

THE STATE OF SOUTH CAROLINA  
In the Supreme Court

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**RECEIVED**

APR 29 2016

**SC SUPREME COURT**

APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

Tanya A. Gee, Circuit Court Judge

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Appellate Case No.: 2016-000021

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Gail M. Hutto, Debra J. Andrews, Elizabeth W. Hodge,  
Margaret B. Lineberger, Lynn R. Rogers, Nancy G. Sullivan,  
Jane P. Terwilliger, Julian W. Wells, and all others similarly situated,

Appellants,

v.

South Carolina Retirement System, Police Officers Retirement  
System, South Carolina Retirement Systems Group Trust,  
South Carolina Budget and Control Board, and South Carolina  
Public Employee Benefit Authority,

Respondents.

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**MOTION TO SUPPLEMENT RECORD**

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Attorneys for Respondents

Pursuant to Rule 212(b), SCACR, Respondents request permission to supplement the record with the document attached as Exhibit A. The document is an order of this Court dated May 26, 2011, in *Ahrens v. State*, 392 S.C. 340, 709 S.E.2d 54 (2011), denying the petition for rehearing in that case.

The document was inadvertently omitted from the Record on Appeal in the present case. The document was filed in the circuit court as Exhibit K to Defendants' Memorandum in Support of Motion to Dismiss, and should have appeared in the Record on Appeal at page 356.

Counsel for Appellants consent to the relief sought in this motion. Accordingly, Respondents respectfully request that the Court supplement the record with the attached document.

Respectfully submitted,

SOWELL GRAY STEPP & LAFFITTE, LLC

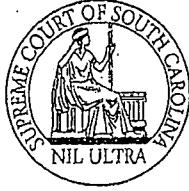
By: 

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Attorneys for Respondents

Columbia, South Carolina  
April 29, 2016

# **EXHIBIT A**



# The Supreme Court of South Carolina

DANIEL E. SHEAROUSE  
CLERK OF COURT

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May 26, 2011

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Re: Ahrens, Nancy v. The State and SCRS  
Arnold, James B. v. SC Police Officers

Ahrens, Nancy v. The State and SCRS  
Arnold, James B. v. SC Police Officers  
Page Two  
May 26, 2011

Dear Counsel:

The Court has issued the following Order on your Petition for Rehearing in the above entitled matter:

"Petition for rehearing is denied.

s/ Jean H. Toal C.J.

s/ John W. Kittredge J.

s/ James E. Moore A.J.

We would grant rehearing.

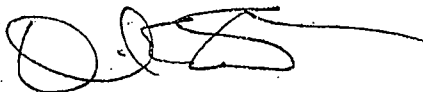
s/ Donald W. Beatty J.

s/ Kaye G. Hearn J.

May 26, 2011."

The remittitur is today being forwarded to the Clerks' of Court for Richland County and Georgetown County.

Very truly yours,



CLERK

DES/dmh

cc: Robert E. Stepp, Esquire  
Roland M. Franklin, Jr., Esquire  
Amy L.B. Hill, Esquire  
Tina Cundari, Esquire  
David K. Avant, Esquire  
Justin R. Werner, Esquire

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South Carolina Budget and Control Board, and South Carolina  
Public Employee Benefit Authority,

Respondents.

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**PROOF OF SERVICE**

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The undersigned certify they have caused the Respondents' Motion to Supplement the Record on Appeal to be served on Appellants by hand delivery and electronic mail on April 29, 2016, addressed to their counsel of record as follows:

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By: \_\_\_\_\_

  
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April 29, 2016