

THE STATE OF SOUTH CAROLINA  
South Carolina Court of Appeals

**RECEIVED**

APPEAL FROM THE ADMINISTRATIVE LAW COURT **MAY 29 2012**

**SC Court of Appeals**

Case No; 09-ALJ-17-0362-CC

Thaddeus Segars and Kellie Segars, .....Appellants,

vs.

Beaufort County Assessor, ..... Respondent.

ASSESSOR'S RESPONSE IN OPPOSITION TO APPELLANT'S MOTION FOR  
CONTINUANCE

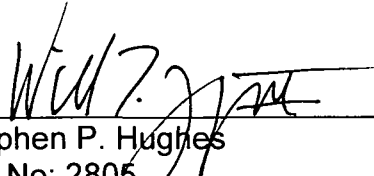
The Respondent, Beaufort County Assessor ("Assessor"), by and through its undersigned counsel, respectfully requests that this Court deny the recent motion filed on behalf of the Appellants, Segars, seeking a 60-day continuance in order for counsel "to become familiar with the entire file and to prepare and to brief the issues in the case."

The Segars' motion appears to implicitly request that they be allowed to re-file an initial brief. The Assessor is vehemently opposed to such a request. This matter has languished on appeal since the Segars' Notice of Intent to Appeal was filed on July 13, 2010. Multiple delays have occurred as a result of various defects in filings by the Segars, and the general failure to make filings in accordance with the South Carolina Rules of Appellate Procedure. Absent a

recent motion by the Assessor seeking authority to supplement the Record on Appeal with documents inadvertently omitted from its original Designation of Matter, final briefs would have been filed this month. Allowing the Segars the ability to re-file an initial brief would potentially subject the Assessor to undue expense, by possibly necessitating a re-filing of his own initial brief. Further, re-filing of the initial briefs would lead to yet another delay in this appeal.

As indicated hereinabove, this matter has been on appeal for nearly two years. Throughout that entire time, the Segars have proceeded *pro se*. Now, on the eve of the parties filing their final briefs, and potentially obtaining a resolution to the within matter, the Segars have retained counsel, who has requested time to file a new brief. This request should be denied. The Assessor is entitled to a final determination of the issues raised on appeal without further delay.

HOWELL, GIBSON & HUGHES, P.A.

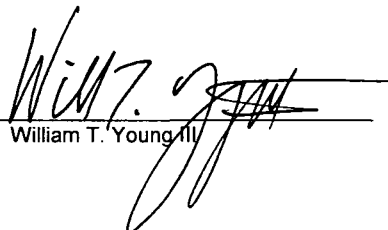
By:   
Stephen P. Hughes  
Bar No: 2805  
William T. Young III  
Bar No: 75153  
Post Office Box 40  
Beaufort, SC 29901  
(843) 522-2400  
Attorneys for Beaufort County Assessor

Beaufort, South Carolina

May 23, 2012

CERTIFICATE OF SERVICE

I certify that I served the foregoing response in opposition to motion for continuance upon all counsel of record by affixing same with proper postage placing same with the United States Postal Service addressed to counsels' last known address on 24 day of May, 2012.

By:   
William T. Young III

**RECEIVED**  
MAY 29 2012  
SC Court of Appeals

HOWELL, GIBSON AND HUGHES, P.A.  
ATTORNEYS AT LAW

Post Office Box 40  
Beaufort, South Carolina 29901-0040  
www.hghpa.com

STEPHEN P. HUGHES  
PATRICK M. HIGGINS  
ROBERT W. ACHURCH III \*  
DAVID S. BLACK  
MARY BASS LOHR

25 RUE DU BOIS  
LADY'S ISLAND  
BEAUFORT, SOUTH CAROLINA 29907

THOMAS A. BENDLE, JR.  
WILLIAM T. YOUNG III  
JASON F. WARD

TELEPHONE: 843 - 522-2400  
FAX NUMBER: 843 - 522-2429  
WRITER'S E-Mail: byoung@hghpa.com  
WRITER'S DIRECT: 843 - 522-2408

JAMES S. GIBSON, JR. \*  
Of Counsel

\*Certified Mediator

May 24, 2012

**RECEIVED**

MAY 29 2012

**SC Court of Appeals**

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

Re: Thaddeus Segars and Kellie Segars vs. Beaufort County Assessor  
Case Tracking #: 2010166947  
Civil Action No.: 09-ALJ-17-0362-CC  
Our File No: 10362 SPH

Dear Ms. Allen:

Please find enclosed herewith for filing seven (7) copies of the Assessor's Response in Opposition to Appellant's Motion for Continuance with regard to the above referenced matter. I would appreciate your filing the same and returning a filed clocked copy to me in the enclosed self-addressed, stamped envelope provided for your convenience.

By copy hereof to counsel for Appellant, I am providing him with a copy of the within Response.

Yours truly,

HOWELL, GIBSON AND HUGHES, P.A.

  
William T. Young III

WTY/cab  
Enclosures

cc: Gregory Michael Galvin, Esquire (w/ enclosure)