

STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED

Apr 16 2021

APPEAL FROM THE ADMINISTRATIVE LAW COURT

SC Court of Appeals

Administrative Law Judge Shirley C. Robinson

ALC Case 20-ALJ-04-0398-AP
Appellate Case No. 2021-000276

BRANDON GOSNELL, #340557,

RESPONDENT,

v.

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS,

APPELLANT.

MOTION TO WITHDRAW APPEAL PURSUANT TO RULE 260(c)

Appellant, South Carolina Department of Corrections (SCDC or Department), respectfully requests this Court allow SCDC to withdraw the appeal. On March 15, 2021, Appellant filed a Notice of Appeal appealing the decision of the Administrative Law Judge. Appellant has already started the process for Mr. Brandon Gosnell (Respondent) to receive an evaluation which was the reason for the appeal. Because efforts are being made to get Respondent evaluated, Appellant no longer wishes to pursue the appeal. WHEREFORE, Appellant respectfully requests this Court allow SCDC to withdraw the appeal.

[Signature on next page]

Respectfully submitted,



Imani Diane Byas, S.C. Bar No. 103715
Staff Attorney
S.C. Department of Corrections
P.O. Box 21787
Columbia, South Carolina 29221
(803) 896-1278

Columbia, South Carolina
April 16, 2021

Attorney for Appellant

RECEIVED

Apr 16 2021

SC Court of Appeals

STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

Administrative Law Judge Shirley C. Robinson

ALC Case 20-ALJ-04-0398-AP
Appellate Case No. 2021-000276

BRANDON GOSNELL, #340557,

RESPONDENT,

v.

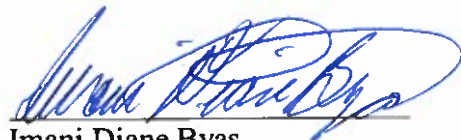
SOUTH CAROLINA DEPARTMENT OF CORRECTIONS,

APPELLANT.

PROOF OF SERVICE

I hereby certify that on this day I have served Appellant a copy of the foregoing **MOTION TO WITHDRAW APPEAL** by depositing a copy of same in the United States Mail, addressed to the Appellant as follows:

Brandon Gosnell #340557
Evans Correctional Institution
610 Highway 9 West
Bennettsville, SC 29512



Imani Diane Byas
Staff Attorney
Office of General Counsel
South Carolina Department of Corrections
P.O. Box 21787
Columbia, SC 29221
Attorney for Appellant

April 16, 2021



OFFICE OF GENERAL COUNSEL

April 16, 2021

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

RECEIVED
Apr 16 2021
SC Court of Appeals

RE: **Brandon Gosnell, #340557, v. South Carolina Department of Corrections**
ALC Case No. 20-ALJ-04-0398-AP
Appellate Case No. 2021-000276

Dear Ms. Kitchings:

Enclosed is the original and one copy of Appellant's **Motion to Withdraw Appeal**, along with **Proof of Service**, in the above referenced appeal.

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, SC Bar #103715
Staff Attorney
South Carolina Department of Corrections

cc: **Brandon Gosnell, 340557**
Evans Correctional Institution
610 Highway 9 West
Bennettsville, SC 29512
Dorm-Room-Bunk: 2A-0252-B