

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS

RECEIVED

INMATE GRIEVANCE FORM

SEP 23 2019

STEP 1

SC Court of Appeals

INMATE NAME: <u>BRUCE SEABROOK</u>	OFFICE USE ONLY
SCDC NUMBER: <u>376295</u>	Grievance No. <u>TCI-0088-19</u>
INSTITUTION: <u>TRENTON</u> APR 22 2019 <u>bu</u>	Code: General _____
HOUSING UNIT: <u>3C-25</u> TRENTON CORRECTIONAL INSTITUTION	Policy _____
WORK ASSIGNMENT: <u>DORM WORKER</u>	Disc. Hear. _____
	Class. <u>CL/CL</u>
	PREA _____
	Date Received <u>4-22-19</u>
	IGC Initials <u>mb</u>

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.)

This is in response to, as well as pursuant to, Policy OP-22-14, Page 7(3A) 1 notice of charges, page 8 (2) B-I-F, page 9, sec: 2 (A, B, C, D, sec: C (1), (2)), A-B-C, page 10 sec: 4-A, B. Also-OP-22.14 Inmate Disciplinary System sec: 4(4.1), (4.3), sec: 9.2, 9.3, 9.6, 12.3, 14.1, 16.1.4, 16.1.5, 16.1.6, 17.1, 22.1, 22.2, 22.3, 830, 831, 832, 838. With all due respect, all of this and none of this applies to me because, I've RECEIVED no notification of being charged in any manner. Due to an ERRONEOUSLY time frame in all of these policy violations. I ask to be AWARDED back my LEVEL (1-B) custody and shipped immediately. I EVEN INQUIRED of SEVERAL officials here, also through the kiosk, to no avail.

Bruce Seabrook Jr 4-19-19
 Grievant Signature Date

ACTION REQUESTED:

ACTION TAKEN BY IGC: PROCESSED UNPROCESSED OTHER

All pertinent information and documentation of this Grievance has been reviewed.
 See Warden's response on back.

MBrylston 4-23-19
 IGC Signature Date

(CONTINUE ON REVERSE SIDE)

WARDEN'S DECISION AND REASON:

Inmate: Seabrook, Bruce

SCDC#: 376295

Grievance #TRCI-0088-19

In your grievance TRCI-0088-19, you stated that you want to be awarded your 1B Custody and be shipped immediately due to not receiving a DHO charge.

SCDC Policy OP-21.14, Inmate Classification Plan, section 7, "CENTRAL CLASSIFICATION: Central Classification (CC) will have the primary responsibility for all transfers and bed management in the Agency and transfer inmates according to the Security Criteria Chart. Although you did not receive a DHO charge for STG (unauthorized inmate activity), you were STG validated on March 13, 2019 which required a transfer from a Level 1A or 1B institution. You were transferred to Trenton CI, a level 2 institution on March 20, 2019 due to your validation.

8. SECURITY CRITERIA CHART:

CRITERIA	LEVEL 1A LABOR CREW/WORK PROGRAM	LEVEL 1B CONDITIONS	LEVEL 2 CONDITIONS
STG	No validated STG	No validated STG	Validated STG-GP

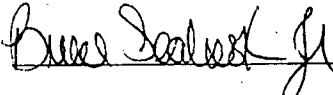
Therefore, your grievance is denied.

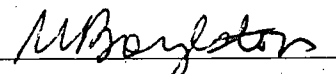
If you are not satisfied with the Warden's decision, you may appeal to the appropriate responsible official within five (5) days of your receipt of the Warden's decision, by placing your Step 2, SCDC Form 10-5A provided to you in the Grievance Box.

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Warden Signature 4/23/19
Date

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

 4-25-19
Grievant Signature Date

 4-25-19
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 or Kiosk reference number 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 it in the Grievance Box at your institution within eight (8) working 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) working 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, by placing your Step 2 appeal form in the Grievance Box at your institution.

