

THE STATE OF SOUTH CAROLINA

In The Supreme Court

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CERTIORARI TO THE COURT OF APPEALS

SC SUPREME COURT

Appeal from Spartanburg County
Court of Common Pleas

J. Derham Cole, Post-Conviction Relief Judge

Farid A. Mangal, #320609

Respondent,

v.

State of South Carolina,

Petitioner.

MOTION OF SOUTH CAROLINA NETWORK OF CHILDREN'S ADVOCACY CENTERS
AND USC CHILDREN'S LAW CENTER AS FOR LEAVE TO PARTICIPATE AS AMICI
CURIAE IN SUPPORT OF PETITIONER, STATE OF SOUTH CAROLINA

OTHER COUNSEL OF RECORD:

ALAN WILSON

Attorney General

ALICIA A. OLIVE

Assistant Attorney General

Attorney General's Office

Post Office Box 11549

Columbia, South Carolina 29211

(803) 734-3737

COUNSEL FOR PETITIONER

SUZANNE B. COLE

CANDICE LIVELY

South Carolina Network of Children's
Advocacy Centers

University of South Carolina Children's
Law Center

1600 Hampton Street, Suite 502

Columbia, South Carolina 29208

(803) 765-9601

COUNSEL FOR MOVANT

JOHN R. FERGUSON

The South Carolina Appellate Court rules provide that "[a] brief of amicus curiae may be filed only by leave of the appellate court granted on motion, or at the request of the appellate court" and "[a] motion for leave shall identify the interest of the applicant and shall state the reasons why a brief of an amicus curiae is desirable." Rule 213, SCACR.

The South Carolina Network of Children's Advocacy Centers ("SCNCAC") is a nonprofit membership organization dedicated to helping local communities effectively and efficiently respond to allegations of child abuse while keeping the needs of child victims first. The organization is comprised of the seventeen Children's Advocacy Centers in the state. Children's Advocacy Centers are child-focused, facility-based programs in which representatives of many disciplines, including law enforcement, child protection, prosecution, mental health, medical and victim work advocacy work together to conduct interviews and make team decisions about investigation, treatment, management and prosecution.

The Children's Law Center is a resource center for South Carolina professionals involved in child maltreatment or juvenile justice court proceedings and child advocates working to improve the safety and well-being of children. The mission of the Center is to improve outcomes for children by enhancing the knowledge and skills of professionals and promoting informed, sound public policy. The Children's Law Center trains thousands of professionals in South Carolina each year on how to respond to child maltreatment. A critical part of the mission of the Children's Law Center is to ensure our most vulnerable citizens, our children, have a system in place to act as a safety net, so they will not slip into the cracks. The Children's Law Center strives to empower the many disciplines of professionals who respond to these children to react appropriately, protect their basic needs, and limit further traumatization.

Here, SCNCAC and Children's Law Center submit this amici curiae brief regarding the certified question in hopes it will aid this Honorable Court in its decision regarding the scope of medical testimony in child abuse cases. This issue is highly important to child advocates and to the administration of justice for our most vulnerable South Carolinians.

CONCLUSION

For the reasons stated above, SCNCAC and Children's Law Center respectfully request this Court grant this motion and accept the attached conditional brief for filing.

By: Suzanne B. Cole

Suzanne B. Cole
100 Washington Place
Spartanburg, South Carolina 29302

Candice A. Lively

Candice A. Lively
1600 Hampton Street, Suite 502
Columbia, South Carolina 29208

Counsel for Amici Curiae South Carolina Network of
Children's Advocacy Centers and University of South
Carolina Children's Law Center

Columbia, South Carolina

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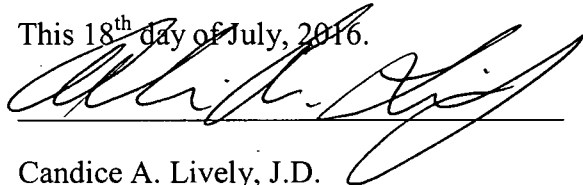
CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the Motion for Leave to Participate as Amici Curiae and Conditional Brief has been served upon the parties by mailing two (2) copies in the United States mail, postage prepaid, addressed to Petitioner's Counsel and Respondent:

Mr. John R. Ferguson
P. O. Box 286
Laurens, SC 29360

Honorable Alan Wilson
Attn: Alicia Olive
P. O. Box 11549
Columbia SC 29211

This 18th day of July, 2016.



Candice A. Lively, J.D.
Attorney for Parties Requesting Amici Curiae

SWORN to before me this 18th day of July, 2016.

Notary Public for S.C.

My commission Expires: 9/8/2018

