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SEP 29 2020

State of South Carolina
Supreme Court

S.C. SUPREME COURT

Appeal from Court of Appeals
Appellant Case No.2020-000004

Jerome Scott, #153381.....Appellant

v.

South Carolina Department of Probation, Respondent
Parole and Pardon Services.....

Notice of Intent to Appeal

In Al-Shabazz, this honorable South Carolina Court created a new avenue by which a prisoner could seek review of a final decision of a state agency in non-collateral matters related to a conviction or sentence (In instant case; the Parole Board denied Appellant [Jerome Scott] parole based upon Seriousness and Nature of Offense). This honorable court held that inmates could appeal those forms of agency decisions to the ALC and ultimately to the Court of Appeals pursuant to the Administrative Procedures Act- Al-Shabazz, at 376.

In Cooper, the Supreme Court determined the Parole Board neither offered an explanation nor indicated that it considered the statutory criteria of section §24-21-640, and the fifth teen criteria listed on the parole form (Id, at 500). The Supreme Court ruled in Cooper that if the Parole Board failed to consider and apply the statutory-related parole criteria; it has the effect of rendering an inmate parole ineligible which under Furtick warrants review by the ALC. Id, at 502. In the instant case, the Parole Board failed Appellant by clinging

to an element that could only be reversed, by going back into time and altering the course of history. Or by having the incident removed from Appellant's life. In which Appellant (Jerome Scott) would humbly like to do so. Moreover, the Respondent acknowledged that a "Created Liberty Interest" exists within the parole criteria, as set forth in S.C. Code Ann §24-21-640 and that the General Assembly made the Parole Board responsible for the establishment of written, specific criteria for granting parole and provisional parole. The court will find that after 35 years of incarceration and the application of applying himself (Appellant) that Appellant (Jerome Scott) is deserving of parole or provisional parole at the very least. After spending years trying to rewrite his life's narrative through the established parole criteria and Offender Management System- the Parole Board has failed this Appellant by and through its very own laws/criteria. How then can we say that we've got a prison system that promotes Rehabilitation; when in fact, the Parole Board isn't rendering parole by and through its own foundational criteria.

Appellant moves before this honorable court seeking relief from a ruling that is unfair and infringes upon his "Due Process" rights as well as, "Liberty."



With Praying Hands
Jerome Scott
Jerome Scott#153381
Allendale Correctional Institution
P.O. Box 1151/F3-B25
Fairfax, S.C. 29827

The South Carolina Court of Appeals

Jerome Scott, #153381, Appellant,

v.

South Carolina Department of Probation, Parole, and
Pardon Services, Respondent.

Appellate Case No. 2020-000004

The Honorable S. Phillip Lenski
Trial Court Case No. 2019ALJ150033AP

ORDER

Appellant has failed to serve and file the record on appeal, as required by Rule 210 of the South Carolina Appellate Court Rules, and the Court's letters dated June 22, 2020 and July 7, 2020. Accordingly, this matter is dismissed. The remittitur will be sent as provided by Rule 221(b), SCACR.

FOR THE COURT

BY

V. Claire Allen

CLERK

Columbia, South Carolina

cc:

Jerome Scott, 153381

Janell H Gregory, Esquire

FILED
Jul 30 2020

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Appellant

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South Carolina Department of Probation,
Parole and Pardon Services

Respondent

Certificate of Service

I hereby state by transmission of the U.S. Postal Service that, I Jerome Scott, #153381 did place in the U.S. mail service on Thursday September 24, 2020 a copy of my Notice of Intent to Appeal. The above stated matter to the following parties:

State of South Carolina
Matthew C. Buchanan, Esq.
South Carolina Department of Probation,
Parole and Pardon Services
P.O. Box 50666
Columbia, S.C. 29250

Honorable Daniel E. Shearouse
Chief Clerk of Court
1231 Gervais Street
Columbia, SC 29201

Bart Vincent, General Counsel
South Carolina Department of Corrections
4444 Broad River Road
Columbia, S.C. 29210

Respectfully,



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Department of Probation, Parole, and Pardon Services

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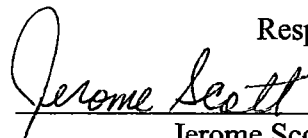
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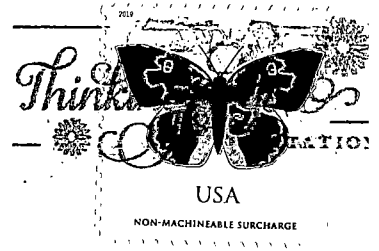
Respectfully,



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