

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM ADMINISTRATIVE LAW COURT
SHIRLEY C. ROBINSON, ADMINISTRATIVE LAW JUDGE

Appellate Case No. 2018-000035
17-ALJ-02-0591-IJ

RECEIVED
APR 04 2018
SC Court of Appeals

ISIAH JAMES, JR., Appellant,

V.

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS (SCDC), Respondent.

PETITION FOR REINSTATEMENT AND REHEARING

Isiah James, Jr., the appellant herein, respectfully requests that the Court ~~issues reinstatement~~ under South Carolina Appellate Court Rules (SCACR) 260 and rehearing SCACR 221 on the pauper status application since the Court referenced the initial order what was appealed therefrom the Administrative Law Court (ALC) whereas the Court should be ruling on the 1:12:18 Order as far as the appeal is concerned; also see the order annexed hereto as well as the 2-10-18 first petition.

This 1 day of April 2018.

Respectfully requested,

Isiah James, Jr.

Isiah JAMES, JR
1810 O Street
Brunswick, Ga. 31520-5445

CERTIFICATE OF SERVICE

James hereby certifies he has mailed the Petition for Reinstatement etc., attachment(s) to General Counsel Office, attn.: Christine C. Bigelow, POB 21787, Columbia, SC 29221-1787, postage prepaid, this 1 day of April 2018.

32

Isiah James, Jr.

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IN THE COURT OF APPEALS

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Brunswick, Ga. 31520-5445

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32

Isiah James, Jr.

STATE OF SOUTH CAROLINA
ADMINISTRATIVE LAW COURT

RECEIVED
APR 04 2018
SC Court of Appeals

Isiah James, Jr., 096883,)
)
 Appellant.)
 vs.)
)
 South Carolina Department of Corrections,)
)
 Respondent.)
)

Docket No.: 17-ALJ-04-0591-IJ
Grievance No.: GCI 20-17

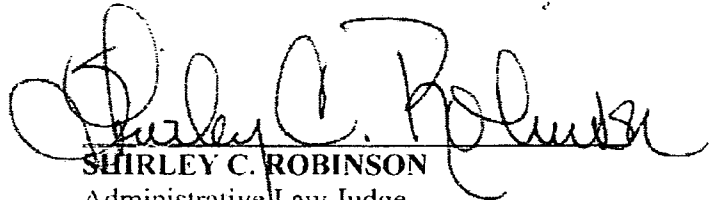
ORDER

This matter was before the South Carolina Administrative Law Court (ALC) pursuant to the Notice of Appeal filed November 21, 2017 by Isiah James, Jr. (Appellant), an inmate previously incarcerated with the South Carolina Department of Corrections (Department). On December 29, 2017, the Court issued an order dismissing this matter for Appellant's failure to exhaust his administrative remedies. Following entry of the dismissal order, the Department informed the Court that Appellant had gone through the Department's internal grievance process prior to filing his appeal with this court. Although, the dismissal of Appellant's appeal was based on an incorrect assumption that because no step-2 grievance decision was included with the appeal, Appellant failed to exhaust his administrative remedies, this Court's order will not be rescinded.

In the notice of appeal, Appellant wrote the following as his general statement of the grounds for appeal: "He set forth claims, grounds, issues in 6-1-17 notice of appeal." Also, the grievance number shown on Appellant's appeal notice is the same grievance number associated with an earlier appeal filed by Appellant. The earlier appeal was decided by this Court and an Order was entered on June 15, 2017.

Because it is apparent that Appellant is appealing a matter that has already been decided, I find that the appeal was properly dismissed.

AND IT IS SO ORDERED.


SHIRLEY C. ROBINSON
Administrative Law Judge

January 12, 2018
Columbia, South Carolina

FILED

JAN 12 2018

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APR 04 2018

STATE OF SOUTH CAROLINA
ADMINISTRATIVE LAW COURT

SC Court of Appeals

Isiah James, Jr., 096883,)
)
Appellant,)
vs.)
)
South Carolina Department of Corrections,)
)
Respondent.)
_____)

Docket No.: 17-ALJ-04-0591-IJ
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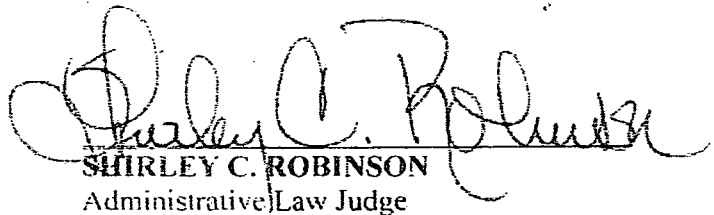
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Administrative Law Judge

January 12, 2018
Columbia, South Carolina

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Isiah JAMES, Jr
1910 O Street

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Brunswick, Georgia SC Court of Appeals

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