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JUN 12 2010

S.C. SUPREME COURT

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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

Appellate Case No. 2010-000035

Isiah James, Jr., Petitioner,

v.

South Carolina Department of
Corrections (SCDC), Respondent.

APPENDIX

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REVIEW

JAMES IR.

SCDC NUMBER: 96883

CURRENT LOCATION: 0232

RECLASSIFICATION REVIEW: 12/15/94

PROJECTED RELEASE AND PROGRAM ELIGIBILITY DATES AS OF: 04/15/94

- A) SENTENCE EXPIRATION (MAXOUT) 04/25/22
- B) INITIAL PAROLE ELIGIBILITY 02/01/88
- C) NEXT SCHEDULED PAROLE HEARING 03/02/95
- D) WORK RELEASE ELIGIBILITY 02/01/86
- E) INMATE WORKER ELIGIBILITY 09/24/82

DATES (ABOVE) ARE BASED ON THE FOLLOWING INFORMATION:

- A) CURRENT SENTENCE SERVING YRS MO DYS 85 0 0
- B) SENTENCE START DATE 12/14/78
- C) CURRENT ESC LEVEL/ASSIGNMENT 02

3) RECLASSIFICATION REVIEW:

- A) YOUR CUSTODY/SECURITY LEVEL PRIOR TO REVIEW AL2
- B) YOUR REVIEW RESULTED IN A NET SCORE OF 305 WHICH INDICATES AL3 CUSTODY/SECURITY LEVEL
- C) THE CLASSIFICATION COMMITTEE:

4) THE PROPOSED ACTION REQUIRES FURTHER APPROVAL BY THE FOLLOWING AUTHORITIES:
WARDEN *Override to remain in AL2 custody.*

(YOUR CLASSIFICATION CASEWORKER WILL NOTIFY YOU WHEN A FINAL DECISION IS MADE)

5) YOUR NEXT RECLASSIFICATION REVIEW HAS NOT BEEN SCHEDULED.

6) RECOMMENDATIONS FOR YOUR NEXT REVIEW PERIOD ARE AS FOLLOWS:

Problem Solving

7) COMMENTS: *Recommendation for next period is to continue with problem solving.*

S/ _____ DATE _____
CLASSIFICATION SUPERVISOR OR CASEWORKER

INSTITUTIONAL RECORDS
CENTRAL RECORDS

CC:

CLASSIFICATION REPORT DATED 1-20-97

CDC # 96883 NAME: James, Isiah DORM: B3

SECURITY/CUSTODY MO

PROJ. MAXOUT DATE: 9-16-2020

TOTAL INCARC. SENT. 85 Yrs. ___ Mos. ___ Dys.

PROJ. PAROLE DATE: 2-21-97

EWC JOB: Canteen Operator

EDUC.PGM: _____

EWC LEVEL: 287 EEC LEVEL _____

ASSIGNMENT: Canteen

* * * * *

ATTENTION
REVIEW

CDC NL

TNT

2

CM SCDC OFFENDER MANAGEMENT SYSTEM 01/13/99
RELEASE DATE SCREEN SMITHKIM

SCDC ID: 00096883 LOC: RIDGELAND
JAMES, JR., ISIAH OFFENDER CATEGORY: UNCLASSIFIED

CURR SENT SERVING CAT: UNCLASSIFIED
OFFENDER TYPE...: ADULT-STRAIGHT SENTENCE SEXUAL PREDATOR...:
TOTAL SENTENCE...: 085-00-000 CONSECUTIVE SENTENCE...: Y
CURRENT SENTENCE: 085-00-000 CURRENT SENT START DATE: 12/14/1978

PROJECTED COMPLETION DATES
MAXOUT DATE: 11/26/2023 CURRENT EWC .: 3 F 5
YOA SIX YEAR DATE: / / CURRENT EEC .: NOT CURRENTLY EARNING EEC
INITIAL PAROLE DATE: 02/01/1988 NEXT PAROLE HEARING DATE: 03/18/2001

TOTAL GT DAYS EARNED: 004740 LABOR CREW/WORK PROG DATE: 99/99/9999
TOTAL EARNED WORK CREDITS ..: 001565 LABOR CREW DISQ REASON:
TOTAL EDUCATION CREDITS: 000000 OFFENSE > CAT 3
TOTAL EXTRA EARNED CREDITS .: 000
TOTAL SERVICE TIME EARNED ..: 007229

PFKEYS: 5: HISTORY OF DATE CHANGES

3

**SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
INMATE GRIEVANCE FORM
STEP 2**

Due:

