

STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM THE ADMINISTRATIVE LAW COURT  
Honorable S. Phillip Lenski, Administrative Law Court Judge

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**RECEIVED**

JUL 24 2014

**SC Court of Appeals**

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Case No. 14-ALJ-04-0273-AP

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Michael Richard Higgins, #247499. . . . . Appellant

v.

South Carolina Department of Corrections . . . . . Respondent

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**NOTICE APPEAL**

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Michael Richard Higgins appeals the Order in his case (attached). This appeal is taken from the order of the Honorable S. Phillip Lenski, dated June 20, 2014, in the above-referenced matter. Appellant received written notice of entry of this order on June 24, 2014.



MICHAEL RICHARD HIGGINS  
#247499  
Lieber Correctional Institution  
Post Office Box 205  
Ridgeville, South Carolina 29472

**APPELLANT, pro se**

Other counsel of record:

Christopher Florian, Esq.  
General Counsel  
South Carolina Department of Corrections  
P.O. Box 21787  
Columbia, SC 29221-1787

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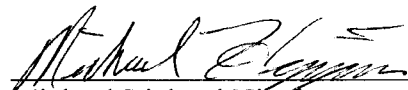
**PROOF OF SERVICE**

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The undersigned hereby certifies that he has served a true and correct copy of the Notice of Appeal on all parties required by Court Rules, by placing a copy in the U.S. Mail, first-class postage affixed thereto, this 21<sup>st</sup> day of July, 2014, addressed as follows:

Christopher Florian, Esq.  
General Counsel  
South Carolina Department of Corrections  
P.O. Box 21787  
Columbia, SC 29221-1787

Honorable Jana Shealy  
Clerk  
S.C. Administrative Law Court  
1205 Pendleton Street, Suite 224  
Columbia, SC 29201



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Michael Richard Higgins  
#247499  
Lieber Correctional Institution  
Post Office Box 205  
Ridgeville, South Carolina 29472

**APPELLANT, pro se**

Michael Richard Higgins  
#247499  
Lieber Correctional Institution WD-182  
P.O. Box 205  
Ridgeville, SC 29472-0205

July 18, 2014

The Honorable V. Claire Allen  
Deputy Clerk  
Court of Appeals of South Carolina  
Post Office Box 11629  
Columbia, South Carolina 29211

**RECEIVED**  
JUL 24 2014  
**SC Court of Appeals**

**Re: Notice of Appeal  
Proof of Service**

*Michael Richard Higgins, #247499, Appellant v. South Carolina Department of  
Corrections, Respondent*  
**Case No. 14-ALJ-04-0273-AP**

Dear Ms. Allen:

Please find enclosed for filing, pursuant to appellate court rules, the Notice of Appeal in the above-referenced appeal. Also enclosed is proof of service on the parties required by court rules.

This matter concerns the Department of Corrections denying my right to present witnesses at a disciplinary hearing in contravention of the United States Constitution Due Process Clause and the constitutionality of S.C. Code §1-23-600(D), on its face and as applied, where the Administrative Law Court failed to allow appellate review of the disciplinary conviction solely because it did not involve the loss of good time credits. I believe I am exempt from any filing fee. If I am incorrect, please notify me and I will formally petition this Court to proceed *in forma pauperis*.

If this filing is not in correct form, please notify me of the corrections required. Your assistance in this matter is sincerely appreciated.

Your assistance in this matter is sincerely appreciated.

With kindest regards, I am,

Sincerely,

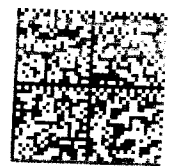


Michael Richard Higgins  
**APPELLANT, pro se**

Cc: Honorable Jana Shealy (Without Order attached)  
Christopher Florian, Esq. (Without Order attached)

229  
Corr. Inst. WD-182  
Box 205  
Columbia, SC 29472

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SC Court of Appeals

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The Honorable Claire Allen  
Deputy Clerk  
Court of Appeals of South Carolina  
Post Office Box 11629  
Columbia, SC 29211