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
INMATE GRIEVANCE FORM

Due: 4-30-19

MAY 01 2019

STEP 2

Office Use Only

INMATE GRIEVANCE

Grievance No. TRC1-0088-19
Code: General _____
Policy _____
Disc. Hear. _____
Class CL-CL
PREA _____
Date Received: 4-30-19
IGC Initials: MB
Date Received: 5/3/19
IGA Initials: kh

INMATE NAME: Bruce Seabrook Jr
SCDC NUMBER: 376295
INSTITUTION: TRENTON RECEIVED
HOUSING UNIT: 3C-25 SEP 23 2019
WORK ASSIGNMENT: DEPT WORKER SC Court of Appeals

INMATE'S REASON FOR APPEAL (state specific dissatisfaction): Under the OP-22-14 822 STG Policy it states that for me to be labeled as a STG I must be classified as having a misconduct, a serious threat, or even a potential threat to safety and security.

The purpose for this is because I was targeted and labeled as STG for unknown reasoning. I wasn't written up, presented no paperwork nor charges for this cause.

Therefore the Warden made a decision on the O.P. 21.14 Policy that doesn't exist and which I had the proper authority to search for O.P. 21.14 making me STG affiliated.

Your assistance on this matter would be greatly appreciated.

Grievant Signature Bruce Seabrook Jr Date 4-29-19

RESPONSIBLE OFFICIAL'S DECISION AND REASON:

I have reviewed your concern. In your grievance you stated that you received no notification of being charged for an offense that would be reason for you being placed at your current institution. Moreover you stated that the timeframe apparently for charging you was violated in several policies that you stated. You would like to be awarded back your Level 1B custody and shipped immediately. The Warden responded to your concern on SCDC Step 1 Inmate Grievance Form 10-5 dated 4/23/19. You have been validated as STG by the SCDC Division of Police Services. You are also advised that an inmate is not entitled to any specific custody level, SCDC OP-21.04, Inmate Classification Plan. Furthermore, "The meeting of custody criteria does not guarantee placement at any particular level. An inmate's custody classification involves the exercise of discretion in regard to security needs and overrides may be used." OP-21.04.42.6.5, OP-21.04.47. Your transfer from Goodman to Trenton was in compliance with SCDC policies. You are advised to follow SCDC rules, policies and procedures.

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) provided to you, and submit it, as instructed on the Form, within thirty (30) days of receipt.

Responsible Official Signature [Signature] Date 7/11/19

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.

Bruce Seabrook Jr 7-19-19
Grievant Signature Date

[Signature] 7/19/19
IGC Signature Date

(SEE REVERSE SIDE FOR INSTRUCTIONS)

STATE OF SOUTH CAROLINA
ADMINISTRATIVE LAW COURT

RECEIVED

SEP 23 2019

SC Court of Appeals

NOTICE OF APPEAL

BRUCE E. SEABROOK JR)
)
Appellant,)
)
vs.)
)
South Carolina Department of Corrections,)
)
Respondent.)

DOCKET NO -ALJ-04- -
GRIEVANCE NO.: TCI-0088-19

Notice is hereby given that BRUCE E. SEABROOK JR does hereby appeal the final decision of the South Carolina Department of Corrections dated 7-11-19 and received on 7-19-19, 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)):

I was erroneously labeled as STG without reasoning. Contraband has not produced absolutely no evidence whatsoever to support the allegations. No literature, no tattoos of gang involvement, nor anything dealing with the internet (social media) was presented. In addition, according to SCDC Policy OP-22.14.832 Unauthorized Inmate Organization Activity or Participation in a Security Threat Group (STG) or STG Activity: That include planning, organizing, threatening, soliciting, or committing unlawful acts of misconduct classified as serious threats or potential threats to the safety and security of the public. This stigma will have an adverse effect on my upcoming parole as well as future employment. I would respectfully request this label to be removed from

SCDC (OMS)

BRUCE E SEABROOK JR
Appellant's Name

Bruce E Seabrook Jr
Signed

1516 Old Gillaes Rd
Mailing Address

August 15, 2019
Dated

Ridgeville, SC 29472-7408
City, State, Zip Code

CERTIFICATE OF SERVICE

I hereby certify that I, BRUCE SEABROOK JR (your name), on the 15 day of August, 2019, in RIDGEVILLE (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: SCDC Goodman - Contraband

Address: 4556 Broad River Rd

City, State, Zip Code: Columbia, SC, 29210

Print your name Sign your name BRUCE SEABROOK JR
(See reverse side for instructions)

Bruce Seabrook Jr

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.**