently included Documents into the Record that pertains to my Prevailing Wage case before Judge Rookard. To make matters worse, the Respondent sent the Record to Judge Rookard instead of you. (see Respondent's attached letter)

Please take note that pages 1-11 of the Record pertains to my Pay Deduction case that you are presiding over. And pages 12-22 of the Record pertains to my Prevailing Wage case that Judge Rookard is presiding over.

Enclosed for filing and for your review, one original copy of my Motion To Correct And Amend The Record On Appeal, with a Certificate Of Service. A prompt response to this matter will be greatly appreciated

Sincerely,



Sidney Fields # 254392

CC: S.C. Dept. Of Corrections  
Office Of General Counsel

Sidney Fields # 254392  
B.R.C.I. 4460 Broad River Rd.  
Marion # 229  
Columbia, S.C. 29210

November 12, 2024

The Hon. Robert L. Reibold  
S.C. Administrative Law Court  
1205 Pendleton St. Suite # 224  
Columbia, S.C. 29201

RE: Clerical Mistake On Prevailing Wage Settlement Papers  
Sidney Fields # 254392 v. S.C. Dept. Of Corrections  
Docket No. 23-ALJ-04-0768-AP

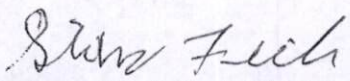
Dear Hon. Reibold;

I am litigating two cases in the Adm. Law Court. You are presiding over one of the cases under Docket No. 23-ALJ-04-0768-AP. The second case pertains to my Prevailing Wage claim under Docket No. 24-ALJ-04-0197-AP before Judge Rookard.

On November 6, 2024, I signed settlement papers from the Dept. Of Corrections pertaining to my Prevailing Wage claim under Docket No. 24-ALJ-04-0197-AP. However, Docket No. 23-ALJ-04-0768-AP was mistakenly printed on the Prevailing Wage settlement papers also. (see Attached Document)

The case before you under Docket No. 23-ALJ-04-0768-AP is not a Prevailing Wage case. But yet, Docket No. 23-ALJ-04-0768-AP was mistakenly printed on the Prevailing Wage settlement papers. Please do not allow this clerical mistake on the settlement papers cause my case before you to be prematurely dismissed.

Sincerely,

  
Sidney Fields # 254392

CC: S.C. Dept. Of Corrections  
Barton J. Vincent ( Office Of General Counsel )

Sidney Fields # 254392  
B.R.C.I. 4460 Broad River Rd.  
Marion # 229  
Columbia, S.C. 29210

November 12, 2024

S.C. Dept. Of Corrections  
Cheron Hess (Adm. Coordinator) Office Of General Counsel  
P.O. Box 21787  
Columbia, S.C. 29221

RE: Clerical Mistake on Prevailing Wage Settlement Papers  
Sidney Fields # 254392 v. S.C. Dept. Of Corrections  
Docket No. 24-ALJ-04-0197

Dear Ms. Hess;

I am litigating two cases in the Adm. Law Court. Docket No. 24-ALJ-04-0197-AP pertains to my Prevailing Wage case. And Docket No. 23-ALJ-04-0768-AP pertains to my pay deduction case.

On November 6, 2024, I signed two (Statements Of Settlements) pertaining to my Prevailing Wage claim. One under Docket No. 24-ALJ-04-0197-AP. And the other under Docket No. 23-ALJ-04-0768-AP. Please disregard the (Statement Of Settlement) with the Docket No. 23-ALJ-04-0768-AP being that this case is not a Prevailing Wage case. I'm writing you because I don't want this inadvertent mistake to interfere with the depositing of my settlement funds into my cooper account in 3 weeks. If you need me to resign any papers, send them to me and I will sign and return them to you.

I've sent you a message on the inmate "Legal App" on November 9, 2024 concerning this matter. It's under ref # 24-03715392. If you already read the electronic message, please disregard this letter.

