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December 15, 2015

RECEIVED

DEC 15 2015

SC Court of Appeals

**Via Hand Delivery**

The Honorable V. Claire Allen  
Deputy Clerk of Court  
South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

**RE: Laura Toney v. Lee County School District  
Appellate Case No.: 2014-002221**

Dear Ms. Allen:

Enclosed for filing, please find the Supplemental Record on Appeal, Volume IV of IV and Certificate of Counsel in the above matter. As reflected in the attached Order filed October 13, 2015 and letter dated December 10, 2015, the enclosed Supplemental Record represents material previously submitted under seal.

Thank you for your cooperation and assistance in this matter.

Sincerely,



W. Allen Nickles, III

WAN/pfb

Enclosures

cc: Charles Boykin, Esquire  
Deidre Laws, Esquire

File #13-167

# The South Carolina Court of Appeals

Laura Toney, Respondent,

v.

Lee County School District, Appellant.

Appellate Case No. 2015-000558

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SC Court of Appeals

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## ORDER

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Because matters sealed below are not automatically sealed on appeal, this court has construed Respondent's "Motion to File Sealed Documents" as a motion to seal on appeal the documents relating to Facebook postings and the deposition testimony of the teacher who posted the material. After careful consideration of the factors enumerated in *Ex parte Capital U-Drive-It, Inc.*, 369 S.C. 1, 11-13, 630 S.E.2d 464, 469-71 (2006) and Rule 41.1(c), SCRCP, the motion to seal the documents is denied.

  
FOR THE COURT

Columbia, South Carolina

cc:

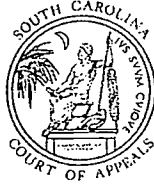
Charles J. Boykin, Esquire

Deidre D. Laws, Esquire

W. Allen Nickles, III, Esquire

Susan Marie Fittipaldi, Esquire

**FILED**  
DEC 15 2015



## The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
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V. CLAIRE ALLEN  
DEPUTY CLERK

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December 10, 2015

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Ms. Susan Marie Fittipaldi, Esquire  
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Columbia SC 29201

Re: Laura Toney v. Lee County School District  
Appellate Case No. 2015-000558

Dear Counsel:

Judge Jasper Cureton has received emails from the parties requesting clarification of this court's October 13, 2015 order. As clarification, the order merely denies the request to seal the matters related to the facebook postings. The order does not prevent any designated matters from being included in the record on appeal.

Very truly yours,

*V. Claire Allen, Deputy*

CLERK