



The South Carolina Court of Appeals

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POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

January 26, 2017

Justin Griffin #315057
KCI
4848 Goldmine Hwy.
Palmetto Unit A28
Kershaw SC 29067

Ms. Christina Catoe Bigelow, Esquire
4444 Broad River Road
Columbia SC 29210

Re: Justin Griffin v. SCDC
Appellate Case No. 2016-001563

Dear Counsel and Mr. Griffin:

Enclosed is a copy of the order of the Court which was previously forwarded to you.

Please be advised that this case is no longer held in abeyance. The proof of service for the record on appeal must be filed within thirty (30) days of the date of this letter.

Very truly yours,

V. Claire Allen, Deputy

CLERK

The South Carolina Court of Appeals

Justin H. Griffin, Appellant,


v.

South Carolina Department of Corrections, Respondent.

Appellate Case No. 2016-001563

ORDER

Respondent has filed a motion to strike two "sworn declarations" from Appellant's initial reply brief, arguing they were not presented to the Administrative Law Court. Appellant did not file a return to the motion. The motion is granted. *See* Rule 208(b)(4), SCACR ("The brief shall contain references to the transcript, pleadings, orders, exhibits, or other materials *which may be properly included in the Record on Appeal* . . . to support the salient facts alleged." (emphasis added)); Rule 210(c), SCACR ("The Record shall not . . . include matter which was not presented to the lower court or tribunal."). This court will disregard these declarations in Appellant's initial reply brief, and Appellant shall not include the declarations in his final reply brief.


FOR THE COURT

Columbia, South Carolina

FILED

cc: Justin Griffin #315057
Christina Catoe Bigelow, Esquire

January 25, 2017