
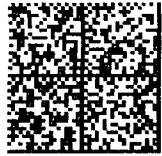


STATE OF SOUTH CAROLINA  
**Administrative Law Court**  
EDGAR A. BROWN BUILDING  
1205 PENDLETON STREET, SUITE 224  
COLUMBIA, SOUTH CAROLINA 29201

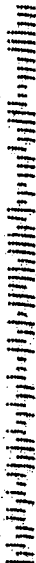
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ZIP 29201 \$ 000.50<sup>0</sup>  
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Therl Taylor, #260961  
Evans Correctional Institution  
610 Hwy. 9 West  
Bennettsville, SC 29512

**LEGAL MAIL**

2551282130 R004 

Attachment A

STATE OF SOUTH CAROLINA  
ADMINISTRATIVE LAW COURT

Attachment A.1

TherL Taylor

Appellant,

RECEIVED

vs.

# 260941

APR 24 2019

NOTICE OF APPEAL

South Carolina Department of Corrections,

SC Court of Appeals

Respondent.

DOCKET NO. ALJ-04-  
GRIEVANCE NO.: MacDougall #112-18

Notice is hereby given that Appellant, captioned above does hereby appeal the final decision of the South Carolina Department of Corrections dated January 28, 2019 and received on January 31, 2019, a copy of which is attached. A general statement of the grounds for appeal is (See S.C. Code Ann. § 1-23-380(A)(6)): **A personal property and liberty interest is involved. This case merits to [be heard] in this Court's Jurisdiction. Due Process, Equal Protection and**

**Other state & US States Constitutional Provisions apply. Petitioner/Appellant pursues this matter because he is NOT CULPABLE of the WRONGFUL 838 SCDC/Agency MacDougall Institutional major disciplinary offense that UNJUSTLY had him transferred to the infamous-most dangerous Evans Camp. As pointed out in each Step 1 & 2 grievance, Petitioner can and will show if necessary a pattern of personal targeted attacks consistently occurred several months prior to the unlawful Sept 19, 2018 "disciplinary encounter" plot. Petitioner is not guilty of improper soliciting with his assigned PRA Follow Up Coordinator and/or PAR. Of Significance on the face of MacD #112-18-Step 2, Agency decision completely omitted or even references the underlying [wrongful] 838 offense. He is legally challenging. Further, absolutely none of the alleged documentation used at the SCDC is included or attached with Step 2, nor are any of the relevant Kiosk-GIL Ref No's 18-01039099 & addendums, etc. Additionally, the "transcript" of the questionable**

TherL Taylor  
Appellant's Name

Signed TherL

See Reverse for complete Appeal Notice ->

Evans Institution  
Mailing Address

Dated February 12, 2019

FILED

FEB 19 2019

City, State, Zip Code

Feb 19

CERTIFICATE OF SERVICE

SC ADMIN. LAW COURT

I hereby certify that I, TherL Taylor (your name), on the 13<sup>th</sup> day of February, 2019, in \_\_\_\_\_ (city),

South Carolina, served a copy of the foregoing Notice of Appeal on all parties to this matter by depositing the same in the United States

Mail, postage paid, or in the mail room of the undersigned's institution and addressed as follows:

Name of person/Agency served: David Tarbarsky and/or Bryan Stirling  
SCDC - Chief Legal Counsel and/or Director

Address: 4444 Broad River Rd / PO BOX 21787

City, State, Zip Code: Columbia, SC 29221

Affirmed and subscribed before me on this \_\_\_\_\_ day of \_\_\_\_\_

Notary Public  
My Commission Expires: \_\_\_\_\_

Print your name Sign your name  
(See reverse side for instructions)

G.S. Appeal - Ct of App. 12/1/94

Instructions for filing an appeal of the final agency decision from the South Carolina Department of Corrections:

- 1) You must complete the **Notice of Appeal** on the reverse side of these instructions and mail it to the Administrative Law Court at the following address:

Clerk's Office  
 South Carolina Administrative Law Court  
 1205 Pendleton Street, Suite 224  
 Columbia, SC 29201

A copy of the Notice of Appeal must also be forwarded to the Office of General Counsel at the Department of Corrections.

- 2) In order for your case to be processed by the ALC, a copy of the final decision from the Department of Corrections must be attached to the Notice of Appeal.

**CONTINUED FROM REVERSE:**

questionable, plotted, colluded and corrupt digital recording is not included. If substantial Justice prevails with this court, . . . it must truthfully and fairly look into this matter . . . and ultimately REVERSE and VACATE the wrongful 838 Institutional Judgment, restoring Petitioner by making him [w]hole NOT prematurely improperly dismiss this case, rather have a full and fair [b]riefing for both sides to be [h]eard on this matter . . . in a truthful manner.

