


THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE SOUTH CAROLINA ADMINISTRATIVE LAW COURT

Deborah Brooks Durden, Administrative Law Judge

Administrative Law Court Docket No. 12-ALJ-04-00143-AP

 South Carolina Department of Corrections Appellant,

v.

Thomas J. Torrence, #094651 Respondent.

NOTICE OF APPEAL

In accordance with South Carolina Appellate Court Rule 203, the South Carolina Department of Corrections [“the Department”] appeals the January 30, 2014 decision issued by Honorable Deborah Brooks Durden, Administrative Law Judge.

By written order filed January 30, 2014, Judge Durden issued her a decision in this matter, by which she reversed the decision issued by the Department in an administrative grievance filed by the Respondent.

The Office of General Counsel for the Department received written notice of the entry of Judge Durden’s January 30, 2014 order on February 3, 2014.

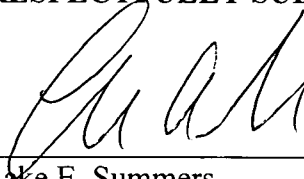
On March 3, 2014, the Department, by and through its undersigned counsel, filed a Motion to Hold in Abeyance or Otherwise Stay the Effects of Judge Durden’s January 30, 2014 Order with Administrative Law Court Clerk of Court’s Office.

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MAR 03 2014

SC Court of Appeals

RESPECTFULLY SUBMITTED:



March 3, 2014

Lake E. Summers

Malone, Thompson, Summers & Ott LLC
339 Heyward Street, Suite 200
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(803) 254-3300

Attorney for Appellant South Carolina
Department of Corrections

Pro Se Respondent:

Thomas J. Torrence, #094651
Lieber Correctional Institution
SA-43
Post Office Box 205
Ridgeville, South Carolina 29472

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v.

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PROOF OF SERVICE

I certify that I have served the Appellant's **Notice of Appeal** on the above-named *pro se* Respondent by depositing a copy of it in the United States Mail, First Class Postage Pre-Paid, to the Respondent addressed as follows:

Thomas J. Torrence, #094651
Lieber Correctional Institution
SA-43
Post Office Box 205
Ridgeville, South Carolina 29472

March 3, 2014



Lake E. Summers
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Counsel for Appellant South Carolina
Department of Corrections

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March 3, 2014

VIA HAND DELIVERY

The Honorable Jenny Abbott Kitchings
Clerk of Court, South Carolina Court of Appeals
1015 Sumter Street
Post Office Box 11629
Columbia, South Carolina 29201

Re: Notice of Appeal of the Administrative Law Court's January 30, 2014 Order in *S.C. Dep't of Corrections, Appellant, v. Thomas J. Torrence, #094651, Respondent*, ALC Docket No. 12-ALJ-04-00143-AP

Dear Ms. Kitchings:

Enclosed for filing is a Notice of Appeal submitted by the South Carolina Department of Corrections in the above captioned case.

I also enclose a proof of service of the Notice of Appeal on the Respondent and a copy of the order which is to be challenged on appeal.

Additionally, I enclose a second copy of each of these documents. Please return the file stamped copy to our representative who delivered them to your office.

Thank you for your consideration of this matter.

As always, I remain

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MAR 03 2014

SC Court of Appeals

Page 2 of 2

March 3, 2014

Re: Notice of Appeal of the Administrative Law Court's January 30, 2014 Order in *S.C. Dep't of Corrections, Appellant, v. Thomas J. Torrence, #094651, Respondent*, ALC Docket No. 12-ALJ-04-00143-AP

Very respectfully yours,



Lake E. Summers
Counsel for Appellant South Carolina
Department of Corrections

Cc:

Thomas J. Torrence, *Pro Se* Respondent

The Honorable Jana E. Shealy, Clerk of Court for the Administrative Law Court

Daniel J. Crooks, Esquire, Ass't General Counsel for the S.C. Dep't of Corrections

LAW OFFICES

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