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SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT  
Carolyn C. Matthews, Admin. Law Judge

Case No. : 2014-002172  
Grievance No. : BRCI-0594-07

Joshua Cramer, #251406, . . . . . Appellant,  
v.  
South Carolina Department of Corrections, . . . . . Respondent.

APPELLANT'S FINAL REPLY BRIEF

Joshua Cramer  
#251406  
Lieber C/I; SA-17  
P.O. Box 205  
Ridgeville, SC 29472  
Appellant, Pro Se

Other Counsel of Record:  
Lake Summers  
339 Heyward St., Suite 200  
Columbia, SC 29201

TABLE OF CONTENTS

ARGUMENT . . . . .	p. 1
CONCLUSION . . . . .	p. 2

TABLE OF AUTHORITIES

<u>Goins v. SCDC, No. 2014-UP-390, 2014 WL 584048</u>	p. 1
<u>Risher v. S.C. Dept of Health &amp; Env'tl. Control, 393 S.C. 198, 712 S.E. 2d 428 (2011)</u>	p. 1
S.C. Code Section 1-23-610	p. 1

## ARGUMENT

Respondent relied upon Goins v. SCDC No. 2014-UP-390, 2014 WL 584048 citing Risher v. SC Dept of Health & Env'tl. Control, 393 S.C. 198, 712 S.E. 2d 428 (2011) to support their assertion that Appellant failed to preserve issues one and two of his appeal when the ALC did not rule on the issues raised.

Appellant submits that Respondent's argument fails on three points:


- 1.) Goins is an unpublished opinion with no precedential value,
- 2.) Although Risher was an ALC case, it was not predicated upon the S.C. Administrative Law Court Rules, Section V Special Appeals, the pertains exclusively to appeals by inmates in the S.C DOC and
- 3.) Rule 65 of the above stated Rules of Court does not allow an inmate to file a Rule 59(e) (SCRCP) Motion to alter or amend the order: thus an inmate cannot move the ALC to include findings {which are required by all S.C. Court Rules, e.g. Rule 52, SCRCP} upon which an inmate may pursue in the Court of Appeals pursuant to S.C. Code Section 1-23-610.

CONCLUSION

Appellant properly raised to the ALC the issues of the statutory violation SCDC committed as it relates to denying appellant immediate access to his escrowed wages and paying a fair interest rate on said monies. Subsequently, Appellant properly raised said issues to this Court. Therefore, pursuant to S.D. Administrative Law Court Rules. Rule 65 Respondents argument concerning Appellant's issues not being preserved should be rejected. Appellant asks this Court to rule on all issues presented by Appellant and reverse and remand the SLC's decision.

June 22, 2015  
Ridgeville, SC

Respectfully Submitted,

  
Joshua Cramer  
#251406  
Lieber C/I, SA-17  
P.O. Box 205  
Ridgeville, SC 29472  
Appellant, Pro Se

CERTIFICATE OF PRO SE APPELLANT

Pro se Appellant certifies that this FINAL REPL BRIEF contains all relevant issues/matters to be included in this brief on appeal, and not any non-relevant issues/matters.

June 22, 2015  
Ridgeville, SC

s/ Joshua Cramer  
Joshua Cramer  
#251406  
Lieber C/I, SA-17  
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Joshua Cramer, #251406, . . . . . Appellant,

v.

South Carolina Department of Corrections, . . . Respondent.

CERTIFICATE OF SERVICE

I, Joshua Cramer, certify that I have filed the within corrected FINAL BRIEF and FINAL REPLY dated March 17, 2015 and June 22, 2015, respectively, and the MOTION TO FILE OUT-OF-TIME dated July 6, 2015 on the below listed addresses by depositing a copy of the same in the SCDC interdepartmental mail and/or the US mail first-class postage affixed thereto on this 8<sup>th</sup> day of July 2015.

V. Claire Allen, Deputy Clerk  
SC Court of Appeals  
P.O. Box 11629  
Columbia, SC 29201

Lake Summers  
339 Heyward St., Suite 200  
Columbia, SC 29201

July 6, 2015  
Ridgeville, SC

S/ Joshua Cramer  
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Joshua Cramer  
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July 6, 2015

v. Claire Allen, Deputy Clerk  
SC Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

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SC Court of Appeals

Re: Cramer v. SCDC  
App. Case No.: 2014-002172

Dear Ms. Allen:

Enclosed for filing please find a copy of my FINAL BRIEF, FINAL REPLY BRIEF, and MOTION TO FILE OUT-OF-TIME. I have corrected the briefs as outlined in your letter.

I apologize for any inconvenience I have caused. Also, with the enclosed SASE, please let me know that you received these materials and if there is anything else I need to do.

Thank you for your time and patience.

Sincerely,  
Josh C

cc: Lake Summers

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inter-department

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JUL 08 2015

M. JOM  
LIEBER C/I

V. Claire Allen, Deputy Clerk  
SC Court of Appeals  
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SC Court of Appeals

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