INMATE NAME: ISIAH JAMES, JR.
 SCDC NUMBER: 96883
 INSTITUTION: RIDGELAND SEP 08 2011
 HOUSING UNIT: 6A-52
 WORK ASSIGNMENT: EDUCATION - LIBRARY

RECEIVED

Office Use Only
 Grievance No. RCI-0503-11
 Code: General CL/PL
 Policy _____
 Disc. Hear. _____
 Class. ✓
 Date Received 8/3/11
 IGC Initials nm
10-14-11

INMATE'S REASON FOR APPEAL (state specific dissatisfaction): GRIEVANT APPEALS AND GRIPES AGAINST CLASSIFICATION CUSTODY (CHANGE) (1985) AND MAJOR CLASSIFICATION POLICY CHANGE UNDER DUE PROCESS CLAUSE (REPRISAL-VINDICTIVENESS) AND EX POST FACTO CLAUSE(S) VIOLATION(S). Sanders v. SCDC, 665 S.E.2d 231, 235 (S.C. App. 2008). JAMES WAS TRANSFERRED FROM BUTCHMEN CORRECTIONAL INSTITUTION (BCI) TO KIRKLAND CORRECTIONAL INSTITUTION (KCI) THE SUMMER OF 1985; HIS CUSTODY WAS REDUCED - LATER USED IN VINDICTIVE WAY(S) AGAINST HIM (SEE BURKE "Badge # 905" REPORT); HIS WORK CREDIT(S) WERE REDUCED IN VIOLATION OF DUE PROCESS OR ARBITRARILY. THE 1997 TRANSFER WAS FROM GOODMAN CORRECTIONAL INSTITUTION (GCI) TO RIDGELAND CORRECTIONAL INSTITUTION (RCI) WHERE HE WAS SUBJECTED TO CUSTODY REDUCTION AND WORK CREDIT(S) REDUCTION CONTRARY TO DUE PROCESS AND EX POST FACTO CLAUSE(S) OF SOUTH CAROLINA AND UNITED STATES CONSTITUTION(S). HIS MAX-OUT DATE WAS REDUCED FROM 2014 or 2015 or 2016 or 2017 or 2018 to 2023.

Isiah James, Jr. 8-27-11
 Grievant Signature Date

RESPONSIBLE OFFICIAL'S DECISION AND REASON:

Your concerns have been reviewed. Prior to 1996, an inmates work credits were determined by his/her job assignment. In reviewing your records, I see no errors in your work credits or custody assignments under the classification system prior to 1996. You were permitted to retain your EWC rate when the new classification system was implemented in 1996. Per OP-21.07 Earned Work Credits, section 2.1 "Each inmate who was allowed to keep his/her earned work credit rate upon implementation of the pilot Classification System on September 16, 1996, will continue to earn EWCs at that rate as long as the inmate is not convicted of a disciplinary rules violation." It is noted you were not convicted of a disciplinary rules violation after the implementation of the new Classification System until September 2006. Your EWC credits from your transfer to Ridgeland CI in 1997 until your disciplinary rules violation in 2006 has been corrected to reflect EWC level 2. Your projected release date has moved from 12/12/23 to 5/18/23. Your custody changes show no need for modification as they were appropriate based on the criteria established under the new Classification System.

Therefore, your grievance is resolved.

You may appeal this decision under the Administrative Procedures Act to the Administrative Law Court. In order to appeal, you must fill out the attached Notice of Appeal Form and submit it as instructed on the form within 30 days of receipt.

John S. Sp... 2/15/12
 Signature Date

The decision rendered by the responsible official exhausts the appeal process of the Inmate Grievance Procedure. I hereby acknowledge receipt of the official's response and understand this is the Agency's final response to this matter.

Isiah James, Jr. 2/23/12 *M.E. Montoya* 2/23/12
 Grievant Signature Date IGC Signature Date

(SEE REVERSE SIDE FOR INSTRUCTIONS)

A

INMATE GRIEVANCE FORM

STEP 1

INMATE NAME: Isiah JAMES, JR.
SCDC NUMBER: 096883
INSTITUTION: WALDEN C. I.
HOUSING UNIT: 1C 6B
WORK ASSIGNMENT: Food Service Warehouse

WLF
10/27/16
B

Office Use Only
Grievance No. 0886-16
Code: General _____
Policy _____
Disc. Hear. _____
Class. _____
Date Received 10/31/16
IGC Initials BB

