



THE STATE OF SOUTH CAROLINA  
South Carolina Court of Appeals

APPEAL FROM BEAUFORT COUNTY  
Court of Common Pleas

Case No.: 2013-CP-07-00918

**RECEIVED**

JUL 23 2014

**SC Court of Appeals**

MARE BARACCO .....Appellant,

vs.

THE STATE OF SOUTH CAROLINA..... Respondent.

THE STATE OF SOUTH CAROLINA’S RESPONSE TO APPELLANT’S  
MOTION TO AMEND MOTION TO DISMISS AND APPELLANT’S  
MOTION TO DISMISS

The State of South Carolina hereby responds to Appellant’s Motion to Amend Motion to Dismiss served on July 21, 2014, and to Appellant’s Motion to Dismiss served on July 16, 2014 (jointly, the “Appellant’s Motions”).

The State of South Carolina and Beaufort County, South Carolina jointly filed their Joint Motion to Amend the Caption so as to Designate Proper Parties and to Hold Deadlines in Abeyance until there is Ruling on this Motion on July 16, 2014 (the “Joint Motion”). Beaufort County has previously entered a notice of appearance by Notice of Appearance on Behalf of Beaufort County dated December 9, 2013.

The proper parties are before this Court. Pursuant to the Joint Motion, Beaufort County and the State of South Carolina jointly requested that Beaufort County be entered

as the proper party in this matter instead of the State of South Carolina for the reasons set forth in the Joint Motion. The State of South Carolina restates this request.

As to the merits of Appellant's Motions, the State of South Carolina does not have an interest in the merits of the resolution of this appeal as it is not a proper party and has no role in this litigation. The State of South Carolina should be removed from this matter.

Respectfully submitted,

Alan Wilson  
Attorney General

T. Parkin Hunter  
Assistant Attorney General  
SC Bar No. 2827

Office of the Attorney General  
Post Office Box 11549  
Columbia, SC 29211  
(803)734-6151

By:



T. Parkin Hunter  
SC Bar No. 2827

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**CERTIFICATE OF SERVICE**

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The undersigned certifies that THE STATE OF SOUTH CAROLINA'S RESPONSE TO APPELLANT'S MOTION TO AMEND MOTION TO DISMISS AND APPELLANT'S MOTION TO DISMISS has been served on the parties or their counsel this 23rd day of July, 2014, by having it placed in the United States mail addressed as follows:

Ms. Mare Baracco  
1006 Madrid Avenue  
Port Royal, South Carolina 29935

Ms. Mary Bass Lohr  
HOWELL, GIBSON & HUGHES, P.A.  
Beaufort, South Carolina  
Post Office Box 40  
Beaufort, SC 29901



T. Parkin Hunter  
Assistant Attorney General  
Office of the South Carolina Attorney General