

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Perry H. Gravely, Circuit Court Judge

Appellate Case No. 2017-001147

Aminah A. Richburg.....Appellant

v.

E.A. "Rico" Williams, District One
S.C. Basketball Officials Association,
And the South Carolina High School League Respondents

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BRIEF OF APPELLANT

SC Court of Appeals

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Designation of Matter to be Included in the Record of Appeal

Appellant Aminah A. Richburg appeals the order [Summary judgment, Denying Appellant Motion to Compel and Dismissal of the Case] of the Honorable Perry H. Gravely dated April 19, 2017. Appellant received written notice of the entry of this order [judgement] on April 24, 2017. The Appellant has included documentation in her argument (Ratings and Blocks of Officials Who Blocked the Appellate, pg.21,23,24), that is protected under court order.

STATEMENT OF ISSUES ON APPEAL

1. Did the Respondent Mr. E.A. “Rico” Williams knowingly create a false narrative with misguided factual information pertaining to the Appellate performance as a basketball official, “From our records you are marked off by two schools”, communicated to Respondent Mr. Skip Lax, Respondent Mr. Joedy Moots, Respondent Mr. Jerome Singleton and other Respondent South Carolina High School League Members?
2. Did the Respondent Mr. E.A. “Rico” Williams fabricate a listing of ten basketball officials for the 2015-2016 basketball season that were assigned official paid basketball games with the Appellate and blocked the Appellate during the 2015-2016 basketball season and communicate the inaccurate statement to Respondent Mr, Skip Lax, Respondent Mr, Joedy Moots, Respondent Mr. Jerome Singleton and other Respondent South Carolina High School League Members?
3. Did the Respondent Mr. E.A. “Rico” Williams knowingly create a false narrative communicating that ten basketball officials during the 2015-2016 basketball season that worked official paid basketball games with the Appellate communicated to the Respondent Mr. E.A. “Rico” Williams that the Appellate is unwilling to accept constructive criticism, advice, instruction, or any information given by them that the Appellate may deem unnecessary?
4. Did the Respondent Mr. E.A. “Rico” Williams communicate that all state officials that officiate other sports would be required to attend four meetings?
5. Did the Respondent Mr. E.A.” Rico” Williams create a chart portraying falsified information depicting false arrival times for the Appellate for required South Carolina Basketball Officials District One meetings for the 2015-2016 year?

6. Did the Respondent Mr. E.A. "Rico" Williams create/concoct the false unjustified and unprofessional narratives to support his decision to terminate future basketball officiating assignments for the Appellate and present his false accusations before the South Carolina Basketball Officials Association District One Board Members to discontinue the paid membership of the Appellate with SCBOA District One?
7. Did the Respondent Mr. E.A. "Rico" Williams create/concoct a false unjustified and unprofessional narrative based on hearsay pertaining to the pants worn by the Appellate in a basketball game on February 2, 2016 and present his false accusations to Respondent Skip Lax, Respondent Joedy Moots the South Carolina Basketball Officials Association District One Board Members to discontinue the paid membership of the Appellate with SCBOA District One?
8. Did the Respondent Mr. E.A. "Rico" Williams generate false narratives in response to a text message sent by the Appellate to Mr. E.A. "Rico" Williams after a brief conversation with the Appellate in an act of malice?
9. Was the Respondent Mr. Skip Lax, Assistant Commissioner of the South Carolina High School League negligent in his paid professional athletic administrative leadership position to properly investigate the allegations made by the Respondent Mr. E.A. "Rico" Williams against the Appellate Aminah A. Richburg?
10. Did Respondent Skip Lax's failure to intervene in the matters of the Appellate Aminah A. Richburg with Respondent E.A. "Rico" Williams according to the SCBOA By-Laws and Constitution allow the Respondent E.A. Rico Williams to continue his unethical behavior towards the Appellate and thereby proceed with the termination of the Appellate membership as a South Carolina District One Basketball official?

11. Did Respondent Mr. Joedy Moots, the Basketball Officials Representative, fail to properly investigate the pleas communicated by the Appellate as her representative, enable and justify the unethical behaviors and decisions of the Respondent E.A. Rico Williams and the eventual termination of the Appellate paid membership with the South Carolina Basketball Officials Association District One?
12. Did Respondent Mr. Joedy Moots, the Basketball Officials Representative, act in an unethical way when he shared all confidential information communicated by the Appellate on her behalf seeking assistance from the Respondent Mr. Joedy Moots in the matter?
13. Did the Respondent Mr. Jerome Singleton, Commissioner of the South Carolina High School League failure to properly investigate the actions and proceedings of the Respondent E.A. Rico Williams lead to the Appellate termination of future membership of the South Carolina Basketball Officials Association District One?
14. Did the Respondent E.A. "Rico" Williams abuse his leadership and power and manipulate the Respondents South Carolina High School League to support his position due to past and present relationships the Respondent has with Respondent Mr. Joedy Moots, Respondent Mr. Skip Lax and Respondent Mr. Jerome Singleton and use that support to blight the Appellate?
15. Did the Respondent E.A. "Rico" Williams and Respondent Joedy Moots heinous behavior toward the Appellate manipulate the District One Board of Directors by sharing selective confidential information shared between the Appellate and the Respondent Joedy Moots?

