

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

The Honorable G. Thomas Cooper, Jr., Circuit Court Judge  
The Honorable DeAndrea G. Benjamin, Circuit Court Judge

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**RECEIVED**

Appellate Case No. 2016-002582  
Civil Action No. 2014-CP-40-03397

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APR 06 2017  
SC Court of Appeals

Larry Edward Hendricks, ..... Appellant,

v.

South Carolina Department of Mental Health, ..... Respondent.

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**RESPONDENT'S RETURN TO APPELLANT'S  
MOTION TO ORDER CLARIFICATION**

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Respondent South Carolina Department of Mental Health ("SCDMH"), through its undersigned counsel and pursuant to Rule 240(e), SCACR, submits this brief Return to Appellant's Motion to Order Clarification, which was received by the undersigned on April 5, 2017.

On February 1, 2017, Appellant served a Motion for Leave to Not Order Transcript, in which he requested that the court relieve him of the requirement, set forth in Rule 207(a)(1), SCACR, that he "order a transcript of the entire proceedings below." By Order entered March 10, 2017, the court denied the motion. Thereafter, on or about

March 15, 2017, Appellant sent the undersigned a proposed "Agreement to Not Order a Transcript." The proposed agreement stated: "The undersign [sic] agrees than an [sic] transcript does not need to be order [sic] in this appellate matter." Because SCDMH does not agree that the transcripts of the proceedings below are unnecessary in this matter, the undersigned respectfully declined to sign the proposed agreement. The rules required no further explanation, and SCDMH should not be compelled to agree to relief the court itself has already denied. Accordingly, SCDMH respectfully requests that Appellant's Motion to Order Clarification be denied.



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April 6, 2017

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**PROOF OF SERVICE**

I, the undersigned attorney with Barnes, Alford, Stork & Johnson, LLP, do hereby state that I have on April 6, 2017, served a copy of the **RESPONDENT'S RETURN TO APPELLANT'S MOTION TO ORDER CLARIFICATION** upon Appellant by depositing a copy of the document in the United States Mail, first class, sufficient postage prepaid, with the return address clearly noted, addressed as follows:

Larry Edward Hendricks  
1700 St. Andrews Terrace  
Building A  
Columbia, SC 29210-5412



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