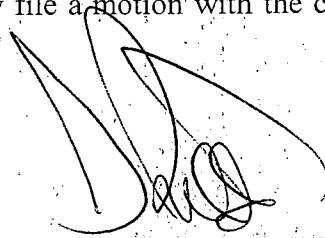


Because the Appellant's brief was timely filed but not served, the court denies the Department's Motion to Dismiss on the basis that the Appellant failed to file his brief. As the Appellant has failed to provide the court with a Certificate of Service indicating service of his brief on the Department, the court nevertheless, dismisses the case. The Appellant failed to comply with rules of procedure for appeals by failing to serve a copy of his initial brief on the Department. Therefore, pursuant to ALC Rules 54 and 62, this matter is hereby **DISMISSED**.

~~Based on the foregoing, it is hereby~~ **ORDERED** ~~that the Department's Motion to Dismiss is~~ **DENIED** although the appeal is still **DISMISSED WITHOUT PREJUDICE**.

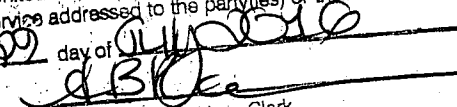
It is further **ORDERED** that if the Appellant provides the court and the Department with proof that he complied with ALC Rules 54 and 62 by both filing with the court and serving the Department with his brief, the Appellant may file a motion with the court asking that it reopen and/or reconsider the matter.

AND IT IS SO ORDERED.



S. Phillip Lenski
Administrative Law Judge

July 29, 2016
Columbia, South Carolina

CERTIFICATE OF SERVICE
I am 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 29 day of July

Judicial Law Clerk

FILED

JUL 29 2016

SC ADMIN. LAW COURT