

RECEIVED
SEP 30 2020
SC Court of Appeals

STATE OF SOUTH CAROLINA
ADMINISTRATIVE LAW COURT

Andre Jamar Brooks, #294496,)
)
Appellant,)
)
vs.)
)
South Carolina Department of Corrections,)
)
Respondent.)
_____)

Docket No. 20-ALJ-04-0143-AP

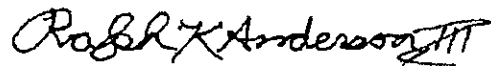
ORDER OF DISMISSAL

This matter is before the South Carolina Administrative Law Court (Court or ALC) pursuant to an appeal filed on March 10, 2020, by Andre Jamar Brooks (Appellant), an inmate housed with the South Carolina Department of Corrections (SCDC or Department). The Notice of Assignment was filed March 20, 2020. The Record on Appeal was filed on May 20, 2020. On July 8, 2020, the Department filed a Motion to Dismiss (Motion) because Appellant failed to file a brief. The Motion was supported by an affidavit of a Department employee attesting that the Department did not receive a copy of Appellant's brief. As of the date of this Order, Appellant has not filed a brief with this Court.

Pursuant to the Rules of Procedure for the Administrative Law Court (SCALC Rules), Appellant's brief was due ninety days after the Notice of Assignment was filed, or June 18, 2020. See SCALC Rule 60(A). SCALC Rule 62 sets forth that an Administrative Law Judge may dismiss an inmate's appeal for failure to comply with the rules of procedure for appeals or for failure to comply with any time limits set forth in an appeal. Because the Department has established that Appellant has not timely filed or served his brief on the Department pursuant to the SCALC Rules, I conclude that this matter should be dismissed. See SCALC Rule 62. Accordingly,

IT IS HEREBY ORDERED that the Department's Motion to Dismiss is **GRANTED**, and this appeal is therefore **DISMISSED WITH PREJUDICE**.

AND IT IS SO ORDERED.



Ralph King Anderson, III
Chief Administrative Law Judge

July 28, 2020
Columbia, South Carolina

FILED

July 28, 2020
SC ADMIN. LAW COURT

CERTIFICATE OF SERVICE

I, Stephanie Michelle Perez, hereby certify that I have this date served this Order upon all parties to this cause by depositing a copy hereof in the United States mail, postage paid, or by electronic mail, to the address provided by the party(ies) and/or their attorney(s).



Stephanie Michelle Perez
Judicial Law Clerk

July 28, 2020
Columbia, South Carolina

CHERON HESS
Administrative Asst. Office of General Counsel
S.C. Dept. of Corrections P.O. Box 21787
4444 Broad River Rd.
Columbia, S.C. ~~29201~~ 29221-1787
(803) 896-3922

S.C. Court of Appeal
P.O. Box 11629
Columbia, S.C. 29211