

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

---

RECEIVED  
JUL 16 2025  
SC Court of Appeals

APPEAL FROM ADMINISTRATIVE LAW COURT  
Deborah Brooks Duden, Administrative Judge

---

Appellate Case No. 2025-000925

---

Jarvis Johnson, #216908,

Appellant,

v.

South Carolina Department of Probation, Parole  
and Pardon Services,

Respondent.

---

MOTION TO REINSTATE APPEAL

---

June 28<sup>th</sup>, 2025

s/ Jarvis Johnson

Jarvis Johnson, #216908, Appellant  
Kershaw Corr. Inst.  
4848 Goldmine Hwy Syc A-61  
Kershaw, SC - 29067

## Appellate Case No. 2025-000925

Appellant in the above mentioned case humbly motions this court to reinstate the appeal in this matter. A timely notice of appeal was filed with the Honorable Jenny Abbott Kitchings, Clerk on May 5<sup>th</sup>, 2025 and date stamped by Kershaw mail room on May 7<sup>th</sup>, 2025. See Appendix Pg. 8

Appellant has no control over mail room operation at Kershaw Corr. Inst. and has no way of knowing if or when mail actually leaves the institution.

On May 23<sup>rd</sup>, 2025, Appellant received a date stamped copy of the filed notice of appeal along with a letter from the Honorable Catherine S. Harrison, Chief Deputy Clerk with Appellate Case No. assignment and outlining several deficiencies with Appellant's Proof of Service. See Appendix pgs. 1-13

Appellant responded with a letter to the Honorable Jenny Abbott Kitchings, Clerk indicating date Appellant received Clerk's letter and requested that the ten (10) day time limit to correct deficiencies begin on May 23<sup>rd</sup>, 2025 - the day Appellant signed for and received Clerk's letter; Appellant also sent corrected Proofs of Service for filing. See Appendix pgs. 14-22

Appellant contends that the Notice of Appeal was filed timely, but not in compliance with SCACH; Appellant was made aware of the deficiencies by the Clerk, corrected them in the allotted time frame and is not in violation of Rule 203(b)(6), SCACP. The Notice of Appeal was deposited in the mailbox on May 5<sup>th</sup>, 2025;

## Appellate Case No. 2025-000925

Appellant shouldn't be held responsible for an institutions operations and/or functioning of its vital services, i.e. mail room.

Failure to comply with rules of appellate procedure --- does not require dismissal, but instead, appellant is required to serve and file --- in compliance with rules. "[T]he South Carolina Appellate Court Rules are not mere technicalities but provide the parties and this Court with an orderly mechanism through which to guide appeals in this State. It is incumbent upon counsel to provide material that complies with the Rules and facilitates appellate review." *Henning v. Koye*, 307 S.C. 436, 415 S.E.2d 794, 794 (1992)

---

### CONCLUSION

---

WHEREFORE, the Appellant, based on the foregoing, respectfully requests that the court grants Motion to Reinstate Appeal and further relief as the court deems just and appropriate.

June 28<sup>th</sup>, 2025

Respectfully submitted,  
s/ Jarvis Johnson

Jarvis Johnson, #216908, Appellant  
Kershaw Corr. Inst.

4848 Goldmine Hwy A-61

Kershaw, S.C. 29067

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

---

RECEIVED  
JUL 16 2025  
SC Court of Appeals

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

---

Appellate Case No. 2025-000925

---

Jarvis Johnson, #216908,

Appellant,

v.

South Carolina Department of Probation, Parole  
and Pardon Services,

Respondent.

