

Ben Robert Stewart, 223006  
100-200 Prison Rd.  
Enoree, S.C., 29335

South Carolina Court of Appeals  
Post office Box 11629  
Columbia, S.C., 29211

General Counsel  
4444 Broad River Rd  
Columbia, S.C., 21787

RECEIVED

JAN 21 2026

SC Court of Appeals

January 16, 2026

Re: Default Notice in Ben Robert Stewart # 223006 v. SCDC, 2024-002076  
ALC Case No: 24-ALC-04-0610 IJ)

Dear Clerk: I swear that the following is true to penalty for perjury:  
I am Ben Robert Stewart, I am bringing notice of Respondent's Default  
and effect of failing to deny. "Allegations -- other than one relating  
to the amount of damages -- is admitted if a responsive pleading is  
required and the allegation is not denied"

I have filed the Designation of Matter to be Included in the Record  
on this Appeal, it clearly shows the Step 1 and Step 2 and 1911 forms  
were not answered to in the Agency by the Warden.

In this appeal to the ALC, Respondent likewise failed to deny or answer  
the allegations in this appeal; also, in this instant appeal Respondent again

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failed to answer or deny the allegations in this appeal, and an injury has indeed occurred, e.g., false arrest, sham legal process, abuse of process; malicious prosecution; also; unlawful transfer; unlawful detention; and unlawful confinement; deliberate indifference; violation of IAD intentional infliction to violate civil rights; violation of 4th Amend lack of probable cause; 4th Amend due process of law; 8th Amend cruel and unusual punishment 8th Amend prohibition of unlawful infliction of civil rights; mental and emotional damages and physical damages by injuries while in state custody unlawful; violation of 42 USCA § 1983 rights. Cuyler v. Adams, 449 U.S. 433 (1981); Bush v. Muncy, 659 F.2d 402 (4th Cir 1981).

This is supported by, SCRPC Rule 8 (d); SCRPC Rule 55 (e); FRCP Rule 8 (b) (6); FRCP Rule 55 (d) also see; Bush supra; Kerr v. Fowlkes, 757 F.2d 604 (4th Cir 1985) S.C. Const Art. 1 § 3;

Therefore; I Ben Robert Stewart, file this default notice in good faith and for Respondent to deny these proceedings they should be stricken and or sanctioned according to the rules. Respondent is served on the date below. Note: Respondent violated ALC Rule 60 already.

Sworn before me JAN. 16, 2016  
Adell Oliver Cook

Comm exp JAN. 24, 2013

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Respectfully Submitted  
Ben Robert Stewart  
Ben Robert Stewart 223006  
100-200 Prison Rd  
Enoree, S.C., 29335

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JAN 21 2026

SC Court of Appeals

IN THE SOUTH CAROLINA  
COURT OF APPEALS

Ben Robert Stewart, 223006

Ca No:

2024-002076

v.  
S.C. D.C.

PROOF OF SERVICE

24ALC-040-0610(IJ)

I, Ben Robert Stewart, hereby swear that I am the Appellant in the above referenced matter and I am filing a Default Notice with injuries to the South Carolina Court of Appeals to the Clerk, and on the Respondent and this notarized document is being signed by the mail person and hand delivered to her for filing because she is the mail person.

P.O. Box 11629, Columbia S.C. 29211

4444 Broad River Rd Columbia S.C. 21787

Sworn before me JAN. 16, 2026

Notary Public  
Comm exp JAN. 24, 2031

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Ben Robert Stewart 223006  
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Enoree, S.C. 29335

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Enuree, S.C., 29335

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SC Court of Appeals

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