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RECEIVED

DEC 23 2015

SC Court of Appeals

December 22, 2015

Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
P. O. Box 11629
Columbia, South Carolina 29211

Re: Lake City College Preparatory Academy v. South Carolina Public Chartered School District
Appellate Case No.: 2014-002372

Dear Ms. Kitchings:

I hope this letter finds you in good health and spirits. Throughout this process Mr. Norton has sought to have this case dismissed on technical matters so that it would not be heard on its substance. The substance being the deprivation of the children and their parents in the most impoverished areas of this state the right to choose the school they prefer to educate their children. Nonetheless, my response to the December 10, 2015 letter of attorney Erik Norton follows:

A. Erik asserts that Neither of the Appellant's Briefs cite to the Record on Appeal as required by Rule 11, SCACR.

Response: Rule 211(b)(1) states: "The references in the initial brief shall be revised to indicate where the material appears in the Record on Appeal. These revised references **may be in place of or in addition to the initial references**, and shall be in the form indicated ...".

The highlighted phrase above would seem to make changing or updating the references, if any, to be permissive rather than mandatory.

However, this Final Brief incorporates the Final brief before the Administrative Law Court where all of the arguments are fully set out with references.

Moreover, the arguments in the Appellant's brief are not diminished by not having additional references. The references that Ms. Robinson indicated that she had added do not change the essence of the arguments and Court Personnel can attest to the fact that there were many more errors in our filings, done by Benita Dinkins-Robinson, on whom I relied because of her supposed expertise in the area, that I endeavored to correct in the time allotted than were listed in the letters to my office. I had to do the following to come into compliance in the time allotted:

1. Reprint and file the Brief of the Appellant because it was the wrong color;
2. Reprint and file the Final brief because it was the wrong brief altogether;
3. Redact every filed copy of the Record on Appeal;
4. Create a supplement to the Record on appeal to add the two page missing from the Record on Appeal and
5. File Certificates of Counsel as to the Brief and Record on Appeal.

B. As to serving the District the Revised Record on Appeal, I called Mr. Norton, on his cell phone, about redacting his copy if he so desires and he has not responded except by his letter. The District is entitled to have the names and student ids so redacting their copy would serve no purpose. Further, the District has indicated that it already has the redacted copy from the administrative Law Court which they urged us to substitute.

For the reasons stated and for these serious issues to be decided on the merits I urge you to reject the efforts of Mr. Norton to avoid addressing the issues raised on their substance.

Thank you for your kind consideration in this matter.

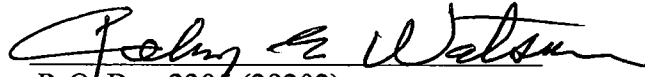
If you have any questions and/or comments I can always be reached by cell phone at 1-803-467-6212 or at my office.

With kind regards, I am

Very truly yours,

JOHNNY E. WATSON, ATTORNEY AT LAW

By:



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Columbia, South Carolina

cc: Erik Norton

STATE OF SOUTH CAROLINA
COURT OF APPEALS

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APPEAL FROM SOUTH CAROLINA ADMINISTRATIVE LAW COURT

DEC 03 2015

John D. McLeod, Judge

SC Court of Appeals

Case No. 2014-002372

Lake City College Preparatory Academy (LCCPA)Appellant,

V.

South Carolina Public Charter School DistrictRespondent.

CERTIFICATE OF COUNSEL AS TO THE
FINAL BRIEF OF THE APPELLANT AND THE
FINAL REPLY BRIEF OF THE APPELLANT

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SC Court of Appeals

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Main Counsel for Appellant

I certify that the Final Brief of the Appellant and the Final Reply Brief of the Appellant
in this matter comply with Rule 211(b) of the South Carolina Rules of Appellate Procedure.

Respectfully submitted,

A handwritten signature in black ink, reading "Johnny E. Watson". The signature is written in a cursive style with a horizontal line underneath it.

Johnny E. Watson,
Attorney for Lake City College
Preparatory Academy

December 3, 2015
Columbia, South Carolina

STATE OF SOUTH CAROLINA
COURT OF APPEALS

APPEAL FROM SOUTH CAROLINA ADMINISTRATIVE LAW COURT

John D. McLeod, Judge

Case No. 2014-002372

Lake City College Preparatory Academy (LCCPA)Appellant,

V.

South Carolina Public Charter School DistrictRespondent.

CERTIFICATE OF SERVICE

I, Johnny E. Watson, Attorney for the Appellant, LCCPA charter school, hereby certify that I have served the individuals named below with a copy of the document described herein by delivering it to their respective offices by U. S. Mail postage prepaid or via hand delivery to their office addresses indicated below.

PERSON SERVED:

Clerk of Court
S. C. Administrative Law Court
1205 Pendleton Street, Suite 224
Columbia, South Carolina 29201

Erik T. Norton
Nelson, Mullins, Riley & Scarborough, LLP
1320 Main Street, Meridian Building
Columbia, South Carolina 29201
Counsel for Respondent

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SC Court of Appeals

DOCUMENTS:

1. Final Brief of the Appellant,
2. Final Reply Brief of Appellant,
3. Certificate of Counsel as to the Briefs and
4. Certificate of Counsel as to the Record on Appeal.

DATE SERVED: December 3, 2015



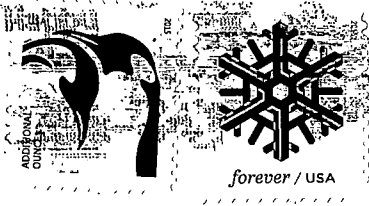
Johnny, Document Server

Columbia, South Carolina
Date: December 3, 2015

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COLUMBIA SC 290

22 DEC 2015 PM 11



Honorable Jenny Abbott-Kitchings
CLERK of COURT of Appeals
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