

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

S. Phillip Lenski, Administrative Law Court
Case No. 2010ALJ-11-0591-AP, 2012ALJ-11-0495-AP

73358

Karen A. Forman

Appellant,

versus

South Carolina Department of Labor,
Licensing and Regulation, State Board
of Social Work Examiners,

Respondents.

MOTION TO STRIKE IMPROPER AUTHORITY

"Memorandum opinions and unpublished orders have no precedential value and should not be cited except in proceedings in which they are directly involved."¹

The Initial Brief of Respondent states "Conversely, the scope of the Board's statutory authority concern[s] the limits of what a tribunal may properly consider or order regarding a case within the tribunal's general class,' *Cottingham v. S.C. Dep't of Labor, Licensing and Regulation*, Op. No. 027 (S.C. Ct App. filed Jan. 16, 2013) (citing Theisen, 394 S.C. 434, 716 S.E.2d 271)."² *Cottingham* is an unpublished opinion headed by the following injunction and admonition:

**THIS OPINION HAS NO PRECEDENTIAL VALUE. IT SHOULD NOT BE
CITED OR RELIED ON AS PRECEDENT IN ANY PROCEEDING
EXCEPT AS PROVIDED BY RULE 268(d)(2), SCACR.**

¹Rule 268(d)(2), SCACR.

²Initial Brief of Respondent, page 14.

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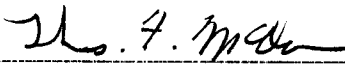
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SC Court of Appeals

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The appellant moves to strike from the Initial Brief of Respondent the reference to *Cottingham* and the sentence for which *Cottingham* is cited as authority.

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August 25, 2014

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PROOF OF SERVICE

I certify that I served the motion to strike improper authority by depositing
copies of it in the United States Mail, postage prepaid, on August 25, 2014,
addressed as follows:

Honorable S. Phillip Lenski
Administrative Law Court
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