

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

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SC Court of Appeals

APPEAL FROM RICHLAND COUNTY

Hon. DeAndrea Gist Benjamin, Circuit Court Judge

Appellate Case No. 2014-000583

Samuel T. Brick, Appellant

v.

Richland County Planning Commission and
Fairways Development, LLC, Intervenor, Respondents

APPENDIX TO THE RECORD ON APPEAL

Samuel T. Brick
124 Runnymede Drive
Blythewood, SC 29016
(803) 546 4895
Appellant, Pro Se

Andrew F. Lindemann
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P.O. Box 8568
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803 806 8222
Attorneys for Respondent

Tobias G. Ward
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P.O. Box 6138
Columbia, SC 29260
803 708 4200
Attorneys for Intervenor/Respondent

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY

Court of Common Pleas
DeAndrea Gist Benjamin, Circuit Court Judge
Case No. 2013-CP-400-1643

Appellate Case No. 2014-000583

Samuel T. Brick, Appellant,

v.

Richland County Planning Commission and Fairways
Development, LLC, Intervenor, Respondents

APPENDIX TO RECORD ON APPEAL

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Plaintiff Motion for Amended Pleading; Freedom of Information Act
Case No. :2012-CP-400-7337, In the Court of Common Pleas for Richland
County, South Carolina

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TABLE OF AUTHORITIES

SCACR 212

CERTIFICATION OF APPELLANT

The undersigned hereby certifies that Counsel for the Respondent and the
Intervenor/Respondent have no objection to this Appendix to the Record on Appeal and
that it contains material proposed to be included in the Record on Appeal by

Intervenor/Respondent Fairways Development, LLC but inadvertently not included by Appellant and no other material.



Samuel T. Brick, Appellant, Pro se
124 Runnymede Drive
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(803) 546-4895
sbrick2011@gmail.com

December 30, 2014

Richland County, South Carolina

STATE OF SOUTH CAROLINA)
)
 COUNTY OF RICHLAND)
)
)
)
 SAMUEL T. BRICK, individually, and on)
 behalf of all others similarly situated)
 Plaintiff)
)
 vs.)
)
 RICHLAND COUNTY)
)
 TRACY HEGLER, in her official capacity)
 while serving as Richland County)
 Planning Director, and individually)
)
 SPARTY HAMMETT, in his official)
 capacity, while serving as Assistant)
 Administrator, Richland County,)
 and individually)
)
 PATRICK PALMER, in his official)
 capacity while serving as Chairman,)
 Richland County Planning)
 Commission, and individually)
 and)
)
 FAIRWAYS DEVELOPMENT, LLC,)
 Defendants)

IN THE COURT OF COMMON PLEAS

Case No.: 2012-CP-469-7337

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PLAINTIFF'S MOTION

FOR

AMENDED PLEADING

MOTION FOR AMENDED PLEADING

Plaintiff, Samuel T. Brick, hereby moves pursuant to Rule 15(a) of the South Carolina Civil Rules of Civil Procedure, to amend his pleading and in accordance with such motion avers:

1. Defendants Richland County, Sparty Hammett, Tracy Hegler, and Patrick Palmer answered the Complaint in this civil action by an Answer on December 14, 2012, which date is within the thirty (30) days authorized for such Rule 15 for an amendment and the civil action has not been placed on the trial roster.

2. This amendment clarifies that the Complaint is specifically against defendants Richland County, Sparty Hammett, Tracy Hegler, and Patrick Palmer, in their capacity as part of, and heads or responsible public officials of, public bodies and that Defendant Fairways Development LLC is included as a vested party of interest only; and to correct a paragraph designation number in the Complaint of the civil action.

