

# The South Carolina Court of Appeals

Roger Burke, #304613, Appellant,

v.

South Carolina Department of Corrections, Respondent.

Appellate Case No. 2025-002434

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## ORDER

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On March 13, 2026, Respondent moved to dismiss this appeal, stating it had paid Appellant \$7,030.11, which Appellant claimed on appeal he was owed. According to Respondent, the issue on appeal is moot as a result of this payment. Appellant did not file a return to Respondent's motion to dismiss. After careful consideration, we grant Respondent's motion to dismiss. *See Mathis v. S.C. State Highway Dep't*, 260 S.C. 344, 346, 195 S.E.2d 713, 715 (1973) ("A case becomes moot when judgment, if rendered, will have no practical legal effect upon existing controversy. This is true when some event occurs making it impossible for reviewing Court to grant effectual relief."); *Byrd v. Irmo High Sch.*, 321 S.C. 426, 430, 468 S.E.2d 861, 864 (1996) ("Before any action can be maintained, there must exist a justiciable controversy."); *id.* at 431, 468 S.E.2d at 864 ("This Court will not pass on moot and academic questions or make an adjudication where there remains no actual controversy."). Remittitur will be sent in accordance with Rule 221(b) of the South Carolina Appellate Court Rules.

  
FOR THE COURT

J.

Columbia, South Carolina

**FILED**  
**Apr 29 2026**

cc:  
Roger Burke, 304613  
Christina Catoe Bigelow, Esquire  
The Honorable Robert L. Reibold

**FILED**  
**Apr 29 2026**