

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM THE ADMINISTRATIVE LAW COURT
Administrative Law Judge Deborah Brooks Durden

ALL case NO. 23-ALJ-04-0683-AP
Appellate case NO. 2024-001892

RECEIVED

JUN 12 2025

APPELLANT,
SC Court of Appeals

DARREN G. SCOTT, 233182

V.

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, RESPONDENT.

OBJECTION TO THE RESPONDENT'S
MOTION TO SUPPLEMENT THE RECORD

This matter is before the Court on an Motion to Supplement the Record from the Respondents to add the following (1) Email dated April 10, 2024, (2) Screen print-out of no P.I. private sector Account, and (3) paystubs showing a base rate of pay of .404. At this time Appellant would respectfully submit the following in full objection to the respondents motion.

(1) The Email dated April 10, 2024 was submitted see → It states that Appellant either worked traditional or Service programs as there was not a P.I.E.C.P program at Lieber. Appellant states that he did not work traditional programs for traditional programs do not involve private sectors Companies like Carolina Tex, or Caterpillar. If the Respondents continue to rely on Service, 24-3-430 has the language that states "the provision of services" so services is included in the statute of 24-3-430. To what is within the guidelines of 24-3-430, therefore the prevailing wage statute apply in this case.

(2) Screen print-out that Appellant had no P.I. private sector account. Appellant states that this is just paperwork generated by the respondents and not back-up by any statute, the only mention of any account in the statute is under 24-3-430(H) that refers to 24-3-40(# 5) that states "Ten percent must be held in an interest bearing escrow account for the benefit of the prisoner." Appellant has said Account, set over \$1,500. dollars.

(3) Paystubs showing a base rate of pay 40¢.

In this issue the Respondents state that the base rate pay was 40¢ this is not what the Agreement states, it states the pay for each inmate is \$4.20 per. hour per. inmate, this is the base rate including training hours. This information is relied on by the contract, not some cover-page, that the respondent generate after the contracts are signed.

It is evident that Lieber Correction was a P.I.E. to what falls under the Bureau of Justice 24-3-430

Please see the Exhibit # F

Also the service projects are subject to the prevailing wage statute, S.C. Code 24-3-430.

The primary question in this case is whether the department SCDL the respondents action falls under the enterprise of [RICO] Racketeer Influenced & Corrupt Organizations

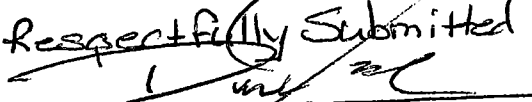
To what is evident in this case Appellant would request this courts attention to a case in particular Hughes V. Staudt, January 23, 2008 Case # 0:06-2078-JEA

BM, whom Appellant worked for the same program Assistant for the Division of Industries project located at Lieber A - Mr. Mark Gethers in his affidavit for the State SCDL Respondents, attests that Caterpillar Inc. operated under specifically under 24-3-430. This affidavit is part of SCDL's record as well as the court's record.

As part of the record Appellant has submitted his Certificates & Forklift driver's license with Mr. Mark Gethers signature on them.

CONCLUSION

In conclusion Appellant would be in full objection to the motion to Supplement the Record.

Respectfully Submitted


Darren G. Scott 233122
Allendale Corr. Inst.
1057 Revolutionary Trail
Fairfax, S.C. 29827

This 9th day of April 2025

S.C. Department of Corrections
P.O. Box 21787
4444 Broad River Rd.
Columbia, S.C. 29221-1787

To Whom it May Concern:

Having reviewed the proposed project/s for the Lieber Correctional Institution under the Prison Industries Enhancement program, I make the following determination regarding projected impact upon the local area.

~~_____~~ X This project will not result in the displacement of workers and will not adversely affect employers in the area.

_____ This project will result in the displacement of workers and will adversely impact employers in the area.



Area Director Signature

Summerville

SCESC Workforce Center

EX-F

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DARREN G. SCOTT, 233182

APPELLANT,

v.

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, RESPONDENT.

CERTIFICATE OF SERVICE

Appellant hereby certifies that on this date, he mailed a copy of the objection to the Motion to Supplement the record to the following by depositing a copy hereof in the institution mail, to the last known addresses as follows, with exhibits.

(1-copy)

The Honorable Catherine S. Harrison
Chief Deputy Clerk
The South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201

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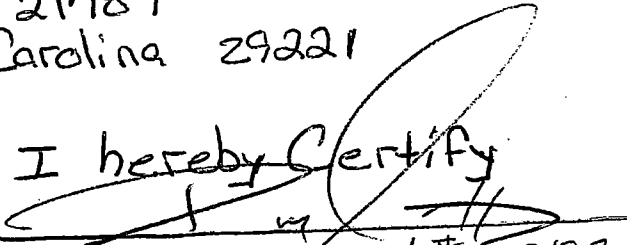
SC Court of Appeals

(1-copy)

The Honorable Christina Catoe Bigelow
Deputy General Counsel
South Carolina Department of Corrections
Post Office Box 21787
Columbia, South Carolina 29221

This 9th day of April 2025

I hereby certify


Darren G. Scott # 233182
Allendale Correctional Inst.
1057 Revolutionary Trail
Fairfax, South Carolina
29827

Darren B. Scott # 233182
Allendale Correctional Institution
HAB-0057-F-3
1057 Revolutionary Trail
Fairfax, South Carolina
29827

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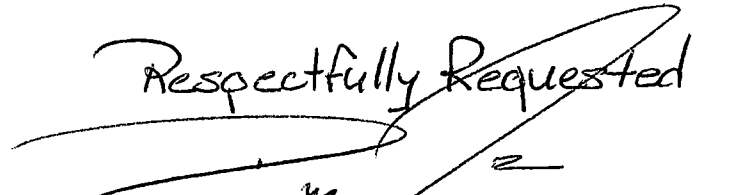
JUN 12 2025
SC Court of Appeals

TO: The Honorable Jenny A Kitchings
Clerk of Court, SC Court of Appeals
Post office Box 11629
Columbia, South Carolina
29211

RE: Case # 2024-001892 - "Objection to the motion to Supplement
the Record"

Date: April 9th 2025

Dear, Honorable Kitchings
Enclosed please find the objection to the respondent's
motion to Supplement the record with exhibits.
I respectfully Request a clocked stamped copy.
Thank you for your time in this matter, for it is
most appreciated.

Respectfully Requested


Darren B. Scott

This 9th day of April 2025

cc: Ms. Christina Bigelow

