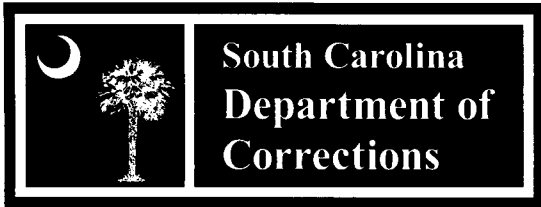


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NIKKI R. HALEY, Governor
BRYAN P. STIRLING, Director

OFFICE OF GENERAL COUNSEL

October 28, 2015

RECEIVED

OCT 30 2015

SC Court of Appeals

VIA INTERAGENCY MAIL

Jenny Abbott Kitchings
Clerk of the South Carolina Court of Appeals

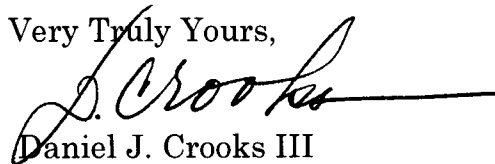
RE: Case No.: 2014-001684 (*Fullbright v. S.C. Dep't of Corr.*)

Dear Ms. Kitchings:


Pursuant to the Court's October 15, 2015 Order of Remand in this case, I was charged with contacting the Administrative Law Court (ALC) within ten days of the date of the order "to schedule such hearings as the ALC judge deems appropriate." *Exhibit A*. I complied with that provision by sending an email to Jana Shealy, Clerk of the ALC, on October 21, 2015 requesting the ALC's guidance on the next steps and also requesting an update by October 30, 2015. *Exhibit B*. On October 27, 2015, Janet G. Williams of the ALC's clerk's office emailed me an update to inform me that the case, on remand, was assigned to Administrative Law Judge Shirley Robinson. *Exhibit C*. Necessary redactions of personal identifiers have been made to certain exhibits. I am writing this letter to inform the Court that I have complied with all orders related to me as counsel of record in this case.

If you would, kindly file this letter and accompanying exhibits in support thereof and return to me a stamped copy for my files.

Very Truly Yours,


Daniel J. Crooks III

I hereby certify that I served on Appellant this letter and accompanying exhibits by depositing a copy of the same in the United States Mail on October 28, 2015, addressed to Appellant as follows: Matthew B. Fullbright, #349468, Lieber Correctional Institution, P. O. Box 205, Ridgeville, S.C. 29472.


Daniel J. Crooks III, Esq.

DATED: 10/28/15

The South Carolina Court of Appeals

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SC Court of Appeals

Matthew B. Fullbright, Appellant,

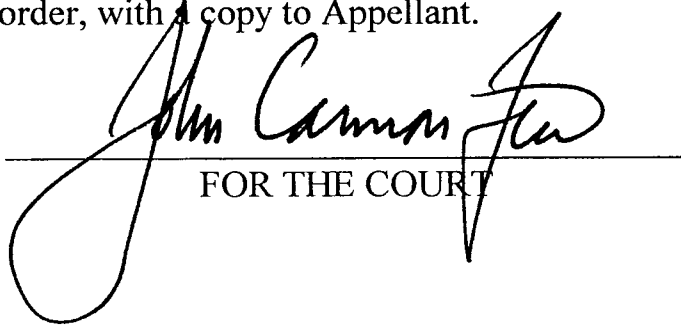
v.

South Carolina Department of Corrections, Respondent.

Appellate Case No. 2014-001684

ORDER

Appellant has filed a petition for rehearing from the dismissal of this appeal. After careful consideration, the petition for rehearing is granted and this appeal is reinstated. However, because it does not appear the Administrative Law Court (ALC) has issued a final order, this case is remanded to the ALC for the purpose of allowing the ALC to hold any hearings it deems necessary and to issue a final order.¹ Counsel for Respondent is ordered to contact the ALC within ten days of this order to schedule such hearings as the ALC judge deems appropriate. Counsel for Respondent shall provide an update to the clerk of this court no later than fifteen days from the date of this order, with a copy to Appellant.


FOR THE COURT

Columbia, South Carolina

cc:
Matthew B. Fullbright, 349468
Daniel John Crooks, III, Esquire

FILED
10/15/15

¹ We note the Honorable Carolyn C. Matthews sent a letter on July 7, 2014, indicating the Department had complied with the order of remand and noting the ALC no longer had jurisdiction; however, no final order was ever filed.

Daniel Crooks III (C055212)

From: Daniel Crooks III (C055212)
Sent: Wednesday, October 21, 2015 10:29 AM
To: Ms. Shealy:

I have been instructed by our Court of Appeals, through Chief Judge Few's October 15, 2015 Order (attached), to reach out to the ALC for the purpose of determining whether the ALJ who will be assigned to this case on remand (Judge Matthews had the case originally) intends to hold a hearing on this matter. I do not interpret the Order to require a hearing; instead, it seems to me to be merely permissive language ("to hold any hearings it deems necessary . . .").

In light of the fact that Judge Matthews is no longer with the ALC, I am sending you this email and copying Ms. Fair from Chief Judge Anderson's chambers in an effort to get guidance from the Court on the next appropriate steps. Please also note that by no later than **Friday, October 30, 2015** I must provide an update to Ms. Kitchings at the Court of Appeals, also pursuant to the terms of Chief Judge Few's October 15, 2015 Order. I have copied Ms. Kitchings on this email, also.

I will also send a copy of this email to Mr. Fullbright.

Thank you,

DANIEL J. CROOKS III
Staff Attorney
Office of General Counsel
South Carolina Department of Corrections

Daniel Crooks III (C055212)

From: Janet G. Williams <[REDACTED]>
Sent: Tuesday, October 27, 2015 1:35 PM
To: Cheron Hess (C052640); Daniel Crooks III (C055212)
Cc: Jana E. Shealy
Subject: DOCLIST 2015.xls
Attachments: DOCLIST 2015.xls

RE: REMAND (MATTHEW FULLBRIGHT, #349468)

Daniel, attached is the assignment to Judge Shirley Robinson of the Remand from Court of Appeals on Matthew Fullbright. If you have any questions concerning this, please call Jana Shealy at [REDACTED] Thanks.
Any views or opinions expressed in this email are those of the author and do not necessarily represent those of the SC Administrative Law Court.

13C0926-A-AP 349468 MATTHE FULLBRIGH LCI 1590-13 DOC 10/15/2015 10/22/2015 ROBINSON



Office of General Counsel
P.O. Box 2187444 Broad River Road
Columbia, South Carolina 29221-1787

RECEIVED

OCT 30 2015

SC Court of Appeals

VIA INTERAGENCY MAIL
Ms. Jenny Abbott Kitchings
Clerk of the South Carolina Court of Appeals