

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM ADMINISTRATIVE LAW COURT
The Honorable H.W. Funderburk, Jr.
Administrative Law Judge
Case No. 16-ALC-15-0010-AP

Appellate Case No.: 2016-002492

RECEIVED

MAR 28 2017

SC Court of Appeals

Melissa Burris #212040,

Respondent,

vs.

South Carolina Department of Probation, Parole and Pardon Services,

Appellant.

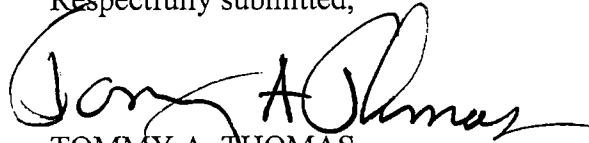
**REPLY TO APPELLANT'S MOTION OBJECTING TO RESPONDENT'S
DESIGNATION OF MATTER**

That the Respondent would respectfully show unto the Court:

1. That by specific Order from the Lower Court, the psychological report prepared in the Respondent's case as well as the Curriculum Vitae of Robin Lyn Moody was made part of the Lower Court's decision process.
2. That clearly this information is part of the Record. Attached to this Reply, is a copy of the Lower Court's Order requiring that the information in question be provided.

3. The Respondent would contend that it is impossible for this Court to make a decision without the entire record of the Lower Court.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Tommy A. Thomas". The signature is written in a cursive style with a large, looping initial "T".

TOMMY A. THOMAS

P.O. Box 88

Irmo, SC 29063

(803) 732-5507

ATTORNEY FOR RESPONDENT

March 27, 2017

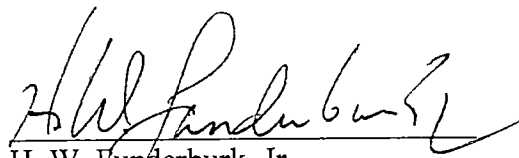
psychological evaluation or from the qualifications of the evaluator to Appellant. In addition, Respondent shall redact, in compliance with SCALC Rule 6(B), the psychological evaluation and qualifications of the evaluator. It is therefore,

ORDERED that Respondent's Motion for in Camera Review is **DENIED**.

AND IT IS FURTHER ORDERED that Respondent shall have until October 17, 2016, to file and serve a redacted psychological evaluation and qualifications of the evaluator considered by the Parole Board in its appealed decision to the Court and counsel for Appellant. Appellant shall have twenty (20) days from the date the complete record is filed, to file and serve her brief. Respondent shall have twenty (20) days from the date Appellant files her brief, to file and serve its brief. Any reply brief must be filed and served within ten (10) days after Respondent files its brief.

AND IT IS SO ORDERED.

Columbia, South Carolina
September 30, 2016


H. W. Funderburk, Jr.
Administrative Law Judge

FILED

SEP 30 2016

SC ADMIN. LAW COURT

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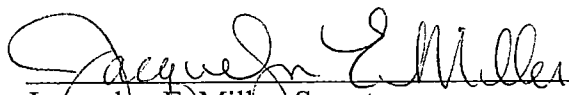
South Carolina Department of Probation, Parole and Pardon Services,

Appellant.

CERTIFICATE OF SERVICE

I, Jacquelyn E. Miller, secretary to Tommy A. Thomas, Attorney for the Respondent, hereby certify that I placed in the United States Mail, a copy of a Reply to Appellant's Motion Objecting to Respondent's Designation of Matter with postage prepaid and the return address clearly shown on said envelope to:

TOMMY EVANS, JR.
Assistant General Counsel
South Carolina Department of Probation,
Parole and Pardon Services
P.O. Box 50666
Columbia, SC 29250



Jacquelyn E. Miller, Secretary
Tommy A. Thomas, Attorney for Respondent
P.O. Box 88
Irmo, SC 29063
(803) 732-5507

Irmo, South Carolina
March 27, 2017

Tommy A. Thomas

ATTORNEY AND COUNSELOR AT LAW

TELEPHONE:
(803) 732-5507
(803) 732-5508

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7588 WOODROW STREET
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PLEASE REPLY TO:
PO Box 88
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FACSIMILE:
(803) 781-4226

March 27, 2017

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INMATE LINE
(803) 732-6542

MAR 28 2017

SC Court of Appeals

V. Clare Allen, Deputy Clerk
S.C. Court of Appeals
P.O. Box 11629
Columbia, SC 29211

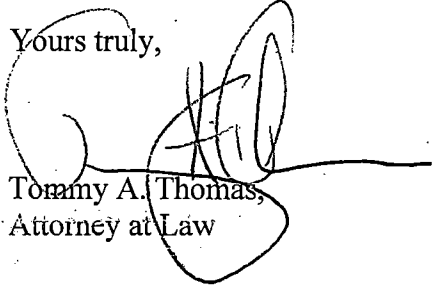
RE: Melissa Burris #212040 v. South Carolina Department of Probation, Parole
& Pardon Services
Appellate Case No.: 2016-002492

Dear Sir or Madam:

Enclosed please find an original and a copy of the Reply to Appellant's Motion
Objecting to Respondent's Designation of Matter, as well as a Certificate of Service for
filing in the above matter.

Kindly return a clocked copy to me in the enclosed envelope. Should you have
any questions, or need any additional information, please do not hesitate to contact me.
Thank you.

Yours truly,


Tommy A. Thomas,
Attorney at Law

TAT/jem
cc: Tommy Evans, Jr., Esq.
Melissa Burris #212040

Tommy A. Thomas, P.C.
ATTORNEY AND COUNSELOR AT LAW
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LEMO, SOUTH CAROLINA 29063

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