STATE GRIEVANCE (include documentation, and date of incident; if SCDC Policy, indicate which policy)

Grievant #
gripes about his max-out date calculation which he
to be wrong, no ever pointing to Bo - V. Moore SEZD
(199); see also AL-SHABAZZ v. SCDC - SEZD
(2000); Audit; 38 years x 5 = 190 days; 360 days in
leap year 1 day every 4 year, from 1980 to 2016 = 10 days; Godd
time credits on 206 days set forth above herein equal 4 2/3 month
RTSM # 16-264140, 10.21.16 12:43pm. He points EWC's is wrongfu

ACTION REQUESTED: Do audit calculated correct max-out date;
computer calculated date on 360 days year - There must be
correct adjustments! The Moore set forth correct calculations!

SPECIFY HOW AND WHEN INFORMAL RESOLUTION WAS ATTEMPTED BY GRIEVANT:

RTSM # 16-264140

Isiah James, Jr. 10.23.16
Grievant Signature Date

ACTION TAKEN BY IGC:

This is in reference to Inmate Grievance No. 0886-16.

Central Classification will review your record and make a determination as to whether your max-out time warrants recalculation. Once the process has been completed, you will be notified of the outcome.

- I accept the action taken by the IGC and consider the matter closed.
- I do not accept the action taken and wish to appeal.

Betsy Dodkin 12/5/16
IGC Signature Date

Grievant Signature Date

Exhibit 8

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS

INMATE GRIEVANCE FORM

STEP 1

Goodman (I)
2/17/17

INMATE NAME: Isiah JAMES, Jr.
SCDC NUMBER: 096883
INSTITUTION: Goodman
HOUSING UNIT: B-2-39B
WORK ASSIGNMENT: Food Service Detail

Grievance No. GCI 0020-17
Code: General _____
Policy _____
Disc. Hear. _____
Class. _____
PREA _____
Date Received _____
IGC Initials BB 2/21/17

STATE GRIEVANCE (include documentation, and date of incident; if SCDC Policy, indicate which policy)

Grievant gripes about max-out (sentence expiration) date which has been wrongfully calculated for a long time: 1. Thereby, it caused James to be illegally classified under Al-SHABAZZ v. State, 527 S.E.2d 742, 7 (2000) (citing Burke v. Moore) ~~More~~ ~~set forth~~ ~~the~~ proper calculation of goodtime credit(s) which has not been applied to grievant; the computer computes goodtime, earn work credit(s)* on 360 days year where James served 365 days year for 38 years (or nearly 38) x 5 = 190 days; 366 days in a leap year; 1 day every 4 years from 1980-2016 = 10 days; total 200 days @ 20 days per month = 140 days or 4 2/3 months which has not been deducted.

EWC's are wrongfully calculated without adjustment(s); he was denied M&B custody when he was eligible through liberty interest; as well as level(s) credit(s) wrongfully under mis-calculated sentence expiration date;

*EWC's; 498 SE 2nd 883 C

ACTION REQUESTED: Correct & give notice of release date.

SPECIFY HOW AND WHEN INFORMAL RESOLUTION WAS ATTEMPTED BY GRIEVANT:

TSM # 16-264140; 10.21.16 12:43 PM

#16-370666
#17-455081

Isiah James # 2-16-17
Grievant Signature Date

(CONTINUE ON REVERSE SIDE)

6

SCDC 10-5 (Rev. May 2013)

WARDEN'S DECISION AND REASON:

This is in reference to Inmate Grievance No. 0020-17.

Each institution received a list of names of inmates whose case pertain to Hayes v. State 2017. The institutions Records Division will determine if your case is eligible by conducting an audit and recalculation of your sentence if warranted. Once this process has taken place, you will be notified of any changes by your case manager or caseworker.

If your name is not on the list received by Records Division that would mean you do not qualify under Hayes v. State 2017.

Therefore, your grievance is denied.

If you are not satisfied with my decision, you may appeal to the appropriate responsible official within five (5) days of your receipt of the Warden's decision, by placing your Step 2 appeal form in the Grievance Box at your institution.

Kenneth B. Weedon 3/31/17
Warden Signature Date

- I accept the Warden's decision and consider the matter closed.
- I do not accept the Warden's decision and wish to appeal.