Sincerely,

*Sidney Fields*  
Sidney Fields # 254392

SCDC #	Name	Pay Date	Gross Pay	Net Pay	Federal Withholding	State Withholding	FICA	Hours Worked	Hourly Wage	Amount	Balance	Federal Minimum Wage	Plant Code
00254392	FIELDS SIDNEY D/	12/1/2003	137.76	121.14	2.78	3.30	10.54	26.75	5.15	121.14	121.14	5.15	344
00254392	FIELDS SIDNEY D/	12/16/2003	160.93	139.53	5.09	4.00	12.31	31.25	5.15	139.53	153.31	5.15	344
00254392	FIELDS SIDNEY D/	1/1/2004	124.80	110.86	1.48	2.91	9.55	24.00	5.20	110.86	140.73	5.15	344
00254392	FIELDS SIDNEY D/	1/16/2004	210.60	178.51	10.06	5.93	16.10	40.50	5.20	178.51	220.86	5.15	344
00254392	FIELDS SIDNEY D/	1/30/2004	296.40	245.26	18.64	9.82	22.68	57.00	5.20	245.26	308.67	5.15	344
00254392	FIELDS SIDNEY D/	2/13/2004	230.10	193.77	12.01	6.71	17.61	44.25	5.20	193.77	286.82	5.15	344
00254392	FIELDS SIDNEY D/	3/1/2004	176.80	152.02	6.68	4.58	13.52	34.00	5.20	152.02	268.08	5.15	344
00254392	FIELDS SIDNEY D/	3/16/2004	98.80	89.11	0.00	2.13	7.56	19.00	5.20	89.11	222.86	5.15	344
00254392	FIELDS SIDNEY D/	4/1/2004	185.90	159.15	7.59	4.94	14.22	35.75	5.20	159.15	302.81	5.15	344
00254392	FIELDS SIDNEY D/	4/16/2004	317.20	261.35	20.72	10.86	24.27	61.00	5.20	261.35	423.60	5.15	344
00254392	FIELDS SIDNEY D/	4/30/2004	247.00	207.03	13.70	7.38	18.89	47.50	5.20	207.03	401.04	5.15	344
00254392	FIELDS SIDNEY D/	5/14/2004	179.40	154.06	6.94	4.68	13.72	34.50	5.20	154.06	372.77	5.15	344
00254392	FIELDS SIDNEY D/	6/1/2004	146.90	128.39	3.69	3.58	11.24	28.25	5.20	128.39	365.09	5.15	344
00254392	FIELDS SIDNEY D/	6/16/2004	139.10	122.20	2.91	3.34	10.65	26.75	5.20	122.20	373.59	5.15	344
00254392	FIELDS SIDNEY D/	7/1/2004	140.40	123.25	3.04	3.38	10.73	27.00	5.20	123.25	388.55	5.15	344
00254392	FIELDS SIDNEY D/	7/16/2004	88.40	79.81	0.00	1.82	6.77	17.00	5.20	79.81	359.15	5.15	344
00254392	FIELDS SIDNEY D/	7/30/2004	163.80	141.81	5.38	4.08	12.53	31.50	5.20	141.81	430.10	5.15	344
00254392	FIELDS SIDNEY D/	8/16/2004	139.10	122.21	2.91	3.34	10.64	26.75	5.20	122.21	426.88	5.15	344
00254392	FIELDS SIDNEY D/	9/1/2004	70.20	63.43	0.00	1.40	5.37	13.50	5.20	63.43	382.17	5.15	344
00254392	FIELDS SIDNEY D/	9/16/2004	164.30	142.20	5.43	4.10	12.57	31.00	5.30	142.20	467.96	5.15	344
00254392	FIELDS SIDNEY D/	10/1/2004	63.60	57.47	0.00	1.27	4.86	12.00	5.30	57.47	399.66	5.15	344
00254392	FIELDS SIDNEY D/	10/15/2004	117.92	105.40	0.79	2.71	9.02	22.25	5.30	105.40	454.19	5.15	344
00254392	FIELDS SIDNEY D/	11/1/2004	95.40	86.07	0.00	2.03	7.30	18.00	5.30	86.07	446.91	5.15	344
00254392	FIELDS SIDNEY D/	11/16/2004	111.30	100.14	0.13	2.51	8.52	21.00	5.30	100.14	470.52	5.15	344
00254392	FIELDS SIDNEY D/	12/1/2004	190.80	162.99	8.08	5.14	14.59	36.00	5.30	162.99	544.59	5.15	344
00254392	FIELDS SIDNEY D/	12/16/2004	188.15	160.91	7.82	5.03	14.39	35.50	5.30	160.91	561.76	5.15	344
00254392	FIELDS SIDNEY D/	1/1/2005	181.52	155.73	7.15	4.76	13.88	34.25	5.30	155.73	575.68	5.15	344
00254392	FIELDS SIDNEY D/	1/14/2005	115.27	103.29	0.53	2.63	8.82	21.75	5.30	103.29	541.39	5.15	344

