

RECEIVED

STATE OF SOUTH CAROLINA
ADMINISTRATIVE LAW COURT

SEP 25 2015
SC Court of Appeals

Bobby P. Ruff, # 185024,

Docket No. 15-ALJ-15-0038-AP

Appellant,

vs.

ORDER OF DISMISSAL

South Carolina Department of Probation,
Parole and Pardon Services,

Respondent.

This matter is before the Administrative Law Court (ALC) pursuant to the Notice of Appeal of Bobby P. Ruff (Appellant), an inmate incarcerated with the South Carolina Department of Corrections.

In this case, Appellant is attempting to file a Notice of Appeal seeking relief from a final order of the Court of Appeals, a remedy unavailable in this Court. The Court of Appeals must review the decisions of the ALC, not the other way around. The Appellant accuses the Court of Appeals of wrongfully deciding that he failed to preserve two arguments before the ALC. Rule 205 of the South Carolina Appellate Court Rules provides that, upon service of the notice of appeal to the Court of Appeals, the Court of Appeals has exclusive jurisdiction over the matter appealed. Therefore, this Court lost jurisdiction of Appellant's case when he filed his Notice of Appeal at the Court of Appeals. Since the ALC lacks jurisdiction, this matter must be dismissed.

IT IS THEREFORE ORDERED that this appeal is dismissed.

AND IT IS SO ORDERED.



Deborah Brooks Durden
Administrative Law Judge

September 1, 2015
Columbia, South Carolina

CERTIFICATE OF SERVICE

This is to certify that the undersigned has this date served this order in the above entitled action upon all parties to this cause by depositing a copy hereof, in the United States mail, postage paid, or in the interagency Mail Service addressed to the party(ies) or their attorney(s).

This 1st day of September 2015

By: R. S. A.
Judicial Law Clerk

FILED

SEP 01 2015

SC ADMIN. LAW COURT