Pran James 4/6/17
Grievant Signature Date

Betty Padgett 4/6/17
IGC Signature Date

INSTRUCTIONS FOR COMPLETING STEP 1 GRIEVANCE FORM

1. An informal resolution shall be attempted prior to the filing of Step 1 by sending an Inmate Request to Staff Member (RTSM) form to the appropriate supervisor. A copy of the answered RTSM must be attached to the grievance when the grievance is filed.
2. Complete each section in its entirety writing only in the space provided for inmate use. No additional pages will be permitted.
3. Only one (1) issue is to be addressed on each form.
4. Submit the completed form by placing in the Grievance Box within five (5) days of the date on the RTSM response; policy grievances can be filed at any time. Disciplinary and Classification Review appeals must be submitted within five (5) days of the hearing review. Do not write in the space provided for the Warden's response.
5. If you are not satisfied with the Warden's decision, you may appeal to the appropriate responsible official within five (5) days of your receipt of the Warden's decision, via placement in the Grievance Box.

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
INMATE GRIEVANCE FORM
STEP 2

FILE BY: 4/11/17

Exhibit 7

INMATE NAME: JAMES, Isaiah Jr.
SCDC NUMBER: 096883
INSTITUTION: Goodman ✓
HOUSING UNIT: B-2-39B
WORK ASSIGNMENT: Food Service Warehouse

RECEIVED
MAY 12 2017
DIVISION OF DETAIL & INMATE REASSIGNMENT

Office Use Only
Grievance No. GCT 0020-17
Code: General
Policy
Disc. Hear.
Class. ✓
Date Received 4/10/17
IGC Initials BB

INMATE'S REASON FOR APPEAL (state specific dissatisfaction): It is apparent the institutional head is not inform of SCDC year of 366 days or 30 days per month. As it is set forth in the step 1 when James serves a year, it is 365 and 366 days a year, he has documents from years back when his sentence expiration date was in 2018, 2020, 2022; it must be simple mathematics — there are not adjustments on days serve, days worked 21 & 22 days per month and failure to award extra goodtime what he has earned over the last 3-4 decades. But see step 1 grievance for claims)

Isiah James Jr 4-8-17
Grievant Signature Date

RESPONSIBLE OFFICIAL'S DECISION AND REASON:

I have reviewed your concern. In your grievance you stated that your max-out date has been calculated incorrectly. The Warden responded to your concern on SCDC 10-5, Inmate Grievance Form Step 1 dated March 31, 2017. You have been informed that SCDC is in the process of reviewing affected inmates' sentencing sheets and NCIC reports. You have further been informed that any sentence recalculation that you are entitled to will be conducted after informing you of such. You are advised to wait until this process is completed so that any and all sentence corrections that may be required in your case will be made.

Therefore, your grievance is denied.

You may appeal this decision under the South Carolina Administrative Procedures Act to the South Carolina Administrative Law Court. In order to appeal, you must complete the attached Notice of Appeal Form (Form) and submit it as instructed on the Form within thirty (30) days of receipt.

John D. Ash 5/15/17
Signature Date

The decision rendered by the responsible official exhausts the appeal process of the Inmate Grievance Procedure. I hereby acknowledge receipt of the official's response and understand this is the Agency's final response to this matter.

Isiah James Jr 5-23-17
Grievant Signature Date

K Heil 5/23/17
IGC Signature Date

Exhibit 6

STATE OF SOUTH CAROLINA
ADMINISTRATIVE LAW COURT

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

Docket No. 17-ALJ-04-0300-AP
Grievance No.: GCI 20-17

ORDER OF REMAND


This matter is before the South Carolina Administrative Law Court ("the Court" or "the ALC") pursuant to the appeal filed by Isiah James, Jr. ("Appellant"), an inmate incarcerated with the South Carolina Department of Corrections ("the Department" or "SCDC"). Appellant filed a step 2 grievance with the Department on April 8, 2017 contending that his max-out date has been calculated incorrectly. On May 23, 2017, the Department issued a final agency response denying Appellant's grievance on the basis that the Department is in the process of reviewing affected inmates' sentencing sheets and NCIC reports. On June 6, 2017, Appellant filed an appeal with this Court to the Department's decision asserting that his sentence was calculated incorrectly.

Because the Department denied Appellant's Step 2 grievance, it was procedurally proper for Appellant to appeal the matter before this Court. However, the Department has not truly made a final decision on the matter as the Department is in the process of reviewing inmates' sentencing sheets and NCIC reports. Therefore, it would be premature for the Court to decide on this matter prior to the Department completing the process of recalculating the Appellant's sentence. See Bennett v. S.C. Dep't of Corr., 305 S.C. 310, 313, 408 S.E.2d 230, 231-32 (1991) (explaining that an administrative agency has the exclusive right to decide issues before it, subject only to appeal for judicial review of its decision following the exhaustion of administrative remedies).

