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Subject: SCDC

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Director Stirling and his legal team have determined that an appeal of the Bolin v. SCDC decision to the Supreme Court would likely be unsuccessful. This decision will change the way SCDC calculates release dates for 85% parolable offenses. Historically, the Department has required 85% offenses to serve 85% of their sentence, but the Court's opinion concluded that the 2010 Omnibus Crime Reduction and Sentencing Reform Act provided for parole eligibility, supervised furlough, work release, work credits, education credits, and good time credits for some 85% offenses.

If this opinion stands, SCDC has calculated that 167 inmates will be immediately eligible for release and 659 more inmates over the next 18 months.

I am comfortable with SCDC's decision not to appeal based on their analysis that an appeal to the Supreme Court would unlikely be unsuccessful. Please let me know if you feel otherwise.

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