---

APPENDIX

---

June 28<sup>th</sup>, 2025

s/ Jarvis Johnson

Jarvis Johnson, #216908, Appellant  
Kershaw Colri Inst.  
4848 Goldmine Hwy Syc A-61  
Kershaw, S.C. 29067

Appellate Case No. 2025-000925

Page

APPENDIX

Index

- 1- Letter to Clerk dated May 2, 2025
- 2- Notice of Appeal
- 3- Motion to Proceed In Forma Pauperis w/ Affidavit
- 4- Proof of Service
- 5- Order of Dismissal from ALJ pg. 1 of 3
- 6- Order of Dismissal ... 2 of 3
- 7- Order of Dismissal ... 3 of 3
- 8- Date stamped envelope (Kershaw Corr. Inst. mail room)
- 9- Letter from Clerk dated May 16, 2025 pg. 1 of 5
- 10- Letter from Clerk ... 2 of 5
- 11- Letter from Clerk ... 3 of 5
- 12- Letter from Clerk ... 4 of 5
- 13- Letter from Clerk ... 5 of 5
- 14- Letter to Clerk dated May 24, 2025 pg. 1 of 2
- 15- Letter to Clerk ... 2 of 2
- 16- Proof of Service (revised) pg. 1 of 2
- 17- Proof of Service ... 2 of 2
- 18- Proof of Service (revised) pg. 1 of 2
- 19- Proof of Service ... 2 of 2
- 20- SCDC Form 10-14 addressed to S.C. Court of Appeals
- 21- ~~SCDC~~ Form 10-14 addressed to S.C. General Counsel
- 22- SCDC Form 10-14 addressed to S.C. Administrative Law Judge
- 23- Order of Dismissal filed June 23<sup>rd</sup>, 2025

THE STATE OF SOUTH CAROLINA

RECEIVED

In The Court of Appeals

---

JUL 16 2025  
SC Court of Appeals

APPEAL FROM ADMINISTRATIVE LAW COURT  
Deborah Brooks Durdan, Administrative Law Judge

---

Appellate Case No. 2025-000925

---

Jarvis Johnson, #216908,

Appellant,

v.

South Carolina Department of Probation, Parole  
and Pardon Services,

Respondent.

---

PROOF OF SERVICE

---

I, Jarvis Johnson, #216908, Petitioner in the above matter, certify that I have served the filed Motion to Reinstate Appeal and Appendix on the Respondent by depositing a copy of the same in the United States mail, postage prepaid, the 30<sup>th</sup> day of June, 2025, addressed to:

Mr. Matthew C. Buchanan, General Counsel  
South Carolina Department of Probation, Parole  
and Pardon Services  
P.O. Box 207  
Columbia, S.C. 29202

I further certify that the format shown by Form 7 in Appendix  
C to part II of the SCACH has been followed and that all  
parties required by the SCACH to be served have been served.

June 30<sup>th</sup>, 2025 s/ Jarvis Johnson

Jarvis Johnson, #216908, Appellant  
Kershaw Coll. Inst.  
4848 Goldmine Hwy Syc A-61  
Kershaw, S.C. 29067

cc S.C. Court of Appeals  
General Counsel

May 2, 2025

The Honorable Clerk of Court  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, S.C. 29211

RECEIVED

MAY 13 2025

SC Court of Appeals

RE: Jarvis Johnson #216908 Appellant, v. S.C. Dept. of Probation,  
Parole and Pardon Services, Respondent. Case No. 24-ALJ-15-0041

Dear Clerk of Court:

Enclosed for filing is a Notice of Appeal in the above case. Also enclosed are the following:

- (1) Proof of service of the notice of appeal on the Respondent
- (2) A copy of the order which is to be challenged on appeal
- (3) A motion to proceed in forma pauperis and affidavit

Sincerely,

Jarvis Johnson

Jarvis Johnson #216908  
Kershaw Correctional Institution  
4848 Goldmine Hwy Syc A-61  
Kershaw, S.C. 29062

cc PDS  
AJJ  
JJ

1

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

---

RECEIVED

MAY 13 2025

SC Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW JUDGE  
Deborah Brooks Durden, Administrative Judge  
Case No. 24-ALJ-15-0041

Jarvis Johnson #216908,

Appellant,

v.

S.C. Dept. of Probation, Parole and  
Pardon Services,

Respondent.

NOTICE OF APPEAL

I, Jarvis Johnson #216908, appeal the decision of the Honorable Deborah Brooks Durden dated April 7, 2025. Appellant received a copy of this decision on April 9, 2025.

