

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ADMINISTRATIVE LAW COURT

Administrative Law Judge Deborah Brooks Durden

Case No. Docket No.: 11-ALJ-04-010-AP

Clarence Sampson, #208957.....Appellant,

v.

South Carolina Department of Corrections.....Respondent.

MOTION TO COMPEL SERVICE OF THE COMPLETE RECORD ON APPEAL

Comes Now, respondent, the South Carolina Department of Corrections, and requests that this Honorable Court ORDER appellant to serve a complete copy of the record on appeal. In support of this request, respondent shows this Honorable Court the following:

1. On November 26, 2012, appellant served respondent with a copy of a document entitled "Record on Appeal."
2. The record appellant served upon respondent contains only two pages: an index which lists documents without page numbers, and a Certificate of Service. The record appellant served upon respondent does not contain any of the material designated by the parties.
3. Rule 210(c), SCACR, provides in part that, "The Record on Appeal shall include all matter designated to be included by any party under Rule 209."
4. Appellant has clearly not complied with the rules of this Honorable Court.

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5. Respondent has cited to the materials appellant omitted from the Record in its Initial Brief. To file a Final Brief, respondent must have a Record on Appeal containing complete copies of all items respondent listed in its Designation of Matter.

WHEREFORE, respondent respectfully requests that this Honorable Court ORDER appellant to serve a complete copy of the Record on Appeal. Respondent further requests that this Honorable Court ORDER that the final briefs shall be served and filed within twenty days of service of the complete Record on Appeal.

Respectfully submitted,

SOUTH CAROLINA DEPARTMENT OF
CORRECTIONS

Attorney for Respondent



Christopher D. Florian
Deputy General Counsel
S.C. Dept. of Corrections
P.O. Box 21787
Columbia, SC 29221-1787
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Columbia, SC
December 11, 2012

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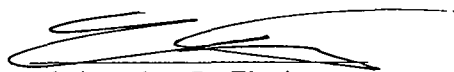
v.

South Carolina Department of Corrections.....Respondent.

CERTIFICATE OF SERVICE

I hereby certify that I have served Appellant a copy of Respondent's Motion to Compel Service of the Complete Record on Appeal by depositing a copy of same in the United States Mail, postage prepaid, on December 11, 2012, addressed to the Appellant as follows:

Clarence Sampson, # 208957
Ridgeland Correctional Institution
P.O. Box 2039
Ridgeland, SC 29936


Christopher D. Florian
Deputy General Counsel
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P.O. Box 21787
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Attorney for Respondent