

May 24, 2013

**VIA HAND-DELIVERY**

The Honorable Daniel E. Shearouse  
Clerk of Court  
The Supreme Court of South Carolina  
1231 Gervais Street  
Columbia, SC 29201

**RECEIVED**

MAY 24 2013

**S.C. Supreme Court**

Re: *Retha Pierce v. Atlantic Beach May 22, 2012 Election*  
Appellate Case No. 2012-212914  
Lower Court or Tribunal No. 2012-CP-26-04404

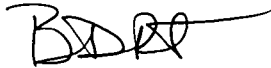
Dear Mr. Shearouse:

We are in receipt of Retha Pierce's Motion for Reconsideration, dated May 14, 2013, and oppose the relief sought in same. Under Rule 260(a), SCACR, "[a] case shall not be reinstated except by leave of court, upon good cause shown, after notice to all parties." Ms. Pierce has not shown good cause, and therefore, we ask the Court to deny her motion.

In its letter dated February 27, 2013, this Court informed Ms. Pierce that her Initial Brief of Appellant and Designation of Matter should be served and filed within thirty days of the date of its letter. Therefore, Ms. Pierce should have filed her brief on or before March 29, 2013. Ms. Pierce failed to do so.

Regarding her Motion for Reconsideration, Ms. Pierce's grounds appear to be (1) her misunderstanding of the court rules and/or the Court's Order and (2) her belief that the transcript of the circuit court hearing contains inaccuracies. These grounds respectfully do not provide good cause for this Court to reinstate her case. Therefore, we ask this Court to deny Retha Pierce's Motion for Reconsideration.

Sincerely,



Bess J. DuRant

BJD:

cc: Retha Pierce  
J. C. Nicholson, II, Esquire  
Sanford C. Graves, Esquire (via email)  
Robert E. Tyson, Jr. Esquire (via email)

THE STATE OF SOUTH CAROLINA  
In the Supreme Court

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APPEAL FROM HORRY COUNTY

Court of Common Pleas

Larry B. Hyman, Jr., Circuit Court Judge

**RECEIVED**

Case No. 2012-CP-26-4404

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MAY 24 2013

**S.C. Supreme Court**

Retha Pierce, .....Appellant,

v.

Atlantic Beach May 22, 2012 Election,  
Horry County Election Commission,  
South Carolina State Election Commission,  
Jake Evans, Josephine Isom, and Charlene Taylor, ..... Respondents.

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**PROOF OF SERVICE**

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I, the undersigned of Sowell Gray Stepp & Laffitte, LLC, attorneys for the Respondent, Horry County Election Commission, certify that I have served a copy of Respondent's Return to Motion for Reconsideration upon all parties to the appeal by depositing a copy in the United States Mail, postage prepaid, on May 24, 2013, addressed as follows:

Retha Pierce  
412 32<sup>nd</sup> Avenue South  
Atlantic Beach, SC 29582  
***Pro Se Appellant***

J. C. Nicholson III  
Assistant Attorney General  
Office of the Attorney General  
State of South Carolina  
P.O. Box 11549  
Columbia, South Carolina 29211  
**Counsel for the Respondent South Carolina Election Commission**



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SC Bar No. 10820  
Bess J. DuRant  
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Post Office Box 11449  
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**Attorneys for Horry County Election  
Commission**

May 24, 2013