

STATE OF SOUTH CAROLINA
SC COURT OF APPEALS

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JUN 28 2014

APPEAL FOR THE ADMINISTRATIVE LAW COURT
Shirley C. Robinson, Administrative Law Judge
Appellate Case Number 2014-000811

SC Court of Appeals

Bobby Ruff, #185024,

Appellant,

v.

South Carolina Department of Probation,
Parole and Pardon Services,

Respondent.

MOTION FOR REINSTATEMENT OF APPEAL

Appellant respectfully request this Court to reinstate his appeal for the following reasons: On 5/12/14, the Appellant received an order from this Court dismissing his appeal in ALC case 2013-ALJ150047AP, arbitrarily and capriciously when he did not receive acknowledgement from the court with the appellate case number, nor acknowledgement that the clerk's office had received his notice of appeal until April 22, 2014;

The Clerk's office submitted another letter dated 4/22/14, whereby informing Appellant that he submitted an incorrect filing fee, in the amount of \$105.00, \$100.00 was for the filing fee and the \$5.00 was for the SCARules, yet, the Court arbitrarily and capriciously dismissed the appeal when Appellant complied with the filing requirements.

In addition, reasons and circumstances beyond Appellant's control, the Appellant request the Court to reinstate his appeal: (1) He was under the assumption that his 30 days to file his initial brief started on 4/22/14, upon acknowledgement of receipt of his notice of appeal; (2) the institution has changed over to a kiosk system that has prevented him access to the law library; however, access is now available to him; (3) The Clerk's office failed to send him a copy of the SCARules in which he paid \$5.00 for; (4) the institution has been on several modified lock-down status as at his assigned unit; and (5) as well as institutional lock-down with a holiday included; along with (6) access to mailroom services for extra postage for outgoing legal mail process. The Respondent has not provided the Appellant a written transcript of the parole hearing, thus, depriving him the designation of matter. Appellant only have ALC order dated 3/25/14.

WHEREFORE, the Appellant is asking for reinstatement of his appeal that the remittitur be stayed or returned to your office until this matter is properly resolved.



s/ Bobby Ruff, 185024
KER.CI/HA250
4848 Goldmine Hwy.
Kershaw, SC 29067

May 30, 2014

STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FOR THE ADMINISTRATIVE LAW COURT
Shirley C. Robinson, Administrative Law Judge
Appellate Case Number 2014-000811

Bobby Ruff, 185024,

Appellant,

v.

SC Department of Probation, Parole
and Pardon Services,


Respondent.

CERTIFICATE OF SERVICE

I, hereby certify that I Bobby Ruff, on the 30th day of MAY, 2014, in Kershaw, SC, served a copy of the foregoing Appellant's Motion for Reinstatement of Appeal on all parties to this matter by depositing a copy of the same in the US mail, postage paid, or in the mailroom of the undersigned institution and addressed as follow to : Tommy Evans, Jr.

Assistant General Counsel
SCDPPPS
P.O. Box 50666
Columbia, SC 29250

May 30, 2014

s/ 
Bobby Ruff, 185024
KER.CI/HA250
4848 Goldmine Hwy.
Kershaw, SC 29067

ATT: MS Kitchings

C-23-14

I SENT THIS MOTION THRU INTEL
DEPT MAIL FROM KERSHAWS MAIL
ROOM AT THE SAME TIME MY SISTER
SENT MY FILING FEE. SO SORRY FOR
THE DELAY BUT MAIL HAS A WAY OF NOT
GETTING WHERE IT SHOULD FROM HERE.
IT WOULD MAKE NO SENSE TO PAY
FOR A MOTION FILING FEE AND NOT
FILE IN A TIMELY MATTER. THANK YOU
FOR YOUR UNDERSTANDING IN THIS.

God Bless
Robert [Signature]

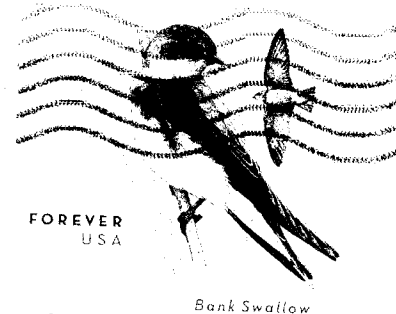
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SC Court of Appeals

Bobby Ruff #185024
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Kershaw, S.C. 29067

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JUN 26 2014

SC Court of Appeals



South Carolina Court of Appeals
Jenny Abbott Kitchens, Clerk
P.O. Box 11629
Columbia, S.C. 29211

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