

RECEIVED
OCT 24 2016
SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

Marvin H. Dukes, III, Master In Equity and Special Circuit Court Judge

Case No. 2015-CP-07-1343
Appellate Case No. 2016-000955

John Alden Bauer, III,

Appellant,

v.

Beaufort County School District,

Respondent.

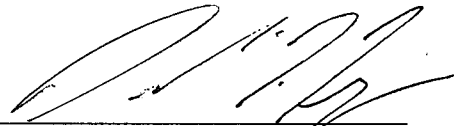
**RESPONDENT'S RETURN TO APPELLANT'S MOTION TO STRIKE
RESPONDENT'S DESIGNATION OF MATTER**

Pursuant to Rule 240(e), Respondent Beaufort County School District hereby submits its Return to Appellant's Motion to Strike Respondent's Designation of Matter. Appellant's Motion asks the court "to strike any reference . . . to uncharged accusations that predate February 5, 2014" that were testified to at the school board's hearing in this teacher dismissal matter. The information Appellant seeks to exclude is part of the record in this case and therefore should not be stricken. Furthermore, this frivolous

Motion is duplicative of Appellant's "Motion to Exclude Uncharged Accusations," which this Court denied in its order on October 14, 2016.

For the reasons state above, Respondent requests that this Court deny Appellant's motion.

Respectfully Submitted,



David T. Duff (S.C. Bar # 1768)
David N. Lyon (S.C. Bar # 100676)
DUFF, WHITE & TURNER, LLC
P. O. Box 1486
Columbia, South Carolina 29202
(803) 790-0603

Drew H. Davis (S.C. Bar # 102017)
General Counsel
Beaufort County School District
Post Office Box 309
Beaufort, South Carolina 29901-0309
Telephone: 843-322-2414

Attorneys for Respondent Beaufort County
School District

October 24, 2016

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED

OCT 24 2016

SC Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

Marvin H. Dukes, III, Master In Equity and Special Circuit Court Judge

Case No. 2015-CP-07-1343
Appellate Case No. 2016-000955

John Alden Bauer, III,

Appellant,

v.

Beaufort County School District,

Respondent.

PROOF OF SERVICE

I certify that I have served Respondent's Return to Appellant's Motion to Strike Respondent's Designation of Matter, by depositing a copy of it in the United States Mail, postage prepaid, on October 24, 2016, addressed to *pro se* Appellant John Alden Bauer, III, 109 Ashton Hill Drive, Columbia, South Carolina 29229.

October 24, 2016

SEE SIGNATURE NEXT PAGE



David T. Duff (S.C. Bar # 1768)
David N. Lyon (S.C. Bar # 100676)
DUFF, WHITE & TURNER, LLC
P. O. Box 1486
Columbia, South Carolina 29202
(803) 790-0603
Drew H. Davis (S.C. Bar # 102017)
General Counsel
Beaufort County School District
Post Office Box 309
Beaufort, South Carolina 29901-0309
Telephone: 843-322-2414

Attorneys for Respondent Beaufort County
School District

DUFF, WHITE & TURNER, L.L.C.

ATTORNEYS AND COUNSELORS AT LAW

DAVID T. DUFF*†
ANDREA E. WHITE
MEREDITH L. SEIBERT
WILLIAM C. FREEMAN
DAVID N. LYON
ASHLEY C. STORY
TIFFANY L. BUTLER

POST OFFICE BOX 1486
COLUMBIA, SOUTH CAROLINA 29202

3700 FOREST DRIVE, SUITE 404
COLUMBIA, SOUTH CAROLINA 29204
WWW.DWTLAWFIRM.COM

TELEPHONE
803 / 790-0603

FACSIMILE
803 / 790-0605

sender's email address
dlyon@dwtlawfirm.com

OF COUNSEL
M. JANE TURNER
LAURA CALLAWAY HART

October 24, 2016

RECEIVED

OCT 24 2016

SC Court of Appeals

* CERTIFIED SPECIALIST IN EMPLOYMENT AND LABOR LAW
† CERTIFIED CIVIL ARBITRATOR AND MEDIATOR

V. Claire Allen, Esq.
Deputy Clerk, South Carolina Court of Appeals
1015 Sumter Street
Columbia, South Carolina 29201

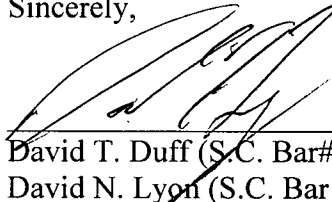
Re: John Alden Bauer, III, v. Beaufort County School District
Appellate Case No. 2016-000955

Dear Ms. Allen:

Enclosed for filing is the original and six copies of Respondent's Return to Appellant's Motion Strike Respondent's Designation of Matter with Proof of Service for same.

Thank you for your assistance in this matter.

Sincerely,



David T. Duff (S.C. Bar# 1768)
David N. Lyon (S.C. Bar # 100676)
DUFF, WHITE & TURNER, LLC
P. O. Box 1486
Columbia, South Carolina 29202
(803) 790-0603
Drew H. Davis (S.C. Bar # 102017)
General Counsel
Beaufort County School District
Post Office Box 309
Beaufort, South Carolina 29901-0309
Telephone: 843-322-2414
Attorneys for Respondent Beaufort County School
District

Enclosures

Ms. V. Claire Allen, Esq.

October 24, 2016

Page 2

c:

Via U.S. Mail

John Alden Bauer, III

109 Ashton Hill Drive

Columbia, SC 29229

Appellant

DUFF, WHITE & TURNER, L.L.C.

ATTORNEYS AND COUNSELORS AT LAW

POST OFFICE BOX 1486

COLUMBIA, SOUTH CAROLINA 29202

RECEIVED

OCT 24 2016

SC Court of Appeals

V. Claire Allen, Esq.

Deputy Clerk, South Carolina Court of Appeals

1015 Sumter Street

Columbia, South Carolina 29201