WHEREFORE, Plaintiff requests this Honorable Court to approve:

A. The following change to the caption of the Complaint to read as follows as follows:

STATE OF SOUTH CAROLINA)	IN THE COURT OF COMMON PLEAS
)	
COUNTY OF RICHLAND)	
)	
SAMUEL T. BRICK,)	Case No.:2012-CP-400-7337
)	
Plaintiff)	
)	
vs.)	
)	
RICHLAND COUNTY;)	COMPLAINT
)	
TRACY HEGLER, in her official capacity)	FOR
as chair of the Richland County)	
Development Review Team;)	VARIOUS VIOLATIONS OF
)	
SPARTY HAMMETT, in his official)	THE SOUTH CAROLINA
capacity as Assistant Administrator,)	
Richland County, and as senior)	FREEDOM OF INFORMATION ACT
Richland County public official on,)	
and member of, the Richland County)	
Development Roundtable; and)	
)	
PATRICK PALMER, in his official)	
capacity while serving as Chairman,)	
Richland County Planning)	
Commission;)	
)	
Defendants; and)	

FAIRWAYS DEVELOPMENT, LLC,)
as respondent party in interest with)
regard to requested equitable)
remedies.)

B. A change of the numerical designation of "41." to the second paragraph 41 on page 15 of the Complaint in the civil action to "42."

SAMUEL T. BRICK, PLAINTIFF



Samuel T. Brick, Pro Se
124 Runneymede Drive
Blythewood, SC 29016
803 546 4895

January 9, 2013

ORDER

Upon the foregoing Motion for Amended Pleadings under SCRCP 15(a), the Motion is hereby:

Approved, and the Requested Pleadings are amended accordingly, as requested _____

Denied _____

Other:

Date

Presiding Judge

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM RICHLAND COUNTY

**Court of Common Pleas
DeAndrea Gist Benjamin, Circuit Court Judge
Case No. 2013-CP-400-1643**

Appellate Case No. 2014-000583

Samuel T. Brick, Appellant

v.

**Richland County Planning Commission and Fairways Development, LLC,
Intervenor, Respondents**

**STATEMENT OF PARTIES' NO OBJECTION
TO THE
TO THE APPENDIX TO THE AMENDED RECORD ON APPEAL,
CERTIFICATE OF COUNSEL, AND
SERVICE OF SUCH APPENDIX**

1. Statement of No Objection: Appellant, Samuel T. Brick, pro se, certifies in accordance with Rule 212 (b) that J. Derrick Jackson, Esquire, on behalf of Intervenor/Respondent Fairways Development, LLC, and Andrew F. Lindemann, Esquire, on behalf of Richland County Planning Commission, advised me by electronic communication that they had no objection to the Supplemental Record that included the Plaintiff's Motion for Amended Pleading

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in Case No.: 2012-CP-400-7337, Samuel T. Brick v. Richland County, et al in the Court of Common Pleas, Richland County, and no other matter, both reserving rights with respect to objecting to or commenting on the Amended Record on Appeal.

2. Appellant further certifies that the Appendix to the Amended Record on Appeal with the supplement mentioned above contains all material proposed to be included by any of the parties and no other material.

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Samuel T. Brick, Appellant, Pro se
124 Runnymede Drive
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803 546 4895
sbrick2011@gmail.com

Richland County, South Carolina
DATE: December 31, 2014

CERTIFICATE OF SERVICE

Appellant, Samuel T. Brick, hereby certifies that on this 31st day of December, 2014, the foregoing Certification and a copy of the Appendix to the Amended Record on Appeal was served upon the parties to this action by my depositing a copy of same, enclosed in a First Class postpaid envelope addressed to the attorneys of record in a post office or official postal depository under the

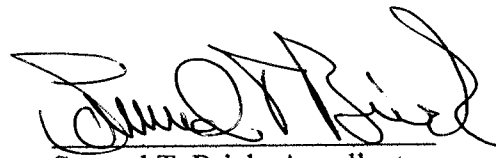
exclusive care and custody of the United States Postal Service, on December 31,
2014, addressed in the following manner:

Andrew F. Lindemann, Esquire
Michael B. Wren, Esquire
Davidson & Lindemann, P.A.
P.O. Box 8568
Columbia, S.C. 29202-8568

Attorneys for Respondent

Tobias G. Ward, Jr., Esquire
J. Derrick Jackson, Esquire
Post Office Box 6138
Columbia, SC 29260

Attorneys for Intervenor/Respondent

A handwritten signature in black ink, appearing to read 'Samuel T. Brick', written over a horizontal line.

Samuel T. Brick, Appellant
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sbrick2011@gmail.com