May 2, 2025

s/ Jarvis Johnson

Jarvis Johnson #216908  
Kershaw Correctional Institution  
4848 Goldmine Hwy Syc A-61  
Kershaw, S.C. 29067

cc PPPS  
ALJ  
JJ

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM ADMINISTRATIVE LAW JUDGE  
Deborah Brooks Durden, Administrative Judge

RECEIVED

Case No. 24-ALJ-15-0041

MAY 13 2025

SC Court of Appeals

Jarvis Johnson, #216908

Appellant,

v.

S.C. Dept. of Probation, Parole and  
Pardon Services,

Respondent.

- Motion to proceed in forma pauperis and affidavit -

I, Jarvis Johnson #216908, being duly sworn, state that I am the Petitioner and that due to financial hardship and economical loss to pay the costs of filing in the present matter, I respectfully request that the Notice of Appeal be filed without costs.

S/ Jarvis Johnson

Jarvis Johnson #216908  
Kershaw Correctional Institution  
4848 Goldmine Hwy Syc A-61  
Kershaw, SC 29067

Sworn to and Subscribed before  
me this 5<sup>th</sup> day of May, 2025  
Cathrine A. Chesser

Notary Public for South Carolina  
My Commission Expires 1-22-2029

ORDER

Leave granted/denied to proceed in forma pauperis.

Date: \_\_\_\_\_

Court of Appeals Judge/Clerk of Court  
Columbia, S.C. 29211

cc PPS  
AZJ  
JJ

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM ADMINISTRATIVE LAW COURT

Deborah Brooks Purden, Administrative Law Judge

RECEIVED

MAY 13 2025

Case No. 24-ALJ-15-0041

SC Court of Appeals

Jarvis Johnson #216908,

Appellant,

v.  
S.C. Dept. of Probation, Parole and  
Pardon Services,

Respondent.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal, Motion to Proceed In Forma Pauperis and Affidavit on the South Carolina Court of Appeals, The Honorable Clerk of Court by depositing a copy of it in the United States Mail, postage prepaid, on May 5, 2025, addressed to P.O. Box 11629, Columbia, S.C. 29211

May 2, 2025

s/ Jarvis Johnson  
Jarvis Johnson #216908  
Kershaw Correctional Institution  
4848 Goldmine Hwy Syc A-61  
Kershaw, S.C. 29067

cc PPPS  
ALJ  
JJ

STATE OF SOUTH CAROLINA  
ADMINISTRATIVE LAW COURT

Jarvis Johnson, #216908,

Docket No. 24-ALJ-15-0041-AP

Appellant,

v.

South Carolina Department of Probation,  
Parole and Pardon Services,

Respondent.

ORDER OF DISMISSAL  
RECEIVED

MAY 13 2025

SC Court of Appeals

This case is before the Administrative Law Court (ALC or Court) pursuant to the appeal of Jarvis Johnson (Appellant), an individual incarcerated with the South Carolina Department of Corrections. On October 24, 2024, the South Carolina Department of Probation, Parole and Pardon Services (Department) notified Appellant the South Carolina Parole Board (Board) had rejected his most recent request for parole. In its Notice of Rejection, the Board stated it considered the factors outlined in section 24-21-640 of the South Carolina Code (2025) and the factors set forth in Form 1212. Appellant challenges the Board's denial of parole on the grounds that the Board's decision was in violation of state and federal law, the Department provided Appellant inaccurate information in his parole file, and there is a lack of evidence the Board actually considered the factors it claimed to consider.

