

**STATE OF SOUTH CAROLINA  
ADMINISTRATIVE LAW COURT**

Tanya Murphy, )  
)  
Appellant, )  
)  
vs. )  
)  
South Carolina Department of Social )  
Services, )  
)  
Respondent. )  
)  
\_\_\_\_\_ )

Docket No. 20-ALJ-18-0331-AP

**ORDER OF DISMISSAL**

**RECEIVED**

APR 23 2021

**SC Court of Appeals**

This appeal is before the Administrative Law Court (court or ALC) pursuant to the Notice of Appeal filed by Tanya Murphy (Appellant) on November 13, 2020. The Appellant is appealing the amount of Supplemental Nutrition Assistance Program (SNAP) benefits she received. On December 8, 2020, the court filed and sent out the Notice of Assignment to all parties, setting out the timelines to be followed in this appeal. On January 22, 2021, the South Carolina Department of Social Services (Department or Respondent) served the Appellant with a copy of and filed the Record on Appeal with the court. In accordance with ALC Rule 37, the Appellant's brief is due within thirty (30) days after the filing of the Record on Appeal. Therefore, the Appellant's brief was due on or about February 22, 2021. On March 11, 2021, the Department filed a Motion to Dismiss with court requesting the court dismiss the case for the Appellant's failure to file a brief. As of the date of this Order, the Appellant has not filed her brief with court, nor has she contacted the court to explain the delay or ask for an extension of time.

Pursuant to ALC Rule 38, this court may dismiss an appeal for failure to comply with the rules of procedure or for failure to comply with any time limits set forth in an appeal. This delay is well beyond the time period set forth in the court's Notice of Assignment. As the Appellant has been afforded ample time to file her brief and has not notified the court of any extenuating circumstances regarding her failure to file, this court concludes that this matter should be dismissed.

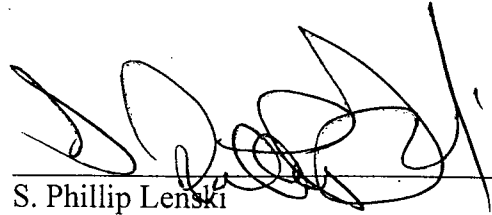
**FILED**

APR 09 2021

SC ADMIN. LAW COURT

**IT IS THEREFORE ORDERED** that the Department's Motion to Dismiss is **GRANTED**, and this appeal is hereby **DISMISSED**.

**AND IT IS SO ORDERED.**

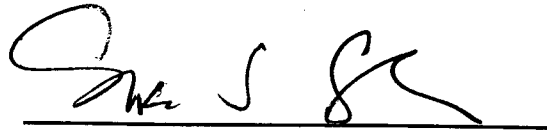
A handwritten signature in black ink, appearing to read 'S. Phillip Lenski', written over a horizontal line.

S. Phillip Lenski  
Administrative Law Judge

April 9, 2021 ✓  
Columbia, South Carolina

CERTIFICATE OF SERVICE

I, Erika S. Easler, 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).

A handwritten signature in black ink, appearing to read "Erika S. Easler", written over a horizontal line.

Erika S. Easler  
Judicial Law Clerk

April 9, 2021  
Columbia, South Carolina

**FILED**

APR 09 2021

SC ADMIN. LAW COURT

**DSS** SOUTH CAROLINA  
DEPARTMENT of SOCIAL SERVICES

HENRY McMASTER, GOVERNOR  
MICHAEL LEACH, STATE DIRECTOR



*This is what I received for my November appeal NOT THE SAME*

February 5, 2020

Ms. Tanya Murphy  
PO Box 292  
Rock Hill, SC 29731

Dear Ms. Murphy:

Case #46-00787334-FH

In response to your request for a hearing on your Supplemental Nutrition Assistance Program (SNAP) case a hearing is scheduled for **Tuesday, February 18, 2020, at 9:15 a.m.** Our office will call you at the number you provided, which is **803-374-7461**. The governing authority for the hearing is S.C. Code Ann. § 1-23-320 (Supp. 2017).

Your household rights during the hearing are explained in the enclosed "Fair Hearing" brochure.

You should immediately notify the Office of Administrative Hearings of the South Carolina Department of Social Services at 1-800-311-7220 or 803-898-8080, if you will not be able to attend the hearing on this date. This agency will dismiss your appeal if you or your representative fails to appear at the hearing without good cause.

**If you have a disability or a special communication need, such as an interpreter, which requires special accommodations in order for you to participate in the hearing, please contact us at 1-800-311-7220, to make arrangements.**

Sincerely,

*Iris Olulenu*  
Iris Olulenu, Hearing Officer  
Office of Administrative Hearings

IO/ma

- Cc: Ms. Sandra Polk, Director, Colleton County  
Ms. Lorrie Witter, Colleton County DSS  
Ms. Carrie Myers, Colleton County DSS  
Ms. Annette Killian, York County DSS