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**Apr 03 2023**

**SC Court of Appeals**

**Subject:** RE: St Luke Baptist v Terry Appeal  
**From:** Kenneth Davis <kdavis@boykinlawsc.com>  
**Date:** 3/29/23, 11:34  
**To:** John Martin Foster <jmfoster@comporium.net>, "Charles J. Boykin" <cjboykin@boykinlawsc.com>, Imani Newborn <inewborn@boykinlawsc.com>  
**CC:** "Tierney F. Goodwyn" <tgoodwyn@boykinlawsc.com>, Hannah Gerald <hgerald@boykinlawsc.com>

Mr. Foster:

As a follow-up to our telephone conference, with respect to discovery documents included in the Record on Appeal, we believe the record should include the captioned documents, consisting of the written documents signed by counsel but not the entirety of the documents produced. We believe the attached documents serve that purpose.

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**From:** John Martin Foster <jmfoster@comporium.net>  
**Sent:** Thursday, March 23, 2023 11:06 AM  
**To:** Kenneth Davis <kdavis@boykinlawsc.com>; Charles J. Boykin <cjboykin@boykinlawsc.com>; Imani Newborn <inewborn@boykinlawsc.com>  
**Subject:** St Luke Baptist v Terry Appeal

Mr. Davis, Mr. Boykin, Ms. Newborn:

The Court of Appeals is requiring the Record on Appeal be filed. Looking this over, I have two problems:

- 1) In your Designation of Matter, you added to the Record on Appeal your Interrogatories and Requests to Produce and our responses. I have our written responses, but cannot find your Interrogatories and Requests to Produce to us. This is apparently due to a computer crash we suffered. Your discovery requests are recited in our responses, if that is sufficient. Please resend your Interrogatories and Requests or advise if what we have will suffice.
- 2) You have added "Defendant's Answers to First Set of Request for Production". Again, our written response is available. Our response also referenced 589 pages and 3 audio files. Due to the bulk of this response, I did not retain a numbered list of those documents. If you wish the full response to be a part of the Record on Appeal, I must ask you to re-send me those items sent in response.

I am not trying to dictate your response to these requests, but I do note that, other than the items both sides put in front of the Circuit Court, these documents and audio files were not placed on

record.

RE: St Luke Baptist v Terry Appeal

Thank you in advance for clarification of your Designation of Matter.

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Martin Foster

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—Attachments:—

32 - Def's Response to Ptf's 1st RTA 7.13.21.pdf	1.3 MB
37 - AnsInterSTR 10.11.21.pdf	51.0 KB
38 - AnsReqProdTR 10.11.21.pdf	39.3 KB
41 - Plf's Answer to Def 1st Interrog 10.22.21.pdf	355 KB
42 - Plf's Resp. to Def's 1st RFP 11.24.21.pdf	84.6 KB
43 - Plf's Supp Answ. to Def's 1st INT 11.24.21.pdf	50.5 KB
46 - Plf's 1st Supp. Anws to Def's 1st RFP 3.8.22.pdf	476 KB
47 - Plf's 2nd Supp. Resp to Def's 1st RFP 3.11.22.pdf	7.7 MB