00254392	FIELDS SIDNEY D/	2/1/2005	365.70	298.54	25.57	13.61	27.98	69.00	5.30	298.54	748.54	5.15	344
00254392	FIELDS SIDNEY D/	2/16/2005	669.12	514.62	68.97	34.34	51.19	120.75	5.30	514.62	1,001.19	5.15	344
00254392	FIELDS SIDNEY D/	3/1/2005	567.76	443.32	53.76	27.25	43.43	100.75	5.30	443.32	996.80	5.15	344
00254392	FIELDS SIDNEY D/	3/16/2005	490.90	389.23	42.24	21.87	37.56	84.00	5.30	389.23	999.49	5.15	344
00254392	FIELDS SIDNEY D/	4/1/2005	506.80	400.43	44.62	22.98	38.77	91.50	5.30	400.43	1,059.78	5.15	344
00254392	FIELDS SIDNEY D/	4/15/2005	504.16	398.57	44.22	22.80	38.57	91.75	5.30	398.57	1,108.60	5.15	344
00254392	FIELDS SIDNEY D/	4/29/2005	526.02	413.95	47.50	24.33	40.24	92.25	5.30	413.95	1,174.40	5.15	344
00254392	FIELDS SIDNEY D/	5/16/2005	457.12	365.49	37.17	19.50	34.96	82.00	5.30	365.49	1,181.11	5.15	344
00254392	FIELDS SIDNEY D/	6/1/2005	120.57	107.49	1.06	2.79	9.23	22.75	5.30	107.49	969.76	5.15	344
00254392	FIELDS SIDNEY D/	7/1/2005	63.60	57.47	0.00	1.27	4.86	12.00	5.30	57.47	932.74	5.15	344
00254392	FIELDS SIDNEY D/	7/15/2005	227.90	192.05	11.79	6.62	17.44	43.00	5.30	192.05	1,073.68	5.15	344
00254392	FIELDS SIDNEY D/	8/1/2005	494.22	391.59	42.73	22.10	37.80	91.00	5.30	391.59	1,297.20	5.15	344
00254392	FIELDS SIDNEY D/	8/16/2005	66.25	59.84	0.00	1.33	5.08	12.50	5.30	59.84	1,016.16	5.15	344
00254392	FIELDS SIDNEY D/	9/1/2005	47.70	43.10	0.00	0.95	3.65	9.00	5.30	43.10	1,006.05	5.15	344
00254392	FIELDS SIDNEY D/	9/16/2005	267.30	222.76	15.73	8.37	20.44	49.50	5.40	222.76	1,190.48	5.15	344
00254392	FIELDS SIDNEY D/	9/30/2005	51.30	46.34	0.00	1.03	3.93	9.50	5.40	46.34	1,040.79	5.15	344
00254392	FIELDS SIDNEY D/	10/14/2005	348.30	285.26	23.83	12.57	26.64	64.50	5.40	285.26	1,284.84	5.15	344
00254392	FIELDS SIDNEY D/	11/1/2005	163.35	141.44	5.34	4.07	12.50	30.25	5.40	141.44	1,180.04	5.15	344
00254392	FIELDS SIDNEY D/	11/16/2005	230.85	194.37	12.09	6.74	17.65	42.75	5.40	194.37	1,249.31	5.15	344
00254392	FIELDS SIDNEY D/	12/1/2005	309.15	255.11	19.92	10.46	23.66	57.25	5.40	255.11	1,336.19	5.15	344
00254392	FIELDS SIDNEY D/	12/16/2005	471.15	375.35	39.27	20.49	36.04	87.25	5.40	375.35	1,487.35	5.15	344
00254392	FIELDS SIDNEY D/	1/1/2006	360.45	294.52	25.05	13.30	27.58	66.75	5.40	294.52	1,454.98	5.15	344
00254392	FIELDS SIDNEY D/	1/13/2006	407.70	330.61	29.77	16.13	31.19	75.50	5.40	330.61	1,527.12	5.15	344
00254392	FIELDS SIDNEY D/	2/1/2006	328.05	269.76	21.81	11.40	25.08	60.75	5.40	269.76	1,507.42	5.15	344
00254392	FIELDS SIDNEY D/	2/16/2006	345.60	283.18	23.56	12.41	26.45	64.00	5.40	283.18	1,553.65	5.15	344
00254392	FIELDS SIDNEY D/	3/1/2006	263.25	219.63	15.33	8.16	20.13	48.75	5.40	219.63	1,524.66	5.15	344
00254392	FIELDS SIDNEY D/	3/16/2006	337.50	277.00	22.75	11.92	25.83	62.50	5.40	277.00	1,616.81	5.15	344
00254392	FIELDS SIDNEY D/	3/31/2006	558.22	437.06	51.88	26.58	42.70	100.00	5.40	437.06	1,810.62	5.15	344
00254392	FIELDS SIDNEY D/	4/14/2006	446.85	358.71	35.18	18.78	34.18	77.25	5.40	358.71	1,791.41	5.15	344
00254392	FIELDS SIDNEY D/	5/1/2006	363.15	296.58	25.32	13.46	27.79	67.25	5.40	296.58	1,773.97	5.15	344
00254392	FIELDS SIDNEY D/	5/16/2006	253.80	212.32	14.38	7.69	19.41	47.00	5.40	212.32	1,726.03	5.15	344
00254392	FIELDS SIDNEY D/	6/1/2006	283.50	235.28	17.35	9.18	21.69	52.50	5.40	235.28	1,778.99	5.15	344

