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July 13, 2012

RECEIVED

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Supreme Court of South Carolina
Clerk of Court
Debbie Hopkins
P.O. Box 11330
Columbia, SC 29211

S.C. Supreme Court

Re: Holmes v. ECCH
Appellate Case Nos. 2011-198092 and 2012-209666

Dear Ms. Hopkins:

Enclosed please find the following

1. A proof of service, one (1) original and one (1) copy;
2. Certificate of Counsel
3. A stamped return addressed envelope.
4. fifteen (15) bound copies of the Supplemental Record on Appeal

Will you please return a filed copy of the proof of service to me in the enclosed envelope?

I appreciate your call on Friday, letting me know about the order with a five day deadline. As we discussed, I was just on my way to my annual vacation hiking in the Washington wilderness for this week and would certainly not have received or been able to timely comply with the order but for your call. It seems that there has been a little confusion as to the cases I now have before the Supreme Court. I confess that having two separate appeals which are at vastly different places in the appellate process (one with final briefs submitted already, and one prior to the submission of the first initial brief) is unique to my experience. I wanted to take a moment and confirm that I understand the deadlines and scheduling which will apply to the now consolidated cases herein captioned.

Please let me know if I am not getting this right. Pursuant to the most recent Supreme Court Order, I am hereby filing the supplemental record on appeal. The Respondent will then be filing its final brief. The other appeal (regarding a sanctions order from Judge Harrington) which was consolidated with this appeal was in its infancy. I had just received the transcript when it was stayed by the Respondents' motions to compel and for consolidation. Now that both of those motions have been dealt with, I

understand that there is no longer a stay on either case (now one consolidated case with separate briefs, but one consolidated record on appeal). I believe now that the stay is lifted, that my initial brief and Designation of matter to be included in the record on appeal (via supplement, per the first Supreme Court Order) will be due within 30 days (on August 12th), and we will continue on with a normal briefing schedule until final briefs are submitted. Then both sets of briefs and the combined record on appeal and supplements will all be filed and one single hearing will be scheduled. Have I gotten this right? Thanks again for your patience with this fairly complex situation.

Sincerely,


Chalmers C. Johnson

Enclosures: 1) 15 copies of the supplemental record on appeal 2) Proof of service (one original and one copy); 3) Self Addressed Stamped Envelope 4) certificate of compliance

Cc:

Mr. Daniel Simmons McQueeney Jr.
Pratt-Thomas Walker, PA
PO Drawer 22247
Charleston, SC 29413-2247