

STATE OF SOUTH CAROLINA
COURT OF APPEALS

RECEIVED
MAR 08 2019
SC Court of Appeals

SHARON BUSH ELLISON
Plaintiff-Student

) CASE: 18-ALJ-30-0353- CC

V.

)

STATE BOARD FOR TECHNICAL
AND COMPREHENSIVE EDUCATION
Defendant- Agency

) Request for Contested Case Hearing

NOTICE OF APPEAL

NOTICE is hereby given that and Plaintiff-Student-Appellant Above- Named, hereby appeals to the Court of Appeals of South Carolina the Order of Dismissal entered in the above captioned case on December 28, 2018.

Motion for Extension of Time to file a Motion for Reconsideration was filed approx., January 7, 2019. The Plaintiff- Student- Appellant has received no emails showing an E-File. No action has been taken by any Administrative Order entered in the above case.

Pursuant to ALC Rule 29, D (2) the administrative law judge shall act on the motion for reconsideration within thirty (30) days after it is filed if an opposing party does not file a response or within thirty (30) days after an opposing party files a response. If no action is taken by the administrative law judge within the applicable period, the inaction shall be deemed a denial of the relief sought in the motion.

Rule 29, D (2); if no action is taken by the Administrative Law Judge within the applicable time, the inaction shall be deemed a denial of the relief sought in the Motion, Order or Other Action.

Pursuant to ALC Rule 29 D (4) the time for appeal for all parties shall be stayed by a timely motion for reconsideration, and shall run from receipt of an order granting or denying such motion. If no order is filed regarding the motion, the time for appeal shall begin to run thirty (30) days from the date the motion is deemed denied pursuant to subsection D (2)

The (30) days from the date the motion is deemed denied shall end February 7, 2019. Therefore the time for appeal shall begin to run until March 7, 2019.

This Notice of Appeal is compliant to ALC Rule 29 D (4).

However, the filing of a Motion for Reconsideration is not a prerequisite for filing a Notice of Appeal.

The Clerk will please omit the following from the Record on Appeal:

1. Defendant Agency's Pretrial Motion to Dismiss.

2. Defendant Agency's Exhibits, from the Court of Common Pleas, attached to his Prehearing Statement.

Transcript of evidence and Proceedings pertaining to the ALC Rule 17 Scheduling Conference will be filed for inclusion in the record on appeal.

This Court rather than the Supreme Court of South Carolina has jurisdiction of this case on appeal for the reason that subject matter is given pursuant to South Carolina Code 1-23-380; ALC Rule 31.

February 4, 2019

Sharon Bush Ellison Pro se Appellant

2242 Lumpkin Road

Augusta Georgia, 30906

sharonbushellison@gmail.com

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CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of the within and foregoing Notice of Appeal by courtesy email or by hand delivery of same or by depositing a copy of same in the United States Mail with sufficient postage affixed thereon to assure delivery upon:

Office of the Clerk also

Warren V. Ganjehsani

Honorable Judge R.K. Anderson

South Carolina State Board

Clerk and Chief Administrative

for Technical and Comprehensive

Law Judge;

Education; 111 Executive Center Drive;

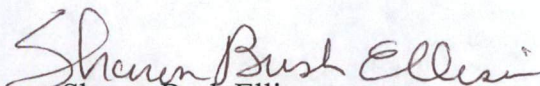
South Carolina Administrative Law Court

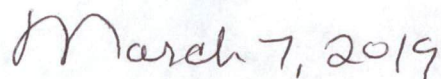
Columbia, South Carolina, 29210

1205 Pendleton St., Suite 224

Columbia, South Carolina 29201

February 4, 2019


Sharon Bush Ellison


March 7, 2019

Pro se

2242 Lumpkin Road

Augusta Georgia 30906

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Shawn Bush Ellison
Pro'se
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MAR 08 2019

SC Court of Appeals

Office of the Clerk
State of South Carolina
Court of Appeals
1220 Senate Street
Columbia South Carolina 29201

RE: REQUEST FOR WAIVER OF COST

Clerk:

Enclosed I have submitted a
Notice of Appeal for filing in
Case 18-ALJ-30-0353-CC.

I am unable to pay a filing cost.
However, I was unable to locate
the forms that are required from
your court requesting a waiver
of cost in this Notice of Appeal.

Also the Court has not provided me
with a stamped filed copy of the
Order being appealed. I am having to
request a copy of the Order. However
the Appeal is due today as Mar 7, 2019
is the last day for which the Notice
of Appeal can show as Post marked.

If the time to correct these small deficiencies are not allowed pursuant to the Rules of Appellate Court, etc., please consider this in the alternative as a Motion for Extension of time to file my Notice of Appeal. Which in some instances can be approved by the office of the Clerk. Please write me back a response concerning what procedure you wish for me to follow concerning this defective Notice of Appeal.

This 7th day of March 2019

Sharon Bush Ellison
Pro/se

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(706) 251-6367
Sharonbushellison@gmail.com

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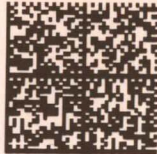
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SHARON BUSH ELLISON
2242 LUMPKIN RD.
Augusta GA 30906

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OFFICE OF THE CLERK
STATE OF SC COURT OF APPEALS
1220 SENATE ST
COLUMBIA SC 29201 - 3769

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