00254392	FIELDS SIDNEY D/	6/16/2006	199.80	170.04	8.98	5.50	15.28	37.00	5.40	170.04	1,742.10	5.15	344
00254392	FIELDS SIDNEY D/	7/1/2006	504.90	399.53	43.89	22.85	38.63	90.00	5.40	399.53	1,995.06	5.15	344
00254392	FIELDS SIDNEY D/	7/14/2006	284.85	236.33	17.49	9.24	21.79	52.75	5.40	236.33	1,886.73	5.15	344
00254392	FIELDS SIDNEY D/	8/1/2006	225.45	190.14	11.55	6.52	17.24	41.75	5.40	190.14	1,869.03	5.15	344
00254392	FIELDS SIDNEY D/	8/16/2006	388.80	316.17	27.88	15.00	29.75	72.00	5.40	316.17	2,022.14	5.15	344
00254392	FIELDS SIDNEY D/	9/1/2006	250.25	209.57	14.03	7.51	19.14	45.50	5.50	209.57	1,954.42	5.15	344
00254392	FIELDS SIDNEY D/	9/15/2006	127.87	113.29	1.79	3.01	9.78	23.25	5.50	113.29	1,883.17	5.15	344
00254392	FIELDS SIDNEY D/	9/29/2006	206.25	175.08	9.63	5.75	15.79	37.50	5.50	175.08	1,962.92	5.15	344
00254392	FIELDS SIDNEY D/	10/16/2006	396.00	321.68	28.60	15.43	30.29	72.00	5.50	321.68	2,130.15	5.15	344
00254392	FIELDS SIDNEY D/	11/1/2006	132.00	116.58	2.20	3.13	10.09	24.00	5.50	116.58	1,964.65	5.15	344
00254392	FIELDS SIDNEY D/	11/16/2006	409.75	332.16	29.98	16.26	31.35	74.50	5.50	332.16	2,198.83	5.15	344
00254392	FIELDS SIDNEY D/	12/1/2006	265.37	221.26	15.54	8.27	20.30	48.25	5.50	221.26	2,135.56	5.15	344
00254392	FIELDS SIDNEY D/	12/15/2006	97.62	88.05	0.00	2.10	7.47	17.75	5.50	88.05	2,034.98	5.15	344
00254392	FIELDS SIDNEY D/	1/1/2007	374.00	304.88	26.40	14.11	28.61	68.00	5.50	304.88	2,261.57	5.15	344
00254392	FIELDS SIDNEY D/	1/16/2007	316.25	260.61	20.63	10.81	24.20	57.50	5.50	260.61	2,254.70	5.15	344
00254392	FIELDS SIDNEY D/	2/1/2007	107.25	96.66	0.00	2.39	8.20	19.50	5.50	96.66	2,128.35	5.15	344
00254392	FIELDS SIDNEY D/	2/16/2007	323.12	265.93	21.31	11.16	24.72	58.75	5.50	265.93	2,315.77	5.15	344
00254392	FIELDS SIDNEY D/	3/1/2007	125.12	111.12	1.51	2.92	9.57	22.75	5.50	111.12	2,193.27	5.15	344
00254392	FIELDS SIDNEY D/	3/16/2007	133.37	117.66	2.34	3.17	10.20	24.25	5.50	117.66	2,212.32	5.15	344
00254392	FIELDS SIDNEY D/	3/30/2007	72.87	65.84	0.00	1.46	5.57	13.25	5.50	65.84	2,180.47	5.15	344
00254392	FIELDS SIDNEY D/	4/16/2007	44.00	39.75	0.00	0.88	3.37	8.00	5.50	39.75	2,168.04	5.15	344
00254392	FIELDS SIDNEY D/	5/1/2007	181.50	155.71	7.15	4.76	13.88	33.00	5.50	155.71	2,288.40	5.15	344
00254392	FIELDS SIDNEY D/	5/16/2007	255.75	213.81	14.58	7.79	19.57	46.50	5.50	213.81	2,373.02	5.15	344
00254392	FIELDS SIDNEY D/	6/1/2007	459.25	367.68	36.79	19.65	35.13	83.50	5.50	367.68	2,552.47	5.15	344
00254392	FIELDS SIDNEY D/	6/15/2007	287.37	238.27	17.74	9.37	21.99	52.25	5.50	238.27	2,475.81	5.15	344
00254392	FIELDS SIDNEY D/	7/1/2007	173.25	149.24	6.33	4.43	13.25	31.50	5.50	149.24	2,415.52	5.15	344
00254392	FIELDS SIDNEY D/	7/16/2007	242.00	203.10	13.20	7.18	18.52	44.00	5.50	203.10	2,486.71	5.15	344
00254392	FIELDS SIDNEY D/	8/1/2007	22.00	19.88	0.00	0.44	1.68	4.00	5.50	19.88	2,334.03	5.15	344
00254392	FIELDS SIDNEY D/	8/16/2007	224.75	189.59	11.48	6.49	17.19	36.25	6.20	189.59	2,505.94	5.85	344
00254392	FIELDS SIDNEY D/	8/31/2007	144.15	126.21	3.42	3.49	11.03	23.25	6.20	126.21	2,469.44	5.85	344
00254392	FIELDS SIDNEY D/	10/16/2007	418.50	338.83	30.85	16.80	32.02	67.50	6.20	338.83	2,705.57	5.85	344
00254392	FIELDS SIDNEY D/	11/1/2007	410.75	332.93	30.08	16.32	31.42	66.25	6.20	332.93	2,746.81	5.85	344

