

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ADMINISTRATIVE LAW COURT

Administrative Law Judge H.W. Funderburk, Jr.

ALC Case No. 20-ALJ-04-0155-AP
Appellate Case No. 2020-001124

RECEIVED

Jan 04 2021

SC Court of Appeals

Spencer Utsey, #192660.....Appellant.

v.

South Carolina Department of Corrections.....Respondent.

**RESPONDENT'S DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL**

The Respondent submits that the following should be included in the Record on Appeal:

- (1) Step 1 Grievance Form;
- (2) Step 2 Grievance Form;
- (3) Administrative Law Court Filings; and
- (4) Administrative Law Judge Funderburk's Order of Dismissal dated July 30, 2020.

The undersigned hereby certifies this Designation contains no matter that is irrelevant to this appeal.



Imani Diane Byas
Staff Attorney
Office of General Counsel
S. C. Department of Corrections
Post Office Box 21787
Columbia, South Carolina 29221
(803) 896-8508

January 4, 2021

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ADMINISTRATIVE LAW COURT

Administrative Law Judge H.W. Funderburk, Jr.

ALC Case No. 19-ALJ-04-0155-AP
Appellate Case No. 2019-001124

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Jan 04 2021

SC Court of Appeals

Spencer Utsey, #192660.....Appellant,

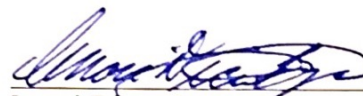
v.

South Carolina Department of Corrections.....Respondent.

CERTIFICATE OF SERVICE

I hereby certify that I have served Appellant a copy of Respondent's Initial Brief and Designation of Matter by depositing a copy of same in the United States Mail, postage prepaid, January 4, 2021, addressed to the Appellant as follows:

Spencer Utsey, #192660
Kirkland Correctional Institution
F2-0139-B
4344 Broad River Road
Columbia, SC 29210



Imani Diane Byas
Staff Attorney
S.C. Dept. of Corrections
P.O. Box 21787
Columbia, SC 29221-1787
Attorney for Respondent

RECEIVED

Jan 04 2021

SC Court of Appeals

January 4, 2021

The Honorable Jenny A. Kitchings
Clerk of Court, S.C. Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

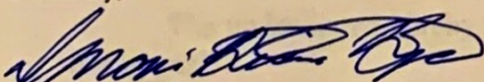
RE: Spencer Utsey, #192660, v. South Carolina Department of Corrections
Appellate Case No. 2019-001124

Dear Ms. Kitchings:

Enclosed please find the **Initial Brief of Respondent and Designation of Matter to be Included in the Record on Appeal** in the above captioned appeal, along with **Proof of Service**.

Thank you for your attention to this matter, and please do not hesitate to contact me should you have any questions or concerns.

Sincerely,


Imani Diane Byas
Staff Attorney
South Carolina Department of Corrections
S.C. Bar No. 103715

cc: Spencer Utsey, #192660
Kirkland Correctional Institution
F2-0139-B
4344 Broad River Road
Columbia, SC 29210