



BAKER RAVENEL BENDER

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July 14, 2014

RECEIVED

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SC Court of Appeals

Via Hand Delivery

The Honorable John C. Few
Chief Judge
South Carolina Court of Appeals
John C. Calhoun Building
Columbia, SC 29201

Re: Appellate Case No. 2014-000774
Ex parte: East Coast Newspapers, Inc. d/b/a *The Island Packet* and *the Beaufort Gazette*
In re: Albert Lafleur, et. al. v. Coral Resorts, LLC, et. al.
C. A. No. 2012-CP-07-03746
Our File No.: 8887.9

Dear Judge Few:

James Smith's letter of July 11th requesting that you issue an order "enjoining the newspapers, their agents, and affiliates from continuing to publish the sealed, private transcript..." that is said to be part of the record in the above-referenced appeal has been provided to me. As I suspect you are aware, Mr. Smith is asking you to impose a prior restraint on the publication of a newspaper notwithstanding that prior restraints are presumed unconstitutional under the First and Fourteenth Amendments to the United States Constitution. *Nebraska Press Assn. v. Stuart*, 427 U.S. 539 (1976). *New York Times Co. v. United States*, 403 U.S. 713 (1971).

Best Regards.

Yours very truly,


Jay Bender
JJB/tkt

Cc: James E. Smith, Jr., Esquire
Nekki Shutt, Esquire

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