00254392	FIELDS SIDNEY D/	11/16/2007	425.25	343.76	31.69	17.27	32.53	67.50	6.30	343.76	2,798.72	5.85	344
00254392	FIELDS SIDNEY D/	11/30/2007	291.37	241.37	18.14	9.57	22.29	46.25	6.30	241.37	2,745.64	5.85	344
00254392	FIELDS SIDNEY D/	12/14/2007	206.32	175.15	9.63	5.76	15.78	32.75	6.30	175.15	2,708.56	5.85	344
00254392	FIELDS SIDNEY D/	1/1/2008	433.90	350.19	32.64	17.88	33.19	68.00	6.30	350.19	2,911.77	5.85	344
00254392	FIELDS SIDNEY D/	1/16/2008	370.12	301.91	26.01	13.88	28.32	58.75	6.30	301.91	2,906.88	5.85	344
00254392	FIELDS SIDNEY D/	2/1/2008	418.95	339.18	30.90	16.83	32.04	66.50	6.30	339.18	2,985.05	5.85	344
00254392	FIELDS SIDNEY D/	2/15/2008	635.03	491.68	62.80	31.96	48.59	97.95	6.30	491.68	3,179.45	5.85	344
00254392	FIELDS SIDNEY D/	2/29/2008	558.33	437.73	51.30	26.59	42.71	85.75	6.30	437.73	3,196.97	5.85	344
00254392	FIELDS SIDNEY D/	3/14/2008	821.35	622.76	90.75	45.00	62.84	113.50	6.30	622.76	3,437.83	5.85	344
00254392	FIELDS SIDNEY D/	4/1/2008	488.24	388.42	40.79	21.68	37.35	76.75	6.30	388.42	3,292.79	5.85	344
00254392	FIELDS SIDNEY D/	4/16/2008	616.60	478.72	60.04	30.67	47.17	95.00	6.30	478.72	3,431.91	5.85	344
00254392	FIELDS SIDNEY D/	5/1/2008	627.63	486.49	61.69	31.44	48.01	95.50	6.30	486.49	3,507.22	5.85	344
00254392	FIELDS SIDNEY D/	5/16/2008	623.70	483.72	61.11	31.16	47.71	92.50	6.30	483.72	3,567.21	5.85	344
00254392	FIELDS SIDNEY D/	5/30/2008	664.65	512.52	67.25	34.03	50.85	97.00	6.30	512.52	3,662.36	5.85	344
00254392	FIELDS SIDNEY D/	6/16/2008	770.17	586.75	83.08	41.42	58.92	113.75	6.30	586.75	3,807.05	5.85	344
00254392	FIELDS SIDNEY D/	7/1/2008	620.55	481.52	60.63	30.94	47.46	89.50	6.30	481.52	3,778.84	5.85	344
00254392	FIELDS SIDNEY D/	7/16/2008	519.75	410.58	45.51	23.89	39.77	82.50	6.30	410.58	3,770.47	5.85	344
00254392	FIELDS SIDNEY D/	8/1/2008	462.10	370.03	36.87	19.85	35.35	73.35	6.30	370.03	3,781.90	5.85	344
00254392	FIELDS SIDNEY D/	8/15/2008	539.87	424.74	48.53	25.30	41.30	76.50	7.00	424.74	3,882.82	6.55	344
00254392	FIELDS SIDNEY D/	8/29/2008	486.35	387.10	40.50	21.55	37.20	68.50	7.10	387.10	3,899.17	6.55	344
00254392	FIELDS SIDNEY D/	9/16/2008	378.07	307.98	26.81	14.36	28.92	53.25	7.10	307.98	3,870.30	6.55	344
00254392	FIELDS SIDNEY D/	10/1/2008	571.72	447.15	53.31	27.52	43.74	77.90	7.10	447.15	4,051.59	6.55	344
00254392	FIELDS SIDNEY D/	10/16/2008	347.90	284.95	23.79	12.54	26.62	49.00	7.10	284.95	3,946.56	6.55	344
00254392	FIELDS SIDNEY D/	10/31/2008	231.81	195.12	12.18	6.78	17.73	32.65	7.10	195.12	3,894.19	6.55	344
00254392	FIELDS SIDNEY D/	11/14/2008	150.87	131.54	4.09	3.70	11.54	21.25	7.10	131.54	3,853.79	6.55	344
00254392	FIELDS SIDNEY D/	12/1/2008	76.32	68.95	0.00	1.53	5.84	10.75	7.10	68.95	3,806.29	6.55	344
00254392	FIELDS SIDNEY D/	12/16/2008	72.77	65.74	0.00	1.46	5.57	10.25	7.10	65.74	3,813.70	6.55	344
00254392	FIELDS SIDNEY D/	1/1/2009	111.47	100.28	0.15	2.51	8.53	15.70	7.10	100.28	3,856.71	6.55	344
00254392	FIELDS SIDNEY D/	1/16/2009	410.02	332.39	30.00	16.27	31.36	57.75	7.10	332.39	4,099.97	6.55	344
00254392	FIELDS SIDNEY D/	1/30/2009	168.62	145.60	5.86	4.25	12.91	23.75	7.10	145.60	3,955.44	6.55	344
00254392	FIELDS SIDNEY D/	2/13/2009	172.17	148.40	6.22	4.39	13.16	24.25	7.10	148.40	3,975.10	6.55	344
00254392	FIELDS SIDNEY D/	3/16/2009	150.87	131.53	4.09	3.70	11.55	21.25	7.10	131.53	3,977.14	6.55	344

