

STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM THE ADMINISTRATIVE LAW COURT

Administrative Law Judge H.W. Funderburk, Jr.

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ALC Case 17-ALJ-04-0507-AP

**RECEIVED**

AUG 21 2018

SC Court of Appeals

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JAKARTA YOUNG, #276572,

RESPONDENT,

v.

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS,

APPELLANT.

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**MOTION FOR REMAND**

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The South Carolina Department of Corrections filed a Notice of Appeal in the above captioned case on July 11, 2018 as well as a Motion for Supersedeas in the Administrative Law Court (ALC). Thereafter, on July 27, 2018, Administrative Law Judge Funderburk granted the Department's Motion for Supersedeas and filed a letter with this Court requesting that the case be remanded back to the ALC so that it may correct an error of law contained in the original order. In light of Judge Funderburk's request for remand, and in furtherance of judicial economy and conservation of judicial resources, the Department respectfully asks that this Court remand the case back to the ALC. The Department further requests that this Court hold the matter in abeyance pending resolution of this Motion for Remand.

Other Counsel of Record/Pro Se

Jakarta Young #276572  
Evans Correctional Institution  
610 Highway 9 West  
Bennettsville, SC 29512

Respectfully submitted,

**SOUTH CAROLINA DEPARTMENT  
OF CORRECTIONS**



**KENSEY BARRETT**

Staff Attorney

Office of General Counsel

S.C. Department of Corrections

Post Office Box 21787

Columbia, South Carolina 29221

(803) 896-8508

**ATTORNEY FOR APPELLANT**

Columbia, SC  
August 21, 2018

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**CERTIFICATE OF SERVICE**

Undersigned counsel hereby certifies that on August 21, 2018, she mailed a copy of the foregoing **Motion for Remand** to the Honorable H.W. Funderburk via U.S. Mail addressed as follows: Honorable H.W. Funderburk, Jr., South Carolina Administrative Law Court, 1205 Pendleton Street, Columbia, South Carolina 29201.



Kensey Barrett  
Staff Attorney  
Office of General Counsel  
S. C. Department of Corrections  
Post Office Box 21787  
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**CERTIFICATE OF SERVICE**

Undersigned counsel hereby certifies that on August 21, 2018, she mailed a copy of the foregoing **Motion for Remand** to the Honorable H.W. Funderburk via U.S. Mail addressed as follows: Jakarta Young, #276572, Evans Correctional Institution, 3A-0287-A, 610 Highway 9 West, Bennettsville, South Carolina, 29512.



Kensey Barrett  
Staff Attorney  
Office of General Counsel  
S. C. Department of Corrections  
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August 21, 2018



South Carolina  
Department of  
Corrections

HENRY McMASTER, Governor  
BRYAN P. STIRLING, Director

OFFICE OF GENERAL COUNSEL

August 21, 2018

The Honorable Jenny A. Kitchings  
Clerk of Court, S.C. Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

**RECEIVED**

AUG 21 2018

SC Court of Appeals

**RE: Jakarta Young, # 276572, v. South Carolina Department of Corrections**

Dear Ms. Kitchings:

Enclosed is the original and six copies of Appellant's **Motion for Remand**, along with the corresponding **Certificates of Service**, in the above captioned appeal.

Thank you for your attention to these matters, and please do not hesitate to contact me should you have any questions or concerns.

Sincerely,

Kensey Barrett  
Staff Attorney  
South Carolina Department of Corrections

cc: Honorable H.W. Funderburk, Jr.  
South Carolina Administrative Law Court  
1205 Pendleton Street  
Columbia, South Carolina 29201

Jakarta Young #276572  
Evans Correctional Institution  
610 Highway 9 West  
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