

RECEIVED

Dec 29 2025

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT
Samuel L. Johnson, Administrative Law Court Judge

Case No. 24-ALJ-04-0156-AP

Luther B. Marcus, #218408, Respondent,

v.

South Carolina Department of Corrections, Appellant.

NOTICE OF APPEAL

The Appellant South Carolina Department of Corrections hereby appeals the Order issued by Administrative Law Judge Samuel L. Johnson and filed on November 25, 2025.

The Appellant’s counsel received written notice of entry of the Order filed on November 25, 2025, on December 1, 2025. Therefore, this Notice of Appeal is timely served pursuant to Rule 203(c), SCACR.

LINDEMANN LAW FIRM, P.A.

BY: s/ Andrew F. Lindemann

ANDREW F. LINDEMANN #13030
5 Calendar Court, Suite 202
Post Office Box 6923
Columbia, South Carolina 29260
(803) 881-8920

BARTON J. VINCENT #17213
GENERAL COUNSEL
SOUTH CAROLINA DEPARTMENT
OF CORRECTIONS
4444 Broad River Road
Columbia, South Carolina 29221
(803) 896-8508

*Counsel for Appellant
South Carolina Department of Corrections*

December 29, 2025

Pro Se Respondent:

Luther Marcus, #218408
Perry Correctional Institution
430 Oaklawn Road
Pelzer, South Carolina 29669

Mr. Luther Marcus
130 Amber Drive
Six Mile, South Carolina 29682

RECEIVED

Dec 29 2025

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT
Samuel L. Johnson, Administrative Law Court Judge

Case No. 24-ALJ-04-0156-AP

Luther B. Marcus, #218408, Respondent,

v.

South Carolina Department of Corrections, Appellant.

CERTIFICATE OF SERVICE

The undersigned employee of Lindemann Law Firm, P.A., counsel for the Respondent South Carolina Department of Corrections, does hereby certify that service of the **Notice of Appeal** in the above-captioned matter was made upon the *pro se* Appellant and all other counsel of record by placing copies in the United States Mail, first class postage prepaid, at the below listed address clearly indicated on said envelopes this the 29th day of December 2025, as follows:

Luther Marcus, #218408
Perry Correctional Institution
430 Oaklawn Road
Pelzer, South Carolina 29669

Mr. Luther Marcus
130 Amber Drive
Six Mile, South Carolina 29682

Barton J. Vincent, Esquire
General Counsel
South Carolina Department of Corrections
Post Office Box 21787
Columbia, South Carolina 29221-1787

s/ Andrew F. Lindemann



Telephone (803) 881-8920
Facsimile (803) 862-1181

5 Calendar Court, Suite 202 (29206)
Post Office Box 6923
Columbia, South Carolina 29260

ANDREW F. LINDEMANN*
Direct Dial: (803) 881-8921
Email: andrew@ldlawsc.com

*Also Admitted in North Carolina

December 29, 2025

RECEIVED
Dec 29 2025
SC Court of Appeals

Via Email Only

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
Email: ctappfilings@sccourts.org

RE: Luther B. Marcus, #218408 v. South Carolina Department of Corrections
ALC Number: 24-ALJ-04-0156-AP
Our File Number: 340.20837

Dear Ms. Kitchings:

Pursuant to Section (b)(2) the Supreme Court's Order Re: Methods of Electronic Filing and Service Under Rule 262 of the South Carolina Appellate Court Rules (As Amended April 24, 2024), please find enclosed for filing the **Notice of Appeal** with regard to the above referenced matter. The Appellant is an agency of the State of South Carolina and is, therefore, exempt from the filing fee.

By copy of this letter, I am serving a copy on the *pro se* Respondent via U.S. Mail. If you have any questions, please advise.

Thank you for your assistance.

Sincerely,

LINDEMANN LAW FIRM, P.A.

Andrew F. Lindemann

AFL/jac
Enclosure

The Honorable Jenny Abbott Kitchings
December 29, 2025
Page Two

cc: (w/ Enclosure)

Luther Marcus, #218408
Perry Correctional Institution
430 Oaklawn Road
Pelzer, South Carolina 29669

Mr. Luther Marcus
130 Amber Drive
Six Mile, South Carolina 29682