Based on the foregoing.

IT IS HEREBY ORDERED that this matter is REMANDED.

AND IT IS SO ORDERED.


SHIRLEY C. ROBINSON
Administrative Law Judge

June 15, 2017
Columbia, South Carolina

FILED

JUN 15 2017

SC ADMIN. LAW COURT



Exhibit 4

The South Carolina Court of Appeals

Isiah James, Jr., Appellant,

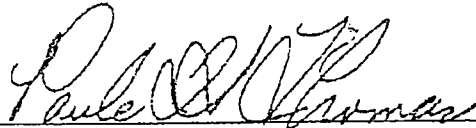
v.

South Carolina Department of Corrections, Respondent.

Appellate Case No. 2017-001446

ORDER

The appellant filed a notice of appeal from an order of the Administrative Law Court remanding this case to the Department of Corrections for further action. *See The Charlotte-Mecklenburg Hospital Auth. v. S.C. Dep't of Health & Env't'l Control*, 387 S.C. 265, 267; 692 S.E.2d 894, 894 (2010) ("If there is some further act which must be done by the court prior to a determination of the rights of the parties, the order is interlocutory."). The Supreme Court transferred this appeal to this Court for disposition. Accordingly, this appeal is dismissed.¹ The remittitur will be sent pursuant to Rule 221(b) of the South Carolina Appellate Court Rules.



FOR THE COURT

Columbia, South Carolina

FILED

June 30, 2017

cc:
Isiah James, Jr., 096883
Salley W. Elliott, Esquire

¹ Based on this disposition, we decline to consider the appellant's motion to proceed in forma pauperis.

Exhibit 2

The South Carolina Court of Appeals

Isiah James, Jr., Appellant,


v.

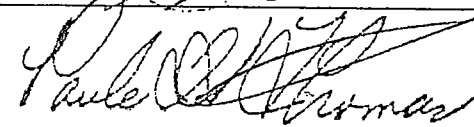
South Carolina Department of Corrections, Respondent.

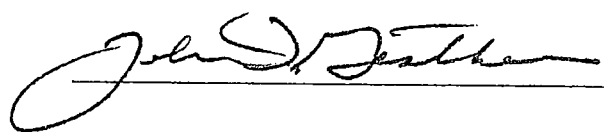
Appellate Case No. 2017-001446

ORDER

After careful consideration of the petition for rehearing, the Court is unable to discover that any material fact or principle of law has been either overlooked or disregarded, and hence; there is no basis for granting a rehearing. Accordingly, the petition for rehearing is denied.



C.J.


J.


J.

Columbia, South Carolina

cc:
Isiah James, Jr., 096883
Salley W. Elliott, Esquire

FILED

August 9, 2017

10



Exhibit 1

The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

September 19, 2017

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

RECEIVED

SEP 21 2017

REMITTITUR

GENERAL COUNSEL

Re: Isiah James, Jr. v. SC Dept. of Corrections
Lower Court Case No. 2017ALJ040300AP
Appellate Case No. 2017-001446

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: Isiah James, Jr., 096883
Christina Catoe Bigelow, Esquire

//

**SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
OFFICE OF GENERAL COUNSEL—INMATE GRIEVANCE BRANCH
INMATE CORRESPONDENCE**

INMATE: Isiah James, Jr. | 096883
INSTITUTION: Goodman Correctional Institution | B-2-0039-B
FROM: Atty. Sherman L. Anderson, Chief
Inmate Grievance Branch | Office of General Counsel
SUBJECT: Update Sentence Calculation – Court Order of Remand
DATE: October 23, 2017 _____

This is an update on your sentence calculation that was the subject matter of Judge Robinson's Order dated June 15, 2017. It appears that your SCDC incarcerated sentence has been adjusted. Your Projected Release Date is 12/06/2022 and your Projected Parole Date is 10/18/2019.

If you have any questions, please feel free to contact me.

Thank you.

