

Mare Baracco  
1006 Madrid Avenue  
Port Royal SC 29935  
maremailmmm@yahoo.com

**RECEIVED**

DEC 30 2013

**S.C. Supreme Court**

December 21, 2013

The Hon. Daniel E. Shearouse  
Clerk, Supreme Court of South Carolina  
Post Office Box 11330  
Columbia, South Carolina, 29211

Re: Notice of Intent to Appeal in State vs. Mare Baracco  
C/A No.: 2013-CP-07-00918

Dear Clerk Shearouse:

Previously I filed pro se a Notice of Intent to Appeal with the Court of Appeals in the matter referenced above. I am requesting an extension of filing my brief because I do not as yet have the entire record and also because I am still waiting for a response to my letter (attached) to Ms. V. Claire Allen, which was in response to the attached letter sent to same by Ms. Lohr.

I need to know how your office is categorizing this case; is it determined to be a criminal appeal?

With kind regards, I am,

Yours truly,



Mare Baracco

cc: Mary Bass Lohr, Josh Gruber, Sally W. Elliot

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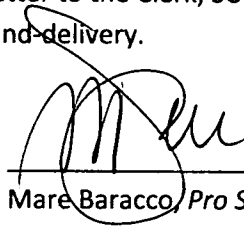
DEC 30 2013

**SC COURT OF APPEALS**

**Certificate of Filing and Service**

I certify that on this date, I sent a copy of this letter to the Clerk, SC Court of Appeals and that I served a copy of the same upon counsel of record by hand-delivery.

December 23, 2013.



Mare Baracco, *Pro Se Defendant.*

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**S.C. Supreme Court**

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**S.C. Supreme Court**

December 21, 2013

Ms. V. Claire Allen  
Deputy Clerk  
South Carolina Court of Appeals  
Post Office Box 11629  
Columbia SC 29211

Re: The State of South Carolina vs. Mare Baracco  
C/A No.: 2013-CP-07-00918

Dear Ms. Allen:

I am inquiring as to the status of the enclosed letter, sent by Fed Ex to your attention December 10, 2013 (Fed Ex receipt attached). Thank you in advance for your response and happy holidays.

Sincerely,



Mare Baracco  
1006 Madrid Avenue  
Port Royal SC 29935

cc: Mary Bass Lohr, Josh Gruber, Sally W. Elliot

COPY

December 10, 2013

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DEC 30 2013

S.C. Supreme Court

Ms. V. Claire Allen  
Deputy Clerk  
South Carolina Court of Appeals  
Post Office Box 11629  
Columbia SC 29211

Re: The State of South Carolina vs. Mare Baracco  
C/A No.: 2013-CP-07-00918

Dear Ms. Allen:

I am responding to the attached letter regarding my upcoming appeal and its designation.

It is my contention this case has always been a criminal charge and has been designated as "*The State vs. Mare Baracco*". I am already subject to penalties: I must now muzzle my dog and am required to have a minimum of \$50,000 yearly of additional insurance on my dog, I must have a sign posted on my real property that states "Beware of Dog". Further, Beaufort County Animal Control requires me to put a "Dangerous Dog" tag on the animal in question and further, have an identification micro-chip implanted in the dog, all at my expense.

Additionally, non-compliance will cause me to incur additional criminal charges and/or more penalties. In fact, if you review the attachment sent by Ms. Lohr, you will see under section 14-36 "Enforcement", part "d" under "*Penalties*".

At no time during the past fifteen months and **thirteen** court hearings have I been apprised that this charge has been anything less than criminal and for which I will suffer criminal penalties and/or fines.

Therefore, I submit the designation of the Court in regard to the classification of my appeal as a criminal matter be so noted.

If you require anything else, or have any questions, please contact me. Thank you.

Mare Baracco  
1006 Madrid Avenue  
Port Royal SC 29935

cc: Mary Bass Lohr, Josh Gruber, Sally W. Elliot

HOWELL, GIBSON AND HUGHES, P.A.  
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December 9, 2013

Ms. V. Claire Allen  
Deputy Clerk  
South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, SC 29211

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DEC 30 2013

S.C. Supreme Court

Re: The State of South Carolina vs. Mare Baracco  
Civil Action No.: 2013-CP-07-00918  
Our File No: 11369 MBL

Dear Ms. Allen:

Please find enclosed a copy of my Notice of Appearance on behalf of Beaufort County. I wanted to bring to your attention two related issues which I believe require the Court's attention. Initially, I believe that this case has been erroneously captioned "The State vs. Mare Baracco". This designation is, to my mind, inappropriate in as much as this is not a criminal case and The State is not a party. In fact, this case is an appeal to the magistrate's court of an administrative determination pursuant to Beaufort County Code of Ordinances 14-35, which I have attached for your review along with the order of the circuit court from which this appeal arises. I believe the proper party in this matter would either be Beaufort County or Beaufort County Animal Control as opposed to "the State." Moreover, as you can see the issue before the court is the classification of an animal owned by the Appellant as a "dangerous animal" pursuant to Beaufort Code of Ordinances Section 14-35, and does not involve any criminal penalty or sanction. Therefore, I would respectfully request that the Court reconsider its designation of this appeal as a Criminal Appeal and correct the caption in this matter to accurately reflect the proper nature of the case and appropriate parties in interest. If you have any questions, please do not hesitate to contact me at your convenience.

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With kindest regards, I am

Yours truly,

HOWELL, GIBSON & HUGHES, P.A.

Mary Bass Lohr  
MBL/ad  
Enclosure

cc: Ms. Mare Baracco  
Josh Gruber  
Ms. Salley W. Elliott

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