16. Did the Respondent E.A. "Rico" Williams communicate factual truths pertaining to the Appellate position with local and state leadership?
17. Did the actions of all Respondents expose the Appellate to public ridicule which caused her to be shunned and avoided? (Recent rejection to officiate with the YBOA organization).
18. As a direct and proximate result of the Respondents(s) recklessness, willfulness and wantonness, did the Appellate has suffer damages from embarrassment; humiliation; mental suffering; lost earnings; loss of consortium; and cost of retaining an attorney to defend her from the false allegations made by the Respondent(s)?
19. Did the Respondents marginal and unprofessional behavior and actions toward the Appellate with malice, recklessness and intentional disregard of the Appellate rights, entitle the Appellate to a judgement against the Respondent(s), jointly and severally for actual damages; punitive damages, special damages?
20. Did the Respondents(s) communicate to the Appellate that if there is any intent of the Plaintiff to apply for future membership in District One, the Plaintiff's application will not be accepted?
21. Should the Appellate receive judgement for loss of wages due to her inability to apply for membership with the SCBOA District One and officiate paid basketball games in the future expressed by the Respondents calculated for the next twenty five years based on years of peer officials in SCBOA District One calculated for the next twenty-five years averaged at three thousand dollars a year for the next twenty- five years?
22. Should the Appellate receive judgement for loss of wages for Basketball tournaments assignment fee at three hundred and fifty dollars per tournament for eleven tournaments a year for the next twenty- five due to defamatory statements to a third party by the Respondents to (YBOA).
23. Should the Appellate receive judgment for harassment pain and suffering at one hundred thousand dollars along with loss of fees due to the Respondents actions after February 6, 2016?

STATEMENT OF THE CASE

The Honorable Perry H. Gravely #2755, granted the Respondents Motions for Summary Judgement and denied the Appellate Motion to Compel. The Appellate has filed four to five Motions to Compel and wishes to be reimbursed for previous fees whereas the Motion was not addressed and the information presented was not considered.

The Appellate wishes to present facts based on the lawsuit initiated on March 31, 2016 by the Appellate.

The allegations of the Appellate arose out of a dispute with the Respondent Rico Williams based on one conversation between the Respondent and the Appellate on February 3, 2016.

On February 3, 2016, the Appellate sent a text message to the Respondent Rico Williams communicating her dismay with the topic of the conversation based on the Respondents repeated communication, asking the Appellate to call him at her convenience.

The Appellant's text message made comparisons to the professionalism of former leaders that created a supportive working culture that made officiating enjoyable, it was apparent to the Appellate that this supportive culture had declined. The Appellate, in her text, communicated that she previously confirmed the officiating assignment at Furman University with the Respondent Rico Williams.

The Appellate communicated that there was a conflict of interest with the Respondents initial topic of conversation pertaining to his personal business matters with the Appellate and then unprofessionally following-up with hearsay that "someone" communicated that the Appellate wore tight black sweat pants while officiating a SCHSL basketball game.

The Appellant felt threatened by patriarchal approach of the Respondent Rico Williams that he would terminate future officiating opportunities for the Appellate. The Appellate communicated to the Respondent that she would report the conflict of interest the Respondent Rico Williams has with his business assigning Non-Affiliated SCHSL basketball games in Greenville, Spartanburg and Pickens county and his position as SCBOA District One Director granting him power to consider officials to officiate South Carolina High School League basketball games, which gives him all power like a tyrant. The Appellate communicated that she would notify the SCHSL if she continued to be subjected to unprofessional communications and if she did not receive any more officiating assignments and opportunities.

On February 5, 2016, at 11:49 a.m., the Respondent Rico Williams abused his power and deliberately created an issue by sending an email with false narratives and purposefully included a written text sent by the Appellant to the Respondent Rico Williams to deliberately influence the SCBOA Board Members and the State Basketball Commissioner Skip Lax to terminate the Appellate paid membership with the SCBOA District I.

On February 9, 2016, the Appellate read the message from the Respondent Rico William's and forwarded the message to Respondent Skip Lax requesting assistance because the Respondent Rico Williams communicated that he was his source of contact. The Appellate did not recognize many individuals the Respondent sent the email communication to.

On February, 10, 2016, the Respondent South Carolina Basketball Commissioner Skip Lax refused to intervene when contacted by the Appellate to assist with the matter. The Basketball Commissioner for the SCHSL communicated that it was an issue to be resolved at the district level. There are no instructions in the South Carolina Basketball Officials Association Constitution and By-Laws on how to resolve district issues when they involve an official and the district director, which is why the Appellate sought assistance from Skip Lax the South Carolina High School League Basketball Commissioner.

On February 11, 2016, the Appellate responded to the Respondent Skip Lax that her concerns were not a district matter and she would seek relief for her pain and suffering and lack of support she is receiving from the SCHSL from legal counsel.