STATE OF SOUTH CAROLINA
ADMINISTRATIVE LAW COURT

Isiah James, Jr., 096883,)
) Docket No.: 17-ALJ-04-0591-IJ
) Grievance No.: GCI 20-17
 Appellant,)
 vs.) **ORDER OF DISMISSAL**
)
 South Carolina Department of Corrections,)
)
 Respondent.)
)

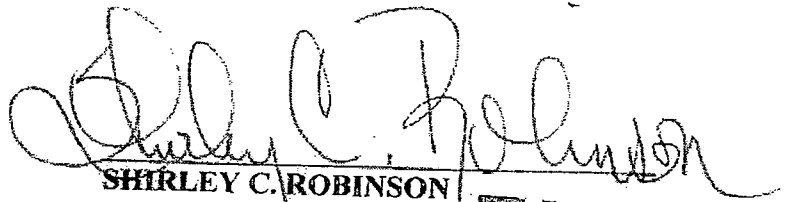
This matter is before the South Carolina Administrative Law Court (ALC) pursuant to the Notice of Appeal filed November 21, 2017 by Isiah James, Jr. (Appellant), an inmate incarcerated with the South Carolina Department of Corrections (Department). On October 23, 2017, the Department notified Appellant of an update to his sentence calculation which resulted in an adjustment to his projected release date. Appellant did not appeal the matter by filing a step 1 or step 2 grievance, but instead, he filed an appeal with the ALC.

Section 1-23-380 of the South Carolina Code (Supp. 2017) provides “[a] party who has **exhausted all administrative remedies available within the agency** and who is aggrieved by a final decision in a contested case is entitled to judicial review.” See Al-Shabazz v. State, 338 S.C. 354, 376, 527 S.E.2d 742, 754 (2000) (“An inmate may, however, seek review of the Department’s final decision by an ALJ in a non-collateral or administrative matter.”); Bennett v. S.C. Dep’t of Corr., 305 S.C. 310, 313, 408 S.E.2d 230, 231-32 (1991) (explaining that an administrative agency has the exclusive right to decide issues before it, subject only to appeal for judicial review of its decision following the exhaustion of administrative remedies).

Because the Appellant failed to exhaust his administrative remedies prior to filing his appeal, the ALC lacks jurisdiction to review this matter, and the appeal must be dismissed.

THEREFORE, IT IS HEREBY ORDERED that this appeal is **DISMISSED**.
AND IT IS SO ORDERED.

December 29, 2017
Columbia, South Carolina


SHIRLEY C. ROBINSON
Administrative Law Judge **EILED**

DEC 29 2017

SC ADMIN. LAW COURT

13

The South Carolina Court of Appeals

Isiah James, Jr., 096883, Appellant,

v.

South Carolina Department of Corrections, Respondent.

Appellate Case No. 2018-000035

ORDER

Appellant moves to proceed *in forma pauperis*. The right to proceed *in forma pauperis* must rest upon a statute or a fundamental constitutional right. *Ex parte Martin*, 321 S.C. 533, 471 S.E.2d 134 (1995). Because the underlying order dismissed Appellant's appeal based on Appellant's failure to exhaust administrative remedies, this appeal does not implicate a fundamental right that requires waiver of the filing fee. Appellant's motion, therefore, is denied. The filing fee must be paid within fifteen days of the date of this order.

 C.S.
FOR THE COURT

Columbia, South Carolina

cc:

Isiah James, Jr.

Christina Catoe Bigelow, Esquire

FILED

February 2, 2018

15

The South Carolina Court of Appeals

Isiah James, Jr., 096883, Appellant,

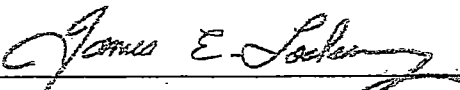
v.

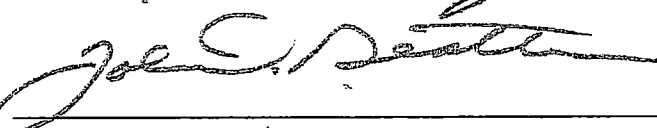
South Carolina Department of Corrections, Respondent.

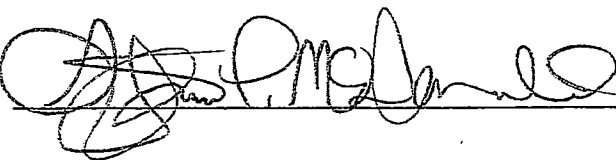
Appellate Case No. 2018-000035

ORDER

After careful consideration of the petition for rehearing, the Court is unable to discover that any material fact or principle of law has been either overlooked or disregarded, and hence, there is no basis for granting a rehearing. Accordingly, the petition for rehearing is denied.


_____ C.J.


_____ J.


_____ J.

Columbia, South Carolina

cc:
Isiah James, Jr.
Christina Catoe Bigelow, Esquire

FILED

May 9, 2018

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