

STATE OF SOUTH CAROLINA
In the Court of Appeals

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JUN 19 2015

SC Court of Appeals

Appeal from the Administrative Law Court
Deborah Durden, Administrative Law Judge
15-ALC-15-0009
Appellate Case No.: 2015-000689

THOMAS LOWERY,APPELLANT

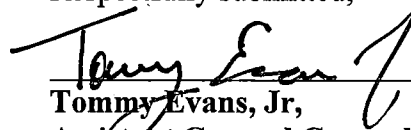
v.

S.C. DEPARTMENT OF PROBATION, PAROLE
AND PARDON SERVICES,.....RESPONDENT

**MOTION OBJECTING TO APPELLANT'S
RECORD ON APPEAL AS PREMATURE**

Comes now, Tommy Evans, Jr., Assistant General Counsel for the South Carolina Department of Probation, Parole and Pardon Services (the Department), respectfully objects to Appellant's Record on Appeal dated June 1, 2015, and received on June 17, 2015. On April 20, 2015, Respondent filed a Motion Objecting to Appellant's Designation of Matter. As of today, Respondent has not received a ruling from the Court on this motion; therefore, the Record on Appeal is premature and should not be accepted and the timelines for filing Respondent's Final Brief should be held in abeyance until a decision by the Court.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Tommy Evans, Jr.", is written over a horizontal line.

Tommy Evans, Jr,
Assistant General Counsel

South Carolina Department of Probation,
Parole and Pardon Services

P. O. Box 50666

Columbia, South Carolina 29250

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THOMAS LOWERY,APPELLANT
v.

S.C. DEPARTMENT OF PROBATION, PAROLE
AND PARDON SERVICES,.....RESPONDENT

CERTIFICATE OF SERVICE

I, Dawn K. Nichols, Executive Administrative Assistant to counsel for Respondent, certify that I have served the within Motion Objecting to Appellant's Record on Appeal dated June 17, 2015, on Appellant this 17th day of June, 2015, by depositing a copy of the same in the United States mail, postage prepaid, addressed to:

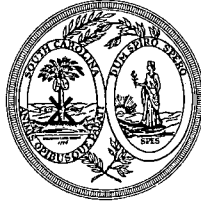
Thomas Lowery, #83240
Kershaw Correctional Institution-HD235
4848 Goldmine Highway
Kershaw, S.C. 29067



Dawn Nichols
Executive Administrative Assistant
South Carolina Department of Probation,
Parole, and Pardon Services
P. O. Box 50666
Columbia, South Carolina 29250

State of South Carolina
Department of Probation, Parole and Pardon Services

NIKKI R. HALEY
Governor



JERRY B. ADGER
Director

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June 17, 2015

The Honorable Jenny Kitchings
Clerk of the S.C. Court of Appeals
P. O. Box 11629
Columbia, South Carolina 29211

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SC Court of Appeals

Re: Thomas Lowery v SCDPPPS

Dear Ms. Kitchings:

Please find enclosed a *Motion Objecting to Appellant's Record on Appeal* dated June 17, 2015, along with proof of service in the above referenced case.

Thank you for your cooperation in this matter.

Sincerely,

A handwritten signature in black ink that reads "Tommy Evans, Jr.".

Tommy Evans, Jr.
Assistant General Counsel
TE:dn

Enclosures

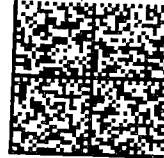
cc: Thomas Lowery

State of South Carolina

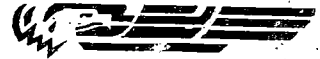
Department of Probation, Parole, and Pardon Services

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The Honorable Jenny Kitchings
Clerk of the South Carolina Court of Appeals
1015 Sumter Street- 5th Floor
Columbia, South Carolina 29201



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