

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Tanya A. Gee, Circuit Court Judge

Case No. 2015-CP-40-3381

RECEIVED

DEC 29 2016

SC Court of Appeals

Terry Douglas Campbell, Appellant,

v.

The State of South Carolina, Director of South Carolina
Department of Corrections, Bryan Stirling, Warden Bernard McKie,
Officers Lt. McLaughlin and Aubrey Pounds, Respondents.

**MOTION TO CORRECT RECORD ON
APPEAL AND TO COMPEL SERVICE**

Respondents the State of South Carolina, Director of South Carolina
Department of Corrections, Bryan Stirling, Warden Bernard McKie, Officers Lt.
McLaughlin and Aubrey Pounds respectfully move this Court for an Order
compelling Appellant to correct the Record on Appeal to include items properly

designated by Respondents, and further compelling Appellant to serve Respondents with a copy of the corrected Record.

Respondents' motion is based on the following grounds:

Appellant filed a designation of matter listing six (6) items to be included in the Record on Appeal. Respondents filed a designation of matter that listed seven (7) items to be included in the Record on Appeal. The additional item designated by Respondents was their Notice of Motion and Motion to Dismiss dated July, 28, 2015. However, the Record on Appeal currently on file with this Court does not contain the Notice of Motion and Motion to Dismiss, which was properly designated by Respondents. *See* Rule 210(c), SCACR. Furthermore, the Record on Appeal currently on file with this Court was never served on Respondents, despite the fact that the due date for the Record on Appeal to be served was December 7, 2016.

WHEREFORE, Respondents respectfully request that Appellant be ordered to prepare a corrected Record on Appeal containing all items properly designated by the parties, and that Appellant be ordered to serve a copy of the corrected Record on Appeal upon Respondents as required by the Rules.

Respectfully submitted,

DAVIDSON & LINDEMANN, P.A.

BY: 

DANIEL C. PLYLER

STEVEN S. SPREEUWERS

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Counsel for Respondents

Columbia, South Carolina

December 29, 2016

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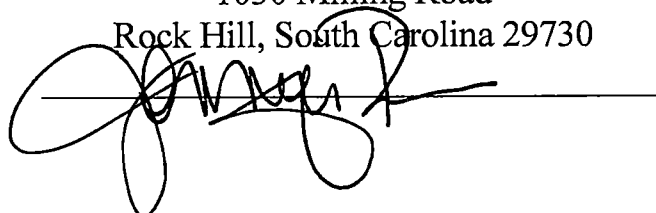
The State of South Carolina, Director of South Carolina
Department of Corrections, Bryan Stirling,
Warden Bernard McKie, Officers Lt. McLaughlin
and Aubrey Pounds.....

Respondents.

CERTIFICATE OF SERVICE

The undersigned employee of Davidson & Lindemann, P.A., counsel for the Respondents, does hereby certify that service of the **Motion to Correct Record on Appeal and to Compel Service** in the above-captioned matter was made upon the *pro se* Appellant by placing a copy in the United States Mail, first class postage prepaid, at the below listed address clearly indicated on said envelope this the 29th day of December 2016:

Terry Douglas Campbell, #281286
Catawba Pre-Release
1030 Milling Road
Rock Hill, South Carolina 29730



DAVIDSON & LINDEMANN, P.A.

ATTORNEYS AND COUNSELLORS AT LAW

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December 29, 2016

Daniel C. Plyler
Joel S. Hughes
David A. DeMasters
Steven R. Spreeuwers
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Jasmine D. Wyman

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†Certified Mediator

Of Counsel
Kenneth P. Woodington

RECEIVED Writers Email: sspreeuwers@dml-law.com

DEC 29 2016

SC Court of Appeals

Hand Delivered

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201

RE: Terry Douglas Campbell v. The State of South Carolina; Director of South Carolina Department of Corrections, Bryan Stirling; Warden Bernard McKie; Officers Lt. McLaughlin and Aubrey Pounds
Court of Appeals Number: 2016-000066
Civil Action Number: 2015-CP-40-3381
Claim Number: 09897
Our File Number: 103.9744


Dear Ms. Kitchings:

Please find enclosed for filing the original and seven copies of the **Motion to Correct Record on Appeal and to Compel Service** in the above referenced matter. Please file the original and return a clocked-in copy to by way of my courier. I have not enclosed my firm's \$25.00 check for the filing fee since the Respondents are exempt from that fee.

By copy of this letter, I am serving copies on the *pro se* Appellant. Thank you for your assistance in this matter.

Sincerely,

DAVIDSON & LINDEMANN, P.A.


Steven R. Spreeuwers

SRS/jmb
Enclosures

cc: Terry Douglas Campbell, #281286 (w/ Enclosure)