



LAW OFFICES OF
**LEWIS
BABCOCK**
L.L.P.

ARIAIL E. KING
ATTORNEY AT LAW

Post Office Box 11208
Columbia, South Carolina 29211
o. 803-771.8000 f. 803.733.3534
AEK@lewisbabcock.com

RECEIVED

March 9, 2016

MAR 09 2016

SC Court of Appeals

Hand Delivered

Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201

Re: Charleston County School District v. Clemson University and City of North
Charleston, Appellate Case No. 2016-000426, Our File No. 12-141

Dear Ms. Kitchings:

We have received the Court's letter that the appeals will be consolidated with only one record for both cases, which will greatly simplify this matter. In addition, we respectfully suggest that the caption in the notice may need to be amended.

In Charleston County School District v. Clemson University and City of North Charleston, Clemson is the Appellant and the School District is the Respondent. The current caption seems to show Clemson and the City of North Charleston as defendants in that case, without showing Clemson as the Appellant. In the other case (the condemnation case), the South Carolina Department of Commerce, Division of Public Railways is an Appellant, as is Clemson University.¹ In the court's proposed caption, the Charleston County School District is listed only as one of the Other Condemnees when it is actually a Respondent in that appeal.

In addition, please be advised that Appellant South Carolina Department of Commerce, Division of Public Railways had, prior to filing the Notices of Appeal, ordered and received the transcript. Thus, according to my calculations, the Appellants' initial brief will be due on March 30, 2016, which is 30 days after the filing of the Notices of Appeal.

Sincerely yours,

Ariail E. King

¹ Clemson's Notice of Appeal in that case was filed on March 8, 2016.

cc: Richard D. Bybee, Esquire
Abigail B. Walsh, Esquire
Christopher L. Murphy, Esquire
Karen Blair Manning, Esquire
Derek F. Dean, Esquire
Newman Jackson Smith, Esquire
Wendy Wilkie Parker, Esquire
Stephen A. Spitz, Esquire



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