Otherwise Petitioner, seeks, among other means seeks to Petition pursuant to SCRPC, Rule 65, Kiawah Resort v SC Tax, 458 SE 2d 542 (SC 1995), Smith SC Dept of Social Service, 327 SE 2d 348 (SC 1985), etc, etc, etc for Justice sake.

All lawful grounds in §1-23-380 are specifically applicable to the facts in this case.

FILED

FEB 11 1994

ADMINISTRATIVE LAW COURT

Attachment B

STATE OF SOUTH CAROLINA  
ADMINISTRATIVE LAW COURT

Therl Taylor, #260961, )  
 )  
 Appellant, )  
 )  
 vs. )  
 )  
 South Carolina Department of )  
 Corrections, )  
 )  
 Respondent. )

Docket No. 19-ALJ-04-0064-AP

ORDER OF DISMISSAL **RECEIVED**

APR 24 2019

SC Court of Appeals

This matter is before the South Carolina Administrative Law Court (ALC or Court) pursuant to the Notice of Appeal filed by Therl Taylor (Appellant), an inmate incarcerated with the South Carolina Department of Corrections (Department or SCDC). Appellant appeals from a Step 2 Grievance which affirmed his conviction for violating SCDC Policy-22.14, Offense 847, Abuse of Privileges. Appellant did not lose any accrued good time credits.

DISCUSSION

The Court's jurisdiction to hear this matter is derived from the decision of the South Carolina Supreme Court in *Al-Shabazz v. State*, 338 S.C. 354, 527 S.E.2d 742 (2000). In *Al-Shabazz*, the Court held that the ALC's jurisdiction in inmate appeals is limited to state-created liberty interests typically involving: (1) cases in which an inmate contends that prison officials have erroneously calculated his sentence, sentence-related credits, or custody status; and (2) cases in which an inmate has received punishment in a major disciplinary hearing as a result of a serious rule violation. *Id.* at 382, 527 S.E.2d at 757. "The only way for the [ALC] to obtain subject matter jurisdiction over [an inmate's] claim is if it implicates a state-created liberty interest." *Sullivan v. S.C. Dep't of Corr.*, 355 S.C. 437, 443, 586 S.E.2d 124, 127 (2003). Thus, in *Slezak v. S.C. Dep't of Corr.*, 361 S.C. 327, 331, 605 S.E.2d 506, 508 (2004), cert. denied, 544 U.S. 1033, 125 S.Ct. 2266, 161 L.E.2d 1060 (2005), our Supreme Court explained that while the ALC has jurisdiction over properly filed inmate grievance appeals, summary dismissal is appropriate "where the inmate's grievance does not implicate a state-created liberty or property interest."

**FILED**

MAR 05 2019

SC ADMIN. LAW COURT

Despite Appellant's contentions, he: (a) was not sanctioned with the loss of any good time credits; (b) made no claim for the loss of any other state created liberty or property interest; and, (c) made no contention that his sentence, sentence related credits or custody status has been erroneously calculated. There is clearly no state created liberty interest implicated here. Without such a liberty interest, this Court cannot address any of the matters raised in inmate's appeal. See *Slezak* 361 S.C. at 331, 605 S.E.2d at 508 (“[s]ummary dismissal may be appropriate where the inmate's grievance does not implicate a state created liberty or property interest.”) Therefore,

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

March 5, 2019  
Columbia, SC

  
Milton G. Kimpson, Judge  
South Carolina Administrative Law Court

**CERTIFICATE OF SERVICE**

This is to certify that the undersigned has this date served this order in the above entitled action upon all parties to this cause by depositing a copy hereof in the United States mail, postage paid, or in the Interagency Mail Service addressed to the party(ies) or their attorney(s).

This 5 day of March, 2019  
By: A. Blum  
Judicial Law Clerk

RECEIVED  
SEP 24 2018

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS

11/11/18  
# 0112-18

INMATE GRIEVANCE FORM

Attachment C

STEP 1

9/27/18 (W)

INMATE NAME: Therl Taylor  
 SCDC NUMBER: 260.961  
 INSTITUTION: as planned transferred to Evans from Douglas  
 HOUSING UNIT: Santee, 1B  
 WORK ASSIGNMENT: Room, Medical Restrictions

OFFICE USE ONLY  
 Grievance No. 267-0595-18  
 Code: General  
 Policy  
 Disc. Hear. 838 / Case 19  
 Class. 110 9/19/18  
 PREA  
 Date Received 9/19/18  
 IGC Initials TC

STATEMENT OF GRIEVANCE (Indicate the date of incident, and if the grievance is a challenge to SCDC Policy, specify which policy. Include supporting documentation and attach answered RTSM or Kiosk reference number.)