On January 6, 2025, the Department filed the Record on Appeal with this Court. On February 13, 2025, Appellant filed his initial Brief with this Court. On March 6, 2025, the Department filed its Brief with this Court. On March 20, 2025, Appellant filed a Reply Brief with this Court. Section 1-23-600(D) of the South Carolina Code (Supp. 2024) provides, "An administrative law judge shall not hear...an appeal involving the denial of parole to a potentially eligible inmate by the [Department]." Thus, this Court's authority to review a decision of the Board is limited to determining if the Board abrogated an inmate's right to parole eligibility and, thus, infringed on a state-created liberty interest. Cooper v. S.C. Dep't of Probation, Parole and Pardon Servs., 377 S.C. 489, 499, 661 S.E.2d 106, 111 (2008). A decision of the Board is arbitrary and capricious if it fails to indicate it considered the relevant factors in section 24-21-640 and Form 1212. Compton v. S.C. Dept. of Probation, Pardon and Parole Servs., 385 S.C. 476, 479, 685 S.E.2d 175, 177 (2009). If the Board states it considered the above relevant factors, the decision of the Board constitutes a routine denial of parole which this Court has no jurisdiction to hear. Id.

FILED

04/07/2025

SC Admin. Law Court

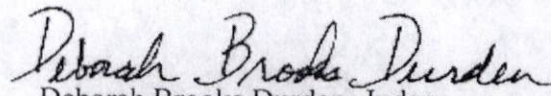
Form 1212 requires inmates to report inaccuracies in their parole file to the Board. Our courts have recognized this requirement creates an implied right of the inmate to the opportunity to review their parole file for the purpose of identifying errors and inaccuracies therein. Kelsey v. S.C. Dept. of Probation, Parole, & Pardon Servs., 441 S.C. 373, 378, 893 S.E.2d 588, 591 (Ct. App. 2023). The record shows Appellant spent approximately fifteen minutes reading his parole file and identified inaccuracies in the record. During the hearing, Appellant brought these inaccuracies to the attention of the Board and the Board chairperson thanked Appellant for “pointing out these inaccuracies.” The record shows Appellant was afforded his right to review the file and his right to notify the Board of any errors or inaccuracies therein. Therefore, the Court finds the Department did not deprive Appellant of his rights where he was allowed to review and correct inaccurate information in his parole file.

I have reviewed the record on appeal and in particular the Notice of Rejection dated October 24, 2024, and find the Board followed proper procedure in that it did consider the relevant factors in reaching its decision, and that this is a routine denial of parole. Cooper, 377 S.C. at 500, 661 S.E.2d at 112.

**ORDER**

**IT IS THEREFORE ORDERED** that the Board’s determination that Appellant should be denied parole in this instance is **AFFIRMED** and this appeal is **DISMISSED**, with prejudice.

**AND IT IS SO ORDERED.**

  
Deborah Brooks Durden, Judge  
S.C. Administrative Law Court

April 7, 2025  
Columbia, South Carolina

**CERTIFICATE OF SERVICE**

I, Robin E. Coleman, hereby certify that I have this date served this Order upon all parties to this cause by depositing a copy hereof, in the United States mail, postage paid, or by electronic mail to the address provided by the party(ies) and/or their attorney(s).

*Robin Coleman*

Robin E. Coleman  
Judicial Aide to Judge Deborah Brooks Durden

April 7, 2025  
Columbia, South Carolina

FILED

**04/07/2025**

SC Admin. Law Court

Mr. Jarvis D. Johnson #216908  
Kershaw Correctional Institution  
4848 Goldmine Hwy Syc A-61  
Kershaw, S.C. 29067



00

The Honorable Clerk of Court  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, S.C. 29211

**RECEIVED**

MAY 07 2025

KERSHAW CI  
MAIL ROOM



## The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

CATHERINE S. HARRISON  
CHIEF DEPUTY CLERK

POST OFFICE BOX 11629  
COLUMBIA, SOUTH CAROLINA 29211  
1220 SENATE STREET  
COLUMBIA, SOUTH CAROLINA 29201  
TELEPHONE: (803) 734-1890  
FAX: (803) 734-1839  
[www.sccourts.org](http://www.sccourts.org)

May 16, 2025

Jarvis Johnson, 216908  
Kershaw Correctional Institution  
4848 Gold Mine Hwy  
Kershaw SC 29067

Re: Jarvis Johnson, #216908 v. SCDPPPS  
Appellate Case No. 2025-000925

Dear Mr. Johnson:

This Court has received your notice of appeal, and the case has been assigned the appellate case number that appears above. Please use this number on all future correspondence relating to this matter.

