

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

Appellate Case No. 2015-002057

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

The Honorable Daniel D. Hall, Circuit Court Judge

RECEIVED

MAY 08 2017

SC Court of Appeals

Case No.: 2013-CP-23-02017

Isiah James, Jr. and George Lee Tomlin, Plaintiffs,
of whom George Lee Tomlin is the

Appellant,

v.

South Carolina Department of Corrections,

Respondent.

**RESPONSE TO APPELLANT'S MOTION TO CONSOLIDATE
AND MOTION TO SUPPLEMENT THE RECORD ON APPEAL**

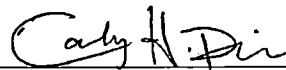
Upon information and belief, Appellant's Motion to Consolidate and Motion to Supplement the Record on Appeal are untimely and should therefore be denied. Respondent's Final Brief was filed March 1, 2017 and Appellant's Final Brief was filed March 20, 2017. On April 17, 2017 the Appellant filed a Second Motion to Supplement the Record on Appeal and on April 24, 2017, Appellant filed a Motion to Consolidate.

Final Briefs have already been filed in this case; therefore, plaintiff's motions should be denied. Furthermore, upon information and belief, Appellant filed a Motion to Consolidate previously on October 24, 2015, that the Court denied by way of Order dated November 25,

2015. Thus, the Court has already ruled on appellant's Motion to Consolidate.

For the foregoing reasons the Respondent respectfully requests that the Appellant's Motion to Consolidate and Motion to Supplement the Record on Appeal be denied.

Respectfully submitted,



Carly H. Davis
Russell W. Harter, Jr.
Chapman, Harter & Harter, P.A.
14 Lavinia Avenue
Post Office Box 10224 (29603)
Greenville, South Carolina 29601
Telephone: (864) 233-4500
Attorneys for Respondent

May 4th, 2017
Greenville, South Carolina

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

Appellate Case No. 2015-002057

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

The Honorable Daniel D. Hall, Circuit Court Judge

Case No.: 2013-CP-23-02017

RECEIVED
MAY 08 2017
SC Court of Appeals

Isiah James, Jr. and George Lee Tomlin, Plaintiffs,
of whom George Lee Tomlin is the

Appellant,

v.


South Carolina Department of Corrections,

Respondent.

PROOF OF SERVICE

I hereby certify that the undersigned attorney for the respondent in the within action did on this **4th day of May, 2017** serve the Appellant with a copy of **Respondent's Response to Appellant's Motion to Consolidate and Motion to Supplement the Record on Appeal** by placing a copy of same in an envelope addressed as below, proper postage affixed thereto:

George Lee Tomlin, #166361
Ridgeland Correctional Institution
CA-22, POB 2039
Ridgeland, South Carolina 29936


Carly H. Davis, SC Bar #100112
Russell W. Harter, Jr., SC Bar #2778
Chapman, Harter & Harter, P.A.

14 Lavinia Avenue
Post Office Box 10224 (29603)
Greenville, South Carolina 29601
Telephone: (864) 233-4500
Attorneys for Respondent

May 4th, 2017
Greenville, South Carolina

CHAPMAN, HARTER & HARTER, P.A.

ATTORNEYS AT LAW

CARLY H. DAVIS



14 LAVINIA AVENUE
P.O. BOX 10224 (29603)
GREENVILLE, SOUTH CAROLINA 29601

MAIN: (864) 233-4500
FAX: (864) 232-1710
CMHARTER@CHHLAW.NET

May 4, 2017

The Honorable Jenny Abbot Kitchings
South Carolina Court of Appeals Clerk of Court
P.O. Box 11629
Columbia, South Carolina 29211

RECEIVED
MAY 08 2017
SC Court of Appeals

Re: *George Lee Tomlin v. South Carolina Department of Corrections*
Appellate Case No. 2015-002057

Dear Madam Clerk:

Please find enclosed for filing Respondent's Response to Appellant's Motion to Consolidate and Motion to Supplement the Record on Appeal.

Warmest personal regards. Have a nice day! Thank you!

Respectfully yours,

Carly H. Davis

Enclosure

CHAPMAN, HARTER & HARTER, P.A.
14 LAVINIA AVENUE
P.O. BOX 10224 (29603)
GREENVILLE, SOUTH CAROLINA 29601



The Honorable Jenny Abbot Kitchings
South Carolina Court of Appeals Clerk of Court
P.O. Box 11629
Columbia, South Carolina 29211

RECEIVED
MAY 08 2017
SC Court of Appeals

29211 11629 5012

