

Attachments

STATE OF SOUTH CAROLINA  
ADMINISTRATIVE LAW COURT

Jimmy Bracey, #367199, )  
)  
Appellant, )  
vs. )  
)  
South Carolina Department of Corrections, )  
)  
Respondent. )

Docket No. 17-ALJ-04-0179-AP

ORDER OF DISMISSAL  
**RECEIVED**

APR 28 2017

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).

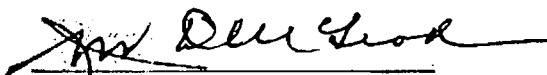
Inmate appeals from the decision in his Step 2 Grievance which affirmed his conviction for Fighting Without a Weapon (823) SCDC Policy OP-22.14 Inmate Disciplinary System.

He (a) was not sanctioned with the loss of any good time credits; (b) made no claim for the loss of any other state created liberty or property interest; and, (c) made no contention that his sentence, sentence related credits or custody status has been erroneously calculated. There is clearly no state created liberty interest implicated here.

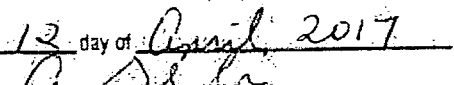
Under Slezak v. S.C. Dep't of Corr., 361 S.C. 327, 605 S.E. 2d 506, (2004) the ALC is to have jurisdiction of all properly perfected inmate appeals but "Summary dismissal may be appropriate where the inmate's grievance does not implicate a state created liberty or property interest." Such is the case here.

Therefore, for the foregoing reasons the decision appealed from is affirmed and this appeal is hereby **DISMISSED, WITH PREJUDICE.**

Columbia, S.C.  
April 12, 2017

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

This 12 day of April, 2017  
By:   
Judicial Law Clerk

**FILED**

APR 12 2017

SC ADMIN. LAW COURT