

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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OCT 27 2016

SC Court of Appeals

APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

Alison Renee Lee, Circuit Court Judge

Case No. 2013-CP-40-02443  
Appellate Case No. 2016-000667

Timothy E. Bookert, Jr.,.....Respondent,

v.

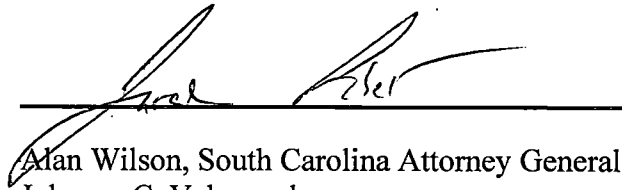
South Carolina Department of Mental Health  
and South Carolina Treasurer's Office, ..... Appellants.

**MOTION TO DISMISS APPEAL**

Appellants South Carolina Department of Mental Health and South Carolina Treasurer's Office hereby move this Court, pursuant to Rule 240(a) & 261(b), SCACR, to dismiss the above captioned appeal. The motion is based upon the fact that on October 26, 2016, the Parties reached a settlement agreement resolving the appeal pending in this court. Accordingly, Appellants respectfully request this Court to dismiss the above captioned appeal.

*[Signature Page Attached]*

WE SO MOVE:



Handwritten signatures of Alan Wilson and Johanna C. Valenzuela, with a horizontal line drawn below them.

Alan Wilson, South Carolina Attorney General  
Johanna C. Valenzuela  
S.C. Bar Number 79834  
Sr. Asst. Deputy Attorney General  
Jared Q. Libet  
S.C. Bar Number 74975  
Asst. Deputy Attorney General  
Post Office Box 11549  
Columbia, South Carolina 29211  
(803) 734-3733  
Attorneys for Appellants

October 27, 2016

Columbia, South Carolina

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**PROOF OF SERVICE**

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I certify that I have served the foregoing Motion to Dismiss Appeal on Appellant, Timothy E. Bookert, Jr., by emailing a copy to both attorneys on record and by depositing a copy of it in the United States Mail, postage prepaid, on October 3, 2016, addressed to his attorneys on record, Miller W. Shealy, Jr., Esq., at 4000 Faber Place Drive, Ste. 450, Charleston, South Carolina, 29423, and Robert Kneece, Esq., at 2520 Devine Street, Columbia, South Carolina, 29205.

*[Signature Page Attached]*

October 27, 2016



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Alan Wilson, South Carolina Attorney General  
Johanna C. Valenzuela  
S.C. Bar Number 79834  
Sr. Asst. Deputy Attorney General  
Jared Q. Libet  
S.C. Bar Number 74975  
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(803) 734-3733  
Attorneys for Appellants



ALAN WILSON  
ATTORNEY GENERAL

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SC Court of Appeals

The Honorable Jenny A. Kitchings  
Clerk of Court, South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

**Re: Timothy E. Bookert, Jr. v. South Carolina Department of Mental Health and  
South Carolina Treasurer's Office**  
**Appellate Case No.: 2016-000667**  
**Lower Court Case No.: 2013-CP-40-02443**

Dear Ms. Kitchings:

Attached is the original **Motion to Dismiss Appeal** in the above referenced case for filing in your office.

Sincerely,

Jared Q. Libet  
Assistant Deputy Attorney General  
SC Bar #74975

JQL/bea

cc: Robert E. Kneece, Jr., Esquire  
Miller W. Shealy, Jr., Esquire  
Johanna C. Valenzuela, Esquire (via email only)