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JAN 28 2015

STATE OF SOUTH CAROLINA  
ADMINISTRATIVE LAW COURT

SC Court of Appeals

Leroy Smalls, #211241, )  
)  
Appellant, )  
)  
vs. )  
)  
South Carolina Department of Corrections, )  
)  
Respondent. )

Docket No. 14-ALJ-04-1127-AP

ORDER OF DISMISSAL

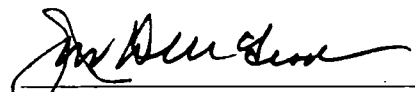
This matter is before the South Carolina Administrative Law Court (ALC or Court) pursuant to the Notice of Appeal filed by Appellant (Inmate) above named, who is incarcerated with the South Carolina Department of Corrections (SCDC). Inmate appeals from the decision in his Step 2 Grievance which affirms Appellant's conviction for Homicide, (804), SCDC Policy OP-22.14 Inmate Disciplinary System.

He (a) was not sanctioned with the loss of any good time credits; (b) made no claim for the loss of any other state created liberty or property interest; and, (c) made no contention that his sentence, sentence related credits or custody status has been erroneously calculated. There is clearly no state created liberty interest implicated here.<sup>1</sup>

Under Slezak v. S.C. Department of Corrections, 361 S.C. 327, 605 S.E.2d 506 (2004), the Administrative Law Court is to have jurisdiction of all properly perfected inmate appeals but "Summary dismissal may be appropriate where the inmate's grievance does not implicate a state created liberty or property interest." Such is the case here.

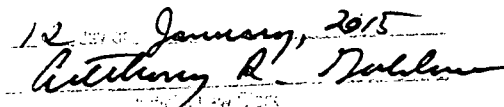
Therefore, for the foregoing reasons this appeal is hereby **DISMISSED, WITH PREJUDICE.**

Columbia, S.C.  
January 12, 2015

  
John D. McLeod, Judge  
S.C. Administrative Law Court

<sup>1</sup> The ALC no longer appeals based on failure to earn good time credits. See S.C. Code Ann. § 1-23-560 (D) amended by Act 334 (2008).

FILED

12 Jan 2015  


JAN 12 2015

SC ADMIN LAW COURT