

THE STATE OF SOUTH CAROLINA  
In the Supreme Court

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**RECEIVED**

MAY 16 2012

**S.C. SUPREME COURT**

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas  
Roger Young  
Circuit Court Judge

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On Certiorari to the Court of Appeals of South Carolina  
Opinion No. 4616 (S.C. Ct. App. filed September 9, 2009,  
withdrawn, substituted and refiled November 24, 2009)

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Too Tacky Partnership,.....Petitioner,

v.

South Carolina Department of Health  
and Environmental Control and  
Mayo Read, Jr., .....Respondents,

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PETITIONER'S REPLY  
TO RESPONDENTS' RESPONSE TO  
PETITIONER'S MOTION TO STRIKE

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John P. Seibels, Jr.  
jseibels@seibelsfirm.com  
Jason Scott Luck  
jluck@seibelsfirm.com  
SEIBELS LAW FIRM, P.A.  
127 King Street, Suite 100  
Charleston, SC 29401  
843.722.6777 (phone)  
843.722.6781 (telefax)  
Attorneys for Petitioner

Petitioner Too Tacky submits the following in Reply to Respondents' Response to Too Tacky's Motion to Strike (contained within Respondents' Motion to Dismiss<sup>1</sup>):

In a clear concession that their Supplemental Appendix was improperly submitted, the Respondents state that their Supplemental Appendix was removed from the copies of their Joint Brief filed with the Supreme Court (Respondents' Motion to Dismiss, p. 7, n. 19). However, the Respondents do not respond to Too Tacky's assertion that Respondents' arguments that rely and reference the Supplemental Appendix must be struck. (Motion to Strike, pp. 1, 3). Accordingly, this Court must order that the offending arguments be stricken from the Joint Brief.



**John P. Seibels, Jr.**  
**jseibels@seibelsfirm.com**  
**Jason Scott Luck**  
**jluck@seibelsfirm.com**  
**SEIBELS LAW FIRM, P.A.**  
**127 King Street, Suite 100**  
**Charleston, SC 29401**  
**843.722.6777 (phone)**  
**843.722.6781 (telefax)**  
**Attorneys for Petitioner Too**  
**Tacky Partnership**  
**15 May 2012**

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<sup>1</sup> Too Tacky will address the Respondents' Motion to Dismiss under a separate pleading in accordance with Rule 240(e), SCACR (*i.e.* by May 18, 2012).

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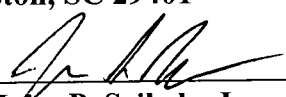
Mayo Read, Jr.,.....Respondents.

CERTIFICATE OF SERVICE

I certify that I have served the PETITIONER'S REPLY TO RESPONDENTS' RESPONSE TO PETITIONER'S MOTION TO STRIKE on counsel for the Respondents by serving copies of the same via U.S. Mail on 15 May 2012 to the following:

Jackie Dickman, Esquire  
Bradley D. Churdar, Esquire  
Counsel, OCRM  
1362 McMillan Ave, Suite 400  
Charleston, SC 29405

Stephen P. Groves, Esquire  
Richard L. Tapp, Jr., Esquire  
NEXSEN PRUET, LLC  
205 King St., Suite 400  
Charleston, SC 29401

  
John P. Seibels, Jr.  
Jason Scott Luck  
SEIBELS LAW FIRM, P.A.  
127 King Street, Suite 100  
Charleston, SC 29401  
843.722.6777 (phone)  
843.722.6781 (telefax)  
Attorneys for Petitioner

THE  
SEIBELS  
LAW FIRM, P.A.

127 KING STREET, SUITE 100  
CHARLESTON, SOUTH CAROLINA 29401

843.722.6777  
fax 843.722.6781

Sharon D. Harris  
[sharris@seibelsfirm.com](mailto:sharris@seibelsfirm.com)

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**S.O. SUPREME COURT**  
pm 5-15-12

May 15, 2012

Daniel E. Shearouse, Clerk of Court  
Supreme Court of South Carolina  
P.O. Box 11330  
Columbia, SC 29211

RE: Too Tacky Partnership, Petitioner v. South Carolina Department of Health and  
Environmental Control and Mayo Read, Jr., Respondents  
Supreme Court Case Tracking No.: 2009-149126  
Case No.: 2007-CP-10-1520  
Our File No.: 6058-19

Dear Mr. Shearouse:

Enclosed please find for filing an original and six copies of the Petitioner's Reply to  
Respondents' Response to Petitioner's Motion to Strike in the above referenced matter.


As per the enclosed Certificate of Service, the above document was served on all parties on  
May 15, 2012.

Please do not hesitate to call if you have any questions.

With kind personal regards, I remain

Sincerely yours,

**SEIBELS LAW FIRM, P.A.**



Sharon D. Harris  
Legal Assistant

/sdh

Enclosures

cc: (via US Mail) (w/encl.)  
Jackie Dickman, Esquire & Bradley D. Chudar, Esquire  
Stephen P. Groves, Sr., Esquire & Richard L. Tapp, Jr., Esquire