00254392	FIELDS SIDNEY D/	4/16/2009	21.30	19.24	0.00	0.43	1.63	3.00	7.10	19.24	3,880.50	6.55	344
00254392	FIELDS SIDNEY D/	5/1/2009	19.52	17.64	0.00	0.39	1.49	2.75	7.10	17.64	3,881.03	6.55	344
00254392	FIELDS SIDNEY D/	5/15/2009	88.75	80.13	0.00	1.83	6.79	12.50	7.10	80.13	3,945.47	6.55	344
00254392	FIELDS SIDNEY D/	6/1/2009	275.12	245.31	0.00	8.76	21.05	38.75	7.10	245.31	4,119.53	6.55	344
00254392	FIELDS SIDNEY D/	6/16/2009	127.80	115.03	0.00	3.00	9.77	18.00	7.10	115.03	4,016.76	6.55	344
00254392	FIELDS SIDNEY D/	7/1/2009	158.33	142.29	0.00	3.92	12.12	22.30	7.10	142.29	4,056.80	6.55	344
00254392	FIELDS SIDNEY D/	7/16/2009	85.91	77.60	0.00	1.75	6.56	12.10	7.10	77.60	4,007.94	6.55	344
00254392	FIELDS SIDNEY D/	7/31/2009	35.50	32.07	0.00	0.71	2.72	5.00	7.10	32.07	3,971.00	6.55	344
00254392	FIELDS SIDNEY D/	8/14/2009	310.05	274.72	1.11	10.50	23.72	39.75	7.80	274.72	4,217.20	7.25	344
00254392	FIELDS SIDNEY D/	9/16/2009	19.50	17.61	0.00	0.39	1.50	2.50	7.80	17.61	3,991.10	7.25	344
00254392	FIELDS SIDNEY D/	10/1/2009	179.40	161.00	0.00	4.68	13.72	23.00	7.80	161.00	4,136.44	7.25	344
00254392	FIELDS SIDNEY D/	10/16/2009	390.00	336.00	9.10	15.07	29.83	50.00	7.80	336.00	4,329.38	7.25	344
00254392	FIELDS SIDNEY D/	10/30/2009	381.42	329.44	8.24	14.56	29.18	48.90	7.80	329.44	4,362.83	7.25	344
00254392	FIELDS SIDNEY D/	11/16/2009	308.10	273.21	0.91	10.41	23.57	39.50	7.80	273.21	4,344.74	7.25	344
00254392	FIELDS SIDNEY D/	12/1/2009	58.50	52.85	0.00	1.17	4.48	7.50	7.80	52.85	4,155.19	7.25	344
00254392	FIELDS SIDNEY D/	12/16/2009	189.15	169.62	0.00	5.07	14.46	24.25	7.80	169.62	4,277.81	7.25	344
00254392	FIELDS SIDNEY D/	1/1/2010	273.00	241.36	2.10	8.65	20.89	35.00	7.80	241.36	4,368.47	7.25	350
00254392	FIELDS SIDNEY D/	9/14/2012	36.25	33.47	0.00	0.73	2.05	<u>5.00</u>	7.25	33.47	4,188.47	7.25	350
00254392	FIELDS SIDNEY D/	9/14/2012	36.25	33.47	0.00	0.73	2.05	5.00	7.25	33.47	4,188.47	7.25	350