All parties to this matter are advised that all filings must comply with the requirements of Rule 267 of the South Carolina Appellate Court Rules (SCACR). The SCACR are available online at [www.sccourts.org/courtreg](http://www.sccourts.org/courtreg). Additionally, any filings submitted by counsel admitted in South Carolina must include counsel's bar number.

The attention of the parties is directed to the order relating to the inclusion of personal data identifiers and other sensitive information in documents filed with the Supreme Court of South Carolina and the South Carolina Court of Appeals. The order can be found at [www.sccourts.org/courtOrders/displayOrder.cfm?orderNo=2014-04-15-02](http://www.sccourts.org/courtOrders/displayOrder.cfm?orderNo=2014-04-15-02). Please note that the responsibility for insuring that information is redacted or sealed as required by this order rests with counsel and the parties. This office will *not* review

filings for redaction or to determine if materials should be sealed.

This is to advise that the title in the above matter has been changed to read as follows:

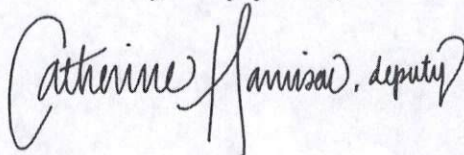
**Jarvis Johnson, #216908, Appellant,**

**v.**

**South Carolina Department of Probation, Parole and Pardon Services,  
Respondent.**

All future records in this matter should be changed to reflect this title. If you have any questions, please do not hesitate to contact this office.

Very truly yours,

A handwritten signature in cursive script that reads "Catherine Hamisa, deputy". The signature is written in black ink and is positioned above the typed name "CLERK".

CLERK

cc: Matthew C. Buchanan, Esquire



## The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

CATHERINE S. HARRISON  
CHIEF DEPUTY CLERK

POST OFFICE BOX 11629  
COLUMBIA, SOUTH CAROLINA 29211  
1220 SENATE STREET  
COLUMBIA, SOUTH CAROLINA 29201  
TELEPHONE: (803) 734-1890  
FAX: (803) 734-1839  
[www.sccourts.org](http://www.sccourts.org)

May 16, 2025

Jarvis Johnson, 216908  
Kershaw Correctional Institution  
4848 Gold Mine Hwy  
Kershaw SC 29067

Re: Jarvis Johnson, #216908 v. SCDPPPS  
Appellate Case No. 2025-000925

Dear Mr. Johnson:

Upon reviewing your motion to proceed in forma pauperis, the following deficiency has been noted under the South Carolina Appellate Court Rules (SCACR), and any deficiency must be corrected within ten (10) days of the date of this letter or your filing will not be considered:

- The accompanying proof of service is not in compliance with the SCACR. Your proof of service should be substantially in the format shown by Form 7 in Appendix C to part II of the SCACR. You must serve counsel for Respondent.

Very truly yours,

A handwritten signature in cursive script that reads "Catherine Harrison, deputy".

CLERK

cc: Matthew C. Buchanan, Esquire



## The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

CATHERINE S. HARRISON  
CHIEF DEPUTY CLERK

POST OFFICE BOX 11629  
COLUMBIA, SOUTH CAROLINA 29211  
1220 SENATE STREET  
COLUMBIA, SOUTH CAROLINA 29201  
TELEPHONE: (803) 734-1890  
FAX: (803) 734-1839  
[www.sccourts.org](http://www.sccourts.org)

May 16, 2025

Jarvis Johnson, 216908  
Kershaw Correctional Institution  
4848 Gold Mine Hwy  
Kershaw SC 2906

Re: Jarvis Johnson, #216908 v. SCDPPPS  
Appellate Case No. 2025-000925

Dear Mr. Johnson:

Upon reviewing your notice of appeal, the following deficiencies have been noted under the South Carolina Appellate Court Rules (SCACR), and any deficiency must be corrected within ten (10) days of the date of this letter or this matter will be dismissed:

- The accompanying proof of service is not in compliance with the SCACR. Your proof of service should be substantially in the format shown by Form 7 in Appendix C to part II of the SCACR. You must serve counsel for Respondent.
- A proof of service showing that a copy has been served on the Administrative Law Court has not been provided as required by Rule 203(b)(6), SCACR.

