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STATE OF SOUTH CAROLINA
ADMINISTRATIVE LAW COURT

JAN 21 2016

SC Court of Appeals

Docket No. 15-ALJ-04-0641-AP
Grievance No. ACI 0406-15

Gary Slezak, #109201,

Appellant,

vs.

South Carolina Department of Corrections,

Respondent.

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 the decision of SCDC in a matter concerning cell assignment. SCDC's decision indicates he was not sanctioned with the loss of any good time credits; Inmate made no claim for the loss of any other state created liberty or property interest; and, made no contention that his sentence, sentence related credits or custody status has been erroneously calculated. There is no state-created liberty interest in the loss of opportunity to earn additional good time credits. Howard v. SCDC, 399 S.C. 618, 733 S.E.2d 211 (2012).

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,

IT IS ORDERED that this appeal is hereby **DISMISSED, WITH PREJUDICE.**

Deborah Brooks Durden, Judge
S.C. Administrative Law Court

December 21, 2015
Columbia, South Carolina

CERTIFICATE OF SERVICE
I, the undersigned, do hereby certify that the undersigned has this date
complied with this order in the above entitled action, upon all
addresses to this cause by depositing a copy thereof,
in the United States mail, postage paid, or in the emergency
mail service addressed to the party(ies) or their attorney(s).

21st day of December 2015
by: R E C

FILED

DEC 21 2015

SC ADMIN. LAW COURT