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SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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Appeal From Cherokee County  
Court of Common Pleas

Perry Gravely, Circuit Court Judge  
R. Keith Kelly, Circuit Court Judge

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Docket No.: 2017-CP-11-00735

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Appellate Case No. 2022-001582

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Sharon Brown, . . . . . Appellant,

vs.

Cherokee County  
School District One, . . . . . Respondent.

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**APPELLANT'S MOTION TO AMEND INITIAL BRIEF**

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Appellant, Sharon Brown, hereby moves the Court for an order to Amend her Initial Brief. Additionally, the Appellant requests that the timeline fo perfecting the appeal be held in abeyance until this motion is decided.

Appellant wishes to add an additional standard of review for arguments 1-4 of her initial brief. The additional standard, the appellant wishes to add, is the Plain Error Standard for issues 1-4. Additionally, Appellant wishes to make an additional argument, Plain Error, on issues 1-4.

Upon belief, Judge Gravely should have seen that Brown's substantial rights were violated. Rule 61 SCRPC entitles Appellant relief from Judge Gravely's actions.

It is to be noted that the respondent school district has argued that issues 1- 4 of Appellant's Brief are not preserved for appeal. Appellant's trial counsel did not make a formal objection to Respond District's charge/accusation of unsatisfactory performance in the classroom during the trial before Judge Gravely.

Appellant was never given notice of this charge/accusation until the trial before Judge Gravely. Brown asserts that plain error and Rule 61 SCRPC apply to this situation, along with other arguments listed in her initial brief. Brown's substantial rights were violated. Judge Gravely, upon belief, knew that Brown was never charged with unsatisfactory performance by Cherokee County School District One. Therefore, he had a duty to stop the trial and reinstate Brown to her teaching position when CCSD introduced the charge/accusation. Additionally, appellant rights were violated under our South Carolina Teacher Employment and Dismissal Act.

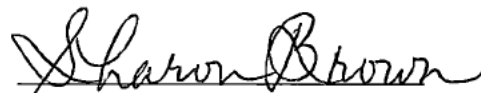
Our South Carolina Supreme Court has recognized circumstances in which it reviewed issues raised for the first time on Appeal. See *Toyota of Florence, Inc. v. Lynch*, 314 S.C. 25, 442, S.E. 2d 611 (1994); *State v. Pace* 316 S.C. 71, 447 S.E. 2d 186 (1995).

Moreover, Judge Gravely's failure to act, denied Brown a meaningful and fair trial. Brown was handicapped with the prejudicial charge of unsatisfactory performance before the jury. Despite, the fact that this school district has a chain of below performing schools. Surely, Brown did not teach at all the schools.

Appellant believes that refusing to allow Brown to address this error by Judge Gravely would result in a miscarriage of justice and seriously affect the fairness and integrity of our judicial system proceedings.

Wherefore, Appellant moves the Court for an order to allow Appellant to Amend her Initial Brief.

Respectfully Submitted,

A handwritten signature in black ink that reads "Sharon Brown". The signature is written in a cursive style with a horizontal line underneath the name.

SHARON BROWN

216 Ardmore Road

Spartanburg, S.C. 29306

(864)-253-9975

sharon.brown21@yahoo.com

**APPELLANT**

March 21, 2025

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**CERTIFICATE OF SERVICE**

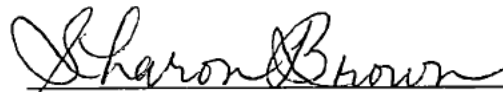
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I, Sharon Brown, hereby certify that I have this 21<sup>st</sup> day of March served a copy of the herein below listed document to the address listed below by depositing a copy of same in the United States Postal System, postage prepaid, and mailing same to:

PLEADING(S): Appellant's Motion To Amend Initial Brief

PARTY SERVED:

Ms. Andrea E. White, Esq.  
Mr. J. Alexander Sherard, Esq.  
P.O. Box 7036  
Columbia, S.C. 29202



SHARON BROWN  
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(864)253-9975  
**Appellant**

March 21, 2025

South Carolina Court of Appeals  
ATTN: Jenny Abbott Kitchings, Clerk of Court  
P.O. Box 11629  
Columbia, S.C. 29211

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Re: Sharon A. Brown, Appellant vs. Cherokee County School District One, Respondent.  
Docket No. 2017- CP-11-00735  
Appellate Case No: 2022-001582

March 21, 2025

Dear Clerk of Court,

Enclosed you will find 1 (one) original and 6 (six) copies of *Appellant's Motion to Amend Initial Brief*. Additionally, you will find a check in the amount of \$50 dollars and a Certificate of Service. Please feel free to contact me if you have any questions.

Sincerely,

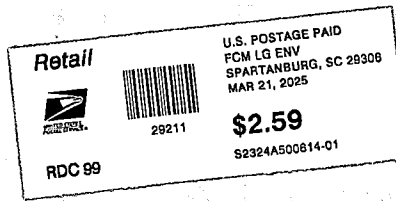
  
Sharon Brown, Appellant

Enclosure(s)

Cc:

Ms. Andrea E. White/Mr. J. Alexander Sherard, Esquire

Sharon Brown  
216 Ardmore Rd.  
Spartanburg, S.C. 29306



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