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March 14, 2017

Hon. Daniel E. Shearhouse  
Clerk of Court  
South Carolina Supreme Court  
Post Office Box 11330  
Columbia, SC 29211

Re: Mare Baracco vs. Beaufort County, South Carolina  
Appellate Case No.: 2014-000636  
Our File No: 11369 MBL

Dear Hon. Shearhouse:

Please take this letter as a response to *Appellant's Motion to Vacate and Dismiss as Moot with Prejudice* with regard to the above referenced matter. The Appellant's motion goes to merits of the appeal and the matter is currently pending before the Court on a Petition for Certiorari, to which a response is not due by Beaufort County until April 5, 2017. Furthermore, the Plaintiff is seeking dismissal of the appeal but is arguing for vacation of the ruling below.

While Appellant is correct that Ordinance 14-35 was repealed, she fails to advise the Court that it was simply re-codified at 14-32, titled Dangerous Animal Ordinance, which sets for the procedure henceforth for the declaration of a dangerous animal and requirements for an animal so determined. As her animal has previously been determined to be a dangerous animal the requirements for owning and registering a dangerous animal still apply. Thus, this appeal is not moot.

Should the Court require a further, more detailed response to the Appellant's motion, Beaufort County will be happy to provide such a response upon instruction from the court.

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S.C. SUPREME COURT

With kindest regards, I am

Yours truly,

HOWELL, GIBSON & HUGHES, P.A.

A handwritten signature in blue ink, appearing to read "Mary Bass Lohr", written in a cursive style.

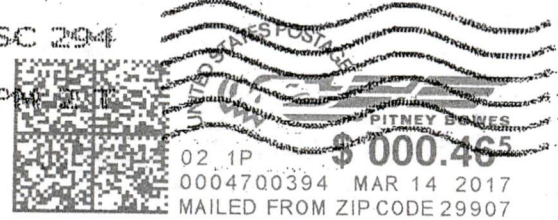
Mary Bass Lohr  
MBL/ad

cc: Ms. Mare Baracco

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