

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

L. Casey Manning, Circuit Court Judge

Case No. 2012-CP-40-04857

Court of Appeals Tracking No. 2013-000340

Lawrence Terry, Appellant,

v.

Allen University, Respondent.

**RETURN TO APPELLANT'S MOTION TO STRIKE AND
CLARIFICATION ON ORDER**

Respondent Allen University ("Allen") opposes Appellant's Motion to Strike and [for] Clarification ("Motion") on the basis that the Court's August 9, 2013 Order is clear, Appellant's Motion to Strike is premature, and Appellant is improperly re-arguing his case on appeal.

In compliance with the Court's Order, the three documents at issue will not be included in the Record on Appeal. If Appellant wishes to strike portions of Respondent's Final Brief, then Appellant may move to strike those portions once the Respondent's Final Brief has been filed.

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SC Court of Appeals

In addition, Appellant is improperly using the current Motion to re-argue his case on appeal.

Therefore, Respondent request the Court deny Appellant's Motion because it is premature and because Appellant has used the Motion to re-argue his arguments on appeal.

NELSON MULLINS RILEY & SCARBOROUGH LLP

By: 
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Columbia, South Carolina
August 26, 2013

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PROOF OF SERVICE

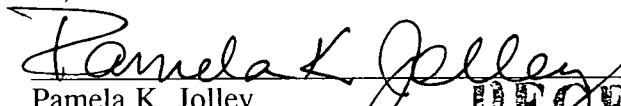
I, the undersigned Administrative Assistant of the law offices of Nelson Mullins Riley & Scarborough LLP, attorneys for Respondent, do hereby certify that I have served a copy of the pleading(s) hereinbelow specified by mailing a copy of the same (1) by United States Mail, postage prepaid, and (2) via Certified Mail, Return Receipt Requested, to the following address(es):

Pleadings:

Return to Appellant's Motion to Strike and Clarification on Order

Counsel Served:

Lawrence Terry, Plaintiff Pro Se
P.O Box 24138
Columbia, SC 29224


Pamela K. Jolley
Administrative Assistant

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August 26, 2013

The Honorable Jenny Abbott Kitchings
Clerk of Court
SC Court of Appeals
Post Office Box 11629
Columbia, SC 29211

RE: Lawrence Terry v. Allen University
Civil Action No. 2010-CP-40-02301
Court of Appeals Tracking No.: 2013-000340
Our File No. 31667/01501

Dear Ms. Kitchings:

Enclosed for filing in the above-referenced matter, please find the original and six copies of a Return to Appellant's Motion to Strike and Clarification on Order. By copy of this letter, a copy of the documents have been served on Lawrence Terry, the Pro Se Appellant, via U.S. Mail and Via Certified Mail, Return Receipt Requested, and a Proof of Service is attached thereto. Please stamp the enclosed extra copy of the Return with the time and date of filing and return it to me in the enclosed envelope.

Thank you for your attention to this matter.

Very truly yours,



Debbie Whittle Durban

DWD:pjolley
Enclosures

cc: Lawrence Terry (Plaintiff Pro Se)

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SC Court of Appeals