TO THE HONORABLE EDESEL TAYLOR @ MACDOUGHAL, AS YOU KNOW OR SHOULD KNOW SIR, I HAVE BEEN A TARGET, ESPECIALLY FOR THE PAST YEAR. ON 9/19/18 A FAIR, PROCEDURAL, DUTIFIED, HONEST, EQUAL WITH DUE PROCESS SCDC INSTITUTIONAL DISCIPLINARY HEARING BY MS FRANCIS BAILKUM WAS NOT PROVIDED, INCLUDING BUT NOT LIMITED TO: REPEATED INTERRUPTIONS IN ANSWERING QUESTIONS IN ATTEMPTS TO DEFEND THE 838 ALLEGATION, THE COMPLETE DENIAL TO PRESENT MY PREPARED WRITTEN STATEMENT/AFFIDAVIT, INCLUDING SECTIONS A-D, [A-PREA-PAR REPRESENTATIVE, B-THE INCIDENT REPORT, C-CONFIDENTIAL LEGAL ITEMS THAT WERE ENCLOSED, D-QUESTIONS FOR MATERIAL WITNESSES], EVIDENCE TO CONTRADICT THE INCIDENT REPORT, MAKE A FULLY VERBAL STATEMENT OR HAVE MATERIAL WITNESS, COREY BRIDGES, NEW CONTRABAND SUPERVISOR ASKED 3 SIMPLE QUESTIONS GRIEVANT'S AFFIDAVIT HAD CRITICAL SUPPORTING ATTACHMENTS A-E, SEE AFFIXED A-E ATTACHMENTS, [AFFIDAVIT OF THERL TAYLOR, AUG 28, 2018, MENTAL HEALTH ATTORNEY'S LETTER, C/A No 2005-CP-40-02925, LAST PAGE OF BELL LAW FIRM COMPLAINT, C/A No 2017-CP-2700369, AUG 21, 2018 WAKE FOREST PROFESSOR JOHN KORZEN, AUG 30, 2018, RE'ED Sept 7, OCT 1 PLAINTIFF'S MOTIONS HEARING, IN PREA CASE NO 2016-CP-400-4734, ETC ] AS REQUIRED, SPECIFIC 22.14 PROCEDURES WERE NOT FOLLOWED BY BAILKUM EXPRESSED PERSONAL (FEELINGS) BIAS, EMOTIONS OF ANGER, ETC DURING AND AFTERWARDS AND AGREEMENT INTENT TO HARM, ARBITRARY AND CAPRICIOUS TO "FIND HIM GUILTY AT ALL COST, HAVE TRANSFERRED TO EVANS AND KILLED". MS BAILKUM WAS LOUD AND DID NOT PROVIDE THE STANDARD GRIEVANCE FORM, ETC

All discussed in handcrafted handwritten during Institutional hearings

DEAR FRIEND AND WARDEN TAYLOR, MY LEGAL MAIL WAS TO PREA, IT WAS [ONE] LETTER WITH ATTACHED LEGAL DOCUMENTS FOR MAILING TO TWO COURT REPORTERS AND JUDGES DUE TO THE PAST AND PRESENT DISAPPEARING OF MY OUTGOING AND INCOMING LEGAL AND REGULAR MAIL I WAS DENIED BY BAILKUM/SCDC TO LOOK AT THE CONTENTS [THAT MR HOOVER SAID [HAD TO SHOW ME] THAT WAS PHOTOCOPIED DOCUMENTS, THAT APPEARED ONLY A PORTION OF THE LEGAL CONTENTS, HANDED TO NICOLE CHAPMAN FOR MAILING. Also, the Warden, Mr. Taylor, when Mr. Bridges served the 19-69, as I shared with Mr. Fagleback, I wrote thereon, accepting, in writing, the 847 accountability and at the Bailkum's:oc Institutional hearing explained such and plead guilty to Therl Taylor Friday, Sept 21, 2018 847. However, among other things Ms. Bailkum incorrectly Grievant Signature Date wrote "NG" and severely punished me. Please have me returned to Evans Unit on lockdown status. On 9/21, at last opportunity requested through GIC-Court to listen to 9/19 Institutional SCDC partial hearing.

ACTION REQUESTED: FOR MR. E. TAYLOR TO COURAGEOUSLY LISTEN TO THE INSTITUTIONAL DISCIPLINARY PARTIAL RECORDING, MODIFY, REVERSE & VACATE OR PROVIDE A FAIR, IMPARTIAL AND HONEST INSTITUTIONAL HEARING, FOR A FULL DISCLOSURE OF THE TRUTH, FOR THE HIGHEST SCDC RANKING INDIVIDUALS TO INVESTIGATE THIS MATTER ADEQUATELY, INCLUDING MR BRYAN STIRLING, MICHAEL MCCALL AND MR PATTERNSON, ETC. FOR PROMPT RESOLVE- MCVT.

ACTION TAKEN BY IGC:  PROCESSED  UNPROCESSED  OTHER

RECEIVED

APR 24 2019

SC Court of Appeals

IGC Signature \_\_\_\_\_ Date \_\_\_\_\_

(CONTINUE ON REVERSE SIDE)