May 2010 OES Estimates

AREA	ST	STATE	OCC_CODE	OCC_TITLE	GROUP	TOT_EMP	EMP_PRSE	JOBS_1000	LOC QUOTI	H_MEAN	A_MEAN
45	SC	SC	37-2011	Janitors and Cleaners, Except Maids and Housekeeping Cleaners		26690	4.6	15.28	0.943	10.05	20890
45	SC	SC	43-9061	Office Clerks, General		35390	1.8	20.258	0.923	12.36	25710
45	SC	SC	49-9071	Maintenance and Repair Workers, General		23890	2.1	13.677	1.427	16.44	34190
45	SC	SC	51-7041	Sawing Machine Setters, Operators, and Tenders, Wood		580	20	0.332	1.139	12.47	25930
45	SC	SC	51-7042	Woodworking Machine Setters, Operators, and Tenders, Except Sawing	**	780	10.5	0.447	0.929	12.28	25550
45	SC	SC	51-7099	Woodworkers, All Other	**	**	**	**	**	13.31	27680
45	SC	SC	51-9022	Grinding and Polishing Workers, Hand Inspectors, Testers, Sorters, Samplers, and Weighers		320	18.4	0.185	0.858	12.45	25900
45	SC	SC	51-9061	Industrial Truck and Tractor Operators		8270	3.9	4.737	1.466	15.74	32730
45	SC	SC	53-7051	Industrial Truck and Tractor Operators		8650	3.5	4.951	1.214	13.84	28790

MEAN	H_PCT1	H_PCT2	H_MEDIAN	H_PCT75	H_PCT90	A_PCT10	A_PCT25	A_MEDIAN	A_PCT75	A_PCT90	ANNUAL	HOURLY
1	7.63	8.21	9.25	11.22	13.7	15860	17080	19250	23350	28490		
0.8	7.92	9.37	11.7	14.51	17.81	16480	19490	24330	30170	37050		
1.2	9.56	11.76	15.77	20.04	24.8	19890	24450	32810	41690	51580		
3.7	8	9.3	11.39	15.43	18.57	16640	19340	23690	32100	38620		
3.9	7.92	9.03	11.24	14.93	18.29	16470	18790	23380	31040	38040		
4.2	9.96	10.56	11.56	18.27	20.06	20710	21960	24040	38000	41710		
3.9	7.8	9.36	11.95	15.33	17.81	16230	19480	24850	31880	37050		
1.3	9.61	11.46	15.09	19.08	23.09	19990	23830	31390	39680	48020		
1.5	9.14	10.74	13.22	16.23	19.31	19010	22340	27500	33770	40160		

