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S.C. Supreme Court

ALAN WILSON
ATTORNEY GENERAL

July 9, 2015

The Honorable Daniel E. Shearouse
Clerk, Supreme Court of
South Carolina
HAND DELIVERY

Re: Abbeville County School District v. State Appellate Case No. 2007-065159
Return to Motion for Entry of a Supplemental Order

Dear Mr. Shearouse:

I would appreciate the Court's accepting this letter as a return of the State and the Governor to the Motion of Appellants-Respondents for Entry of a Supplemental Order. I am enclosing the original and six copies of it.

The Governor and the State are certainly mindful and respectful of the decision of this Court in *Abbeville County School Dist. v. State*, 410 S.C. 619, 767 S.E. 2d 157 (2014) and wish to be cooperative as to the Court's Opinion; however, the proposed framework in Plaintiff's motion is contrary to *Abbeville* and the Constitution of this State for the legal reasons that they anticipate will be given in the Return of Respondents Leatherman and Lucas to this Motion. The State and the Governor concur in the legal arguments that they anticipate will be set forth in that Return and respectfully request that this Court deny that Motion.

If you have questions or prefer a more formal return, please let me know. I am mailing and emailing copies of this letter to counsel for the other parties.

Respectfully submitted,

J. Emory Smith, Jr.
Deputy Solicitor General
Counsel for the State and the Governor

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