



# The South Carolina Court of Appeals

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August 03, 2017

The Honorable Jana E. Shealy  
1205 Pendleton Street  
Columbia SC 29201

## REMITTITUR

Re: Bernard McFadden #199135 v. SCDC (2)  
Lower Court Case No. 2016ALJ040844AP  
Appellate Case No. 2017-001181

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

Very truly yours,

*V. Claire Allen, Deputy*

CLERK

Enclosure

cc: Bernard McFadden #199135  
Melissa Jill Arnold, Esquire

# The South Carolina Court of Appeals

Bernard McFadden #199135, Appellant,

v.

South Carolina Department of Corrections, Respondent.

Appellate Case No. 2017-001181

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## ORDER

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The South Carolina Department of Corrections released Appellant from custody on June 30, 2017. Because this appeal stems from a disciplinary conviction, Appellant's release from custody renders this appeal moot. *See Mathis v. S.C. State Highway Dep't*, 260 S.C. 344, 346, 195 S.E.2d 713, 715 (1973) (holding an issue is moot when a judgment on the issue will have no practical effect on the existing case or controversy). Accordingly, the appeal is dismissed. The remittitur will be sent as provided in Rule 221, SCACR.

  
FOR THE COURT

Columbia, South Carolina

cc:

Bernard McFadden  
Melissa Jill Arnold, Esquire

**FILED**

July 19, 2017