Fields #254392 23C0768-AP-55 Record on Appeal - Page 17 of 22

May 2011 OES Estimates

AREA	ST	STATE	OCC_CODE	OCC_TITLE	GROUP	TOT_EMP	EMP_PRSE	JOBS_1000	LOC QUOT	H_MEAN	A_MEAN	
45	SC	SC	37-2011	Janitors and Cleaners, Except Maids and Housekeeping Cleaners		26430	4	14.91	0.92	10.21	21240	
45	SC	SC	43-9061	Office Clerks, General		35620	1.8	20.091	0.91	12.6	26210	
45	SC	SC	49-9071	Maintenance and Repair Workers, General		21330	2.2	12.031	1.26	16.82	34990	
45	SC	SC	51-7041	Sawing Machine Setters, Operators, and Tenders, Wood		610	11.1	0.342	1.17	13.25	27560	
45	SC	SC	51-7042	Woodworking Machine Setters, Operators, and Tenders, Except Sawing		770	9.6	0.437	0.95	12.25	25490	
45	SC	SC	51-9022	Grinding and Polishing Workers, Hand		340	18.5	0.193	0.9	12.74	26490	
45	SC	SC	51-9061	Inspectors, Testers, Sorters, Samplers, and Weighers		8750	5.1	4.936	1.46	15.94	33150	
45	SC	SC	53-7051	Industrial Truck and Tractor Operators		7190	5.1	4.054	1.03	14.02	29160	
MEAN	H_PCT1	H_PCT25	H_MEDIAN	H_PCT75	H_PCT90	A_PCT10	A_PCT25	A_MEDIAN	A_PCT75	A_PCT90	ANNUAL	HOURLY
1	7.74	8.33	9.32	11.35	14.1	16090	17320	19380	23610	29330		
1.8	8.2	9.46	11.87	14.73	18.15	17060	19680	24680	30640	37750		
1.4	9.31	12.11	16.1	20.66	25.98	19360	25190	33480	42960	54030		
1.9	8.34	9.88	12.5	16.48	19.29	17360	20560	26000	34280	40110		
3.5	8.11	9.27	10.99	14.54	18.95	16860	19280	22860	30230	39410		
4	8.62	10.04	11.83	15.24	18.32	17920	20880	24610	31710	38110		
1.3	9.75	11.66	14.97	18.96	23.61	20280	24260	31150	39440	49110		
1.4	9.03	10.62	13.18	16.68	20.32	18780	22100	27420	34690	42260		

Fields #254392 23C0768-AP - Record on Appeal - Page 19 of 27



May 2013 OES Estimates

AREA	ST	STATE	OCC_CODE	OCC_TITLE	GROUP	TOT_EMP	EMP_PRSE	JOBS_1000	LOC QUOTI	H_MEAN	A_MEAN
				Janitors and Cleaners, Except							
45	SC	SC	37-2011	Maids and Housekeeping Cleaners	detailed	28980	3.7	15.872	1	10.24	21300
45	SC	SC	43-9061	Office Clerks, General	detailed	32380	1.7	17.73	0.83	12.58	26160
45	SC	SC	49-9071	Maintenance and Repair Workers,	detailed	23910	2.4	13.092	1.39	17.12	35610
45	SC	SC	51-7041	Sawing Machine Setters,	detailed	710	14	0.387	1.22	12.79	26600
45	SC	SC	51-7042	Woodworking Machine Setters,	detailed	1040	12	0.568	1.13	14.49	30140
45	SC	SC	51-9022	Grinding and Polishing Workers,	detailed	490	29.4	0.27	1.15	13.59	28260
45	SC	SC	51-9061	Inspectors, Testers, Sorters,	detailed	10590	6.2	5.798	1.63	16.55	34420
45	SC	SC	53-7051	Industrial Truck and Tractor	detailed	6500	4.7	3.561	0.94	14.41	29970

MEAN	H_PCT1	H_PCT2	H_PCT5	H_PCT75	H_PCT90	A_PCT10	A_PCT25	A_MEDIAN	A_PCT75	A_PCT90	ANNUAL	HOURLY
1.8	7.75	8.32	9.27	11.34	14.32	16130	17310	19280	23590	29790		
0.8	8.21	9.36	11.8	14.89	18.14	17090	19470	24540	30970	37730		
1.1	9.83	12.06	15.99	21.1	26.8	20440	25080	33260	43880	55740		
3.1	8.21	9.47	12.08	15.39	18.69	17080	19700	25120	32010	38870		
4.2	8.54	10.25	14.03	18.49	21.74	17760	21320	29180	38450	45220		
3.6	8.63	10.46	13.15	16.36	18.63	17960	21750	27350	34020	38750		
1.1	10.02	12.44	15.59	19.42	24.37	20850	25870	32420	40400	50690		
1.6	9.28	11.08	13.68	16.87	20.31	19310	23050	28440	35090	42240		

Filed 11/29/13 2:23 PM  
 2013-AP - Record on Appeal - Page 20 of 22

70

**CERTIFICATE OF APPELLANT**

I Sidney Fields hereby certify that the Record on Appeal contains all material proposed to be included by any parties and not any other material.

March 25, 2025

*Sidney Fields*

Sidney Fields # 254392

B.R.C.I. 4460 Broad River Rd.

Marion # 229

Columbia, S.C. 29210

**RECEIVED**

MAR 25 2025

SC Court of Appeals