

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

Ralph King Anderson, III, Administrative Law Judge

Case No. 15-ALJ-30-0318-AP

South Carolina Department of
Corrections,

Respondent,

v.

Stephen L. Barnes,

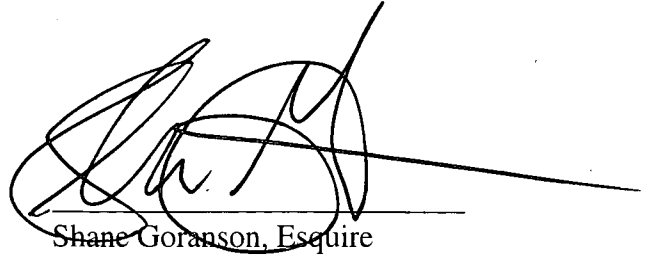
Appellant.

Return

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SC Court of Appeals

Pursuant to Rule 240(e), SCACR, Counsel for Stephen L. Barnes respectfully submits this return and states that counsel for Mr. Barnes cannot oppose the Department's motion to dismiss the case as moot. In the above captioned case Mr. Barnes was litigating the conditions of his pre-trial detention as a safekeeper within the Department of Corrections. However, on October 13, 2017 in Edgefield County, South Carolina Mr. Barnes was tried and convicted of the charges on which he had been held in pre-trial detention. Counsel for defendant believes the conviction of Mr. Barnes renders the issue before the Court of Appeals, his conditions of pretrial confinement, moot. Mr. Barnes is no longer classified as a safekeeper and is instead an inmate at the South Carolina Department of Corrections. If Mr. Barnes's conviction from October 13, 2017 is overturned and if Mr. Barnes is returned to

safekeeper status he would then be able to renew litigation on his pre-trial confinement via the grievance process and potentially appeal to the Administrative Law Court. Therefore, it would seem, the issues before the South Carolina Court of Appeals in this case are moot.

A handwritten signature in black ink, appearing to read 'Shane Goranson', is written over a horizontal line. The signature is stylized and somewhat illegible.

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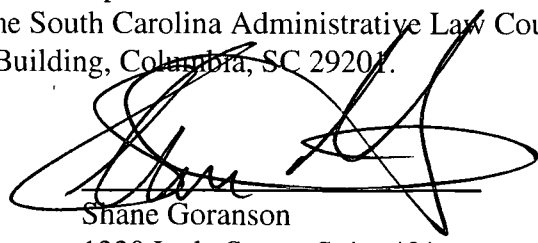
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PROOF OF SERVICE

I certify that I have served the Return on all parties by depositing a copy of it in the United States Mail, postage prepaid, on November 11, 2017, addressed to following: counsel of record, Lake Summers, 339 Heyward Street – Suite 200 Columbia, South Carolina 29201; and for the South Carolina Department of Corrections: Stephen Lunsford, 4444 Broad River Road, Columbia, South Carolina 29221; as well as the South Carolina Administrative Law Court, 1205 Pendleton Street, Suite 224, Edgar A. Brown Building, Columbia, SC 29201.

November 14, 2017



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