

STATE OF SOUTH CAROLINA
ADMINISTRATIVE LAW COURT

Eugene Davis, #252831,)
)
Appellant,)
)
vs.)
)
South Carolina Department of Corrections,)
)
Respondent.)

Docket No. 16-ALJ-04-0267-AP

ORDER OF DISMISSAL
RECEIVED

MAY 31 2016

SC Court of Appeals

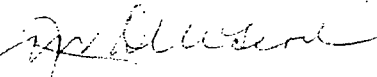
This matter is before the South Carolina Administrative Law Court (ALC or Court) pursuant to the Notice of Appeal filed by Appellant (Inmate) above named, who is incarcerated with the South Carolina Department of Corrections (SCDC). Inmate, in his Step Two Grievance complained about his disciplinary conviction for Threatening to Inflict Harm on/Assaulting an Employee and or Members of Public (809).

The Inmate has since been given a rehearing on the disciplinary charge, thereby rendering this appeal moot. See McDill v. Nationwide Mut. Ins. Co., 368 S.C. 29, 31, 629 S.E.2d 749, 750 (Ct. App. 2006) (explaining that “a case becomes moot when judgment, if rendered, will have no practical legal effect upon the existing controversy.”).

Therefore, the order appealed from is **AFFIRMED** and this appeal **DISMISSED WITH PREJUDICE**.

AND IT IS SO ORDERED.

Columbia, S.C.
April 11, 2016



John D. McLeod, Judge
S.C. Administrative Law Court

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 thereof, in the United States mail, postage paid, or in the Interagency Mail Service addressed to the party(ies) or their attorney(s).

This 11 day of April, 2016
By: [Signature]
Judicial Law Clerk

FILED

APR 11 2016

SC ADMIN. LAW COURT