Very truly yours,

*Catherine Hannison, deputy*

CLERK

cc: Matthew C. Buchanan, Esquire

May 24, 2025

The Honorable Jenny Abbott Kitchinings  
Clerk of Court  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, S.C. 29211

RE: Jarvis Johnson, #216908, Appellant,  
v.  
South Carolina Department of Probation, Parole  
and Pardon Services, Respondent.

Case No. 24-ALJ-15-0041  
Appellate Case No. 2025-000925

Dear Ms. Kitchinings:

I received and signed for your response to my notice of appeal on May 23, 2025, at Kershaw C.I. mail room. I'm requesting, respectfully, that my ten (10) days to correct deficiencies begin at this date.

1 of 2

14

May 24, 2025

Enclosed, please find the proof of service(s) for my notice of appeal and motion to proceed in forma pauperis with affidavit (corrections made). A proof of service was initially sent to Respondent and the Administrative Law Court, so I'm hoping the corrections are what you are referring to specifically.

I followed all other SCACH Rules to the letter, so I pray this now meets the requirements stated in your letter. If not, please inform me so that this process can move forward.

Thank you for your time and assistance.

Sincerely,

Jarvis Johnson

Jarvis Johnson \*216908

Kershaw Corr. Inst.

4848 Goldmine Hwy Syc A-61

Kershaw, S.C. 29067

cc ALJ

PPPS

JJ

2 of 2

15

|

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

---

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

---

Case No. 24-ALJ-15-0041

---

|

Jarvis Johnson, #216908,

Appellant,

v.

South Carolina Department of Probation, Parole  
and Pardon Services,

Respondent.

---

PROOF OF SERVICE

---

I, Jarvis Johnson, #216908, Petitioner in the above matter, certify that I have served the filed Motion to proceed in forma pauperis and Affidavit on the Respondent by depositing a copy of the same in the United States mail, postage prepaid, the 27<sup>th</sup> day of May, 2025, addressed to:

1 of 2

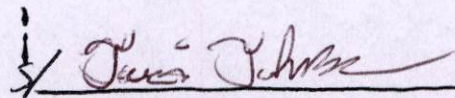
16

Mr. Matthew C. Buchanan, General Counsel  
South Carolina Department of Probation, Parole  
and Pardon Services  
P.O. Box 207  
Columbia, S.C. 29202

The Honorable Deborah Brooks Durden  
Judge, Administrative Law Court  
1205 Pendleton Street, Suite 224  
Columbia, S.C. 29201

I further certify that the format shown by Form 7 in Appendix  
C to part II of the SCACH has been followed and that  
all parties required by the SCACH to be served have been  
served.

May 27, 2025



Jarvis Johnson, #216908, Appellant  
Kershaw Correctional Institution  
4848 Goldmine Hwy Syc A-61  
Kershaw, S.C. 29067

cc ALJ  
PPPS  
JJ

2 of 2

17

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

---

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

---

Case No. 24-ALJ-15-0041

---

Jarvis Johnson, #216908

Appellant,

v.

South Carolina Department of Probation, Parole  
and Pardon Services,

Respondent.

---

PROOF OF SERVICE

---

I, Jarvis Johnson, #216908, Petitioner in the above matter, certify that I have served the filed Notice of Appeal on the Respondent and the Administrative Law Court by depositing a copy of the same in the United States mail, postage prepaid, the 27<sup>th</sup> day of May, 2025, addressed to:

1 of 2

18

Mr. Matthew C. Buchanan, General Counsel  
South Carolina Department of Probation, Parole  
and Pardon Services  
P.O. Box 207  
Columbia, S.C. 29202

The Honorable Deborah Brooks Durden  
Judge, Administrative Law Court  
1205 Pendleton Street, Suite 224  
Columbia, S.C. 29201

I further certify that the format shown by Form 7 in Appendix  
C to part II of the SCACR has been followed and that all  
parties required by Rule 203(b)(6), SCACR to be served have  
been served.

