

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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MAY 23 2013

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

S.C. Supreme Court

The Honorable Doyet A. Early, III, Circuit Court Judge

Case Nos. 2007-CP-02-0122, 2007-ES-02-0056

Appellate Case No. 2012-212917

IN RE: THE ESTATE OF JAMES BROWN A/K/A JAMES JOSEPH BROWN

Adele J. PopeAppellant,

v.

Alan Wilson, Attorney General of the State of South Carolina, Russell L. Bauknight, as Trustee of the Legacy Trust and in other fiduciary capacities, and Tommie Rae Brown, Respondents.

**ATTORNEY GENERAL ALAN WILSON'S RETURN TO
APPELLANT POPE'S MOTION TO DISMISS ATTORNEY GENERAL
AND BAUKNIGHT AS PARTIES TO LIMITED DIARY APPEAL**

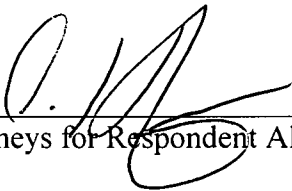
By brief way of background, this appeal concerns the confidentiality of Tommie Rae Hynie Brown's personal diaries. Appellant Adele Pope named Attorney General Alan Wilson as a respondent in this appeal. Mrs. Pope has since filed a motion with this Court requesting that the Attorney General be dismissed as a party to the diary appeal.

The Attorney General filed a limited response to Mrs. Pope's appeal concerning the circuit court orders involving the diaries. While the Attorney General disagrees with Mrs.

Pope's reasoning in her motion, in light of this Court's May 8, 2013 opinion vacating the settlement agreement, and in the interest of moving the James Brown Estate and Trust matters forward upon remittitur, the Attorney General respectfully requests that this Court remove the Attorney General as a party to the diary appeal.

Respectfully submitted,
ALAN WILSON
Attorney General
JOHN W. McINTOSH
Chief Deputy Attorney General
ROBERT D. COOK
Solicitor General
C. HAVIRD JONES, JR.
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By: 
Attorneys for Respondent Alan Wilson.

May 23, 2013

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CERTIFICATE OF SERVICE

I hereby certify that this 23 day of May, 2013, I served a copy of the within **Attorney General Alan Wilson's Return to Appellant Pope's Motion to Dismiss Attorney General and Bauknight as Parties to Limited Diary Appeal** on all counsel of record by depositing a copy in the U.S. Mail and addressed as follows:

Adele J. Pope
1228 Walnut Street
Newberry, SC 29108

William W. Wilkins
J. David Black
Fred L. Kingsmore, Jr.
Nexsen Pruet, LLC
PO Drawer 2426
Columbia, SC 29202

Robert N. Rosen
T. Heyward Cater, Jr.
S. Alan Medlin
David L. Michel
18 Broad Street, Suite 201
Charleston, SC 29401

A handwritten signature in black ink, appearing to be "S. Alan Medlin", written over a horizontal line. The signature is stylized and cursive.