

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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JAN 07 2026

APPEAL FROM THE ADMINISTRATIVE LAW COURT SC Court of Appeals

Hon. Ralph King Anderson, III, ALJ

South Carolina Department of Corrections,

Respondent,

v.

William Ballew,

Appellant.

EXPLANATION OF APPEAL  
(Cf. Rule 243, SCACR)

To clarify the state-created property interest subject to 14th Amendment protection, William Ballew submits the following explanation to support acceptance of his appeal:

A. Denial of Procedural Due Process of Law:

1. November 25, 2025, Respondent placed their Motion to Dismiss in the SCDC Mail Room at 4444 Broad River Road, Columbia, SC to be delivered to Appellant via agency mail, not usps. This was the beginning of a 2-day holiday for Thanksgiving and the weekend.

2. Appellant received Respondent's Motion to Dismiss on December 2, 2025. (See copy of envelope, enclosed herewith and by this reference made part hereof).

3. On December 4, 2025, the case was dismissed by Judge Anderson.

4. On December 8, 6 days after receiving the Motion and allowing 4 additional days for mail service, Appellant served upon the ALC and Respondent 3 documents: (1) "Appellant's Objection to Respondent's Motion to Dismiss", (2) "Affidavit of William Ballew", and (3) "Appellant's Motion for Order Compelling Production of the Record on Appeal or Motion for Order Grnating Discovery".

5. On December 9, 2025, 3 days prior to being out-of-time with his objection to the Motion to Dismiss, appellant received the Order of Dismissal.

B. Protectable Property Interest:

Twenty-nine years ago, Appellant faithfully deposited ten percent (10%) of his gross earnings from Prison Industries work into an interest-bearing escrow account pursuant to S.C. Code 24-3-40. These deposits were made during a 4-year period. He has never withdrawn any funds from this account.

Beginning in July, 2024, Appellant requested repeatedly that this money be transferred from his escrow account to his regular trust fund account. He has been repeatedly told there is no escrow account.

In addition to the above claim, Appellant also requested during this time that he be paid back wages he had earned but which were never paid to him. He settled that claim with no reference to his separate escrow account claim. Respondent has obfuscated the current appeal by confusing the two.

This appeal is a Fourteenth Amendment claim that his interest bearing escrow account has been raided by Respondent and he has been deprived his state-created property interest without due process of law. Millholland v. SCDC, 436 S.C. 547, 873 S.E.2d 784 (Ct.App. 2022).

C. Errors of Fact and Law:

Under an accurate description of this case, which Judge Anderson never saw prior to dismissing the case, the Order now being considered is based upon errors of both fact and law:

1. Error of Fact:

In his Order, on page 1, paragraph 2, lines 2-3, Judge Anderson relied on an erroneous factual conclusion that this case is a complaint asking Respondent to "disabuse his long-term savings from his settlement agreement". Appellant has never asked for long-term savings from his settlement agreement and has never complained that he never received same.

2. Errors of Law:

This Order is based upon two (2) errors of law. On page 2, ~~pg. 33~~, Judge Anderson concluded "Petitioner's appeal is based on a contract dispute between the Department and him. In South Carolina, the circuit court has jurisdiction has jurisdiction over contract disputes". On page 3, Judge Anderson concluded,

"Furthermore, the claim does not allege a deprivation of a state-created liberty or property interest in this matter, thus the Court finds that summary dismissal is appropriate in this case". The inappropriateness of applying these laws to this case has been discussed above.

D. Conclusion:

For reasons discussed above, Appellant requests that he be granted leave to proceed in forma pauperis and the appeal be heard by this court.

RESPECTFULLY SUBMITTED:

William Ballew, #71297, pro se  
Perry Correctional Institution  
420 Oaklawn Road

Dated: \_\_\_\_\_

sign & date

January 2, 2026

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SC Court of Appeals

Clerk of Court  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211  
RE: Ballew v. SCDC  
25-ALJ-04-0649-IJ

Dear Clerk of Court:

I am enclosing originals of the notice of appeal in the above case for filing. I am also enclosing 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. An "Explanation of Appeal, Cf. Rule 243, SCACR";
4. Motion for Leave to Proceed In Forma Pauperis.

With kind regards,

Sincerely,

*William Ballew*

William Ballew, #71297, pro se  
Perry Correctional Institution  
430 oaklawn Road  
Pelzer, SC 29669

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