May 27, 2025

s/ Jarvis Johnson  
Jarvis Johnson, #216908, Appellant  
Kershaw Correctional Institution  
4848 Goldmine Hwy Syc A-61  
Kershaw, S.C. 29067

cc ALJ  
PPPS  
JJ

2 of 2

19







# The South Carolina Court of Appeals

Jarvis Johnson, #216908, Appellant,

v.

South Carolina Department of Probation, Parole and  
Pardon Services, Respondent.

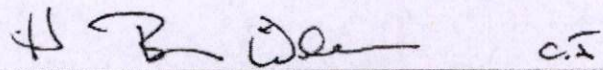
Appellate Case No. 2025-000925

---

## ORDER

---

This appeal arises out of an order of the Administrative Law Court (ALC) affirming the denial of parole. Appellant indicated he received the ALC's decision on April 9, 2025, but did not serve the notice of appeal until May 27, 2025. Accordingly, this appeal is dismissed for the failure to timely serve the notice of appeal. See Rule 203(b)(6), SCACR (stating a notice of appeal from the ALC shall be served on the ALC and all parties of record within 30 days after receipt of the decision); *Elam v. S.C. Dep't of Transp.*, 361 S.C. 9, 14-15, 602 S.E.2d 772, 775 (2004) ("The requirement of service of the notice of appeal is jurisdictional, *i.e.*, if a party misses the deadline, the appellate court lacks jurisdiction to consider the appeal. . . ."). The remittitur will be sent as provided by Rule 221(b), SCACR.



FOR THE COURT

Columbia, South Carolina

cc:

Jarvis Johnson, 216908

Matthew C. Buchanan, Esquire

**FILED**  
**Jun 23 2025**

June 28, 2025

The Honorable Catherine S. Harrison  
Chief Deputy Clerk  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, S.C. 29211

RECEIVED  
JUL 16 2025  
SC Court of Appeals

RE: Jarvis Johnson, \*216908, Appellant,

v.

South Carolina Department of Probation, Parole  
and Pardon Services, Respondent.

Appellate Case No. 2025-000925

Dear Ms. Harrison:

I received an order from the S.C. Court of Appeals on June 26<sup>th</sup>, 2025, dismissing my appeal for, "failure to timely serve the notice of appeal." (See Appendix pg. 23) I'm not sure how the mix-up occurred, but I'm respectfully requesting your assistance with this matter.

Please file the enclosed Motion To Reinstate Appeal and Proof of Service with your office and prayerfully this matter can be quickly resolved.

1 of 2

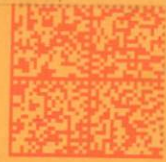
Thank you for your help with this matter.

Sincerely,

June 28, 2025

s/ Jarvis Johnson  
Jarvis Johnson, #216908, Appellant  
Kershaw Corr. Inst.  
4848 Goldmine Hwy Syc A-61  
Kershaw, S.C. 29067

Mr. Jarvis Johnson #216908  
Kershaw Correctional Institution  
4848 Goldmine Hwy Syc A-61  
Kershaw, S.C. 29067



US POSTAGE PAID BY PITNEY BOWES  
ZIP 29067 \$ 003.28<sup>0</sup>  
02 4W  
0000378441 JUL 14 2025

RECEIVED  
JUL 16 2025  
SC Court of Appeals

South Carolina Court of Appeals  
Jenny Abbott Kitchings, Clerk  
Post Office Box 11629  
Columbia, South Carolina 29211

Legal Mail

RECEIVED  
JUL 14 2025  
KERSHAW CI  
MAIL ROOM

*For Mr. Jarvis Johnson  
Kershaw Correctional Institution*