On February 16, 2016, the Appellate forwarded Respondent Rico Williams communication to Respondent Joedy Moots who is listed as the Officials Representative. Several email communications took place between the Respondent Joedy Moots Officials Representative and the Appellate. Unfortunately, the Officials Representative did not represent the Appellate according to the SCBOA Constitution and By-Laws. The Respondent Joedy Moots shared several confidential communications between him and the Appellate with the Respondent Rico Williams.

On March 11, 2016, the Appellate was offered membership with the Charleston Whistleblowers Basketball Officials to officiate YBOA/ AAU basketball tournaments during the spring and summer.

On March 16, 2016, the Appellate received a communication from YBOA / AAU basketball official assigners that she would not be considered for assignments.

On March 23, 2016, the Appellate received a certified letter from the Respondent Rico Williams stating that the Greenville District (SCBOA

District I) voted that if there is any intent of the Appellant to apply for future membership in District One, your application will not be accepted and if the Appellate desired to transfer to another SCBOA District, the Respondent Rico Williams will facilitate any communications needed.

The actions of all Respondents exposed the Appellate to public ridicule which caused her to be shunned and avoided. (Recent rejection to officiate with the YBOA organization). The serial defamation has caused the Appellate to sustain substantial injury to her professional reputation and her good will. As a direct and proximate result of the Respondents SCHSL recklessness, willfulness and wantonness by failure to intervene and properly investigate the false report submitted by Respondent Rico Williams, the Appellate has suffered damages from embarrassment; humiliation; mental suffering; lost earnings; loss of consortium; and cost of retaining an attorney to defend her from the false allegations made by the Respondents. The Appellate has a genuine issue and will present evidence to dismiss the summary judgement granted by the Honorable Judge Gravely.

Procedural History

On March 31, 2016, the Appellate filed a complaint In the Court of Common Pleas, State of South Carolina, County of Greenville. The Complaint states the Respondents published one or more oral and written false statements to third parties which were intended to impeach the Appellate honesty, integrity, virtue or reputation.

1. The defamatory statements were including but not limited to the following:
 - a. The Respondent Mr. E.A. "Rico" Williams knowingly created a false narrative with misguided factual information. "From our records you are marked off by two schools", communicated to Respondent Mr. Skip Lax, Respondent Mr. Joedy Moots, Respondent Mr. Jerome Singleton and other South Carolina High School League State Officials.
 - b. The Respondent Mr. E.A. "Rico" Williams fabricated ten basketball officials that have marked the Plaintiff off as well as fabricating a scenario that the Plaintiff is difficult to work with assignments with fellow basketball officials. There are no records to support allegations communications made by the Respondent. There are no records of any marginality on the officiating performance of the Appellate when assigned any games.
 - c. The Respondent Mr. E.A. "Rico" Williams communicated that all state officials that officiate other sports would be required to attend four meetings. The Respondent Mr. E.A. "Rico" Williams then proceeded to give a false arrival time for the appellate for required South Carolina Basketball Officials District One meetings for the 2015-2016 year. The Respondent purposefully created and presented fabricated documentation of the Appellates arrival times for required meetings to further blight the Appellate. Every basketball officials meetings for South Carolina Basketball Officials Association District One officials are credited for attendance at roll call or through a sign in sheet. The Respondent must present documentation for arrival times for all officials at all meetings for all officials for the past three years. The Appellate never received any communications that she did not fulfill the requirements for membership for South Carolina Basketball Officials Association District One and received assignments for basketball games beginning December 2, 2015 at League Academy, December 3, 2015 at Mauldin Middle School, December 10, 2015 at Bryson Middle School, December 11, 2015 at Eastside High School, December 14, 2015 at Tanglewood Middle School, December 17 at Sevier Middle School, January 7, 2016 at Greer Middle School, January 8, 2016 at Southside Christian School, and ended on February 6, 2016, January 13, 2016 at Sevier Middle School, 1/26/2016 at Welcome Baptist Church, 1/29/2016 at Dacusville Middle School, February 1, 2016 at Beck Academy and the final game on 2/6/2016 at Tanglewood Middle School whereas the

Respondent contemplated removing the assignment but did not but made the malicious decision to remove all future basketball official assignments until the Appellate status was reviewed by the South Carolina Basketball Officials Association District One Board of Directors. Again the Appellate status was never an issue beginning December 2, 2015 until the Respondent Mr. E.A. “Rico” Williams suggested and communicated that it should be on February 5, 2016.

- d. The Respondent Mr. E.A. “Rico” Williams created/concocted the false unjustified and unprofessional narratives to support his decision to terminate future basketball officiating assignments for the Appellate and present his false accusations before the South Carolina Basketball Officials Association to discontinue the Appellate membership with the District.
- e. The Respondent Mr. E.A. “Rico” Williams false statements were in response to a text message sent by the Appellate to Respondent Mr. E.A. “Rico” Williams after a brief conversation. The Respondent Mr. E.A. Williams shared the communication with Respondent Skip Lax , Assistant Commissioner of the South Carolina High School League . The text that was sent and quoted by the Respondent Mr. E.A. “Rico” Williams; “Please discontinue the harassing communications. Previous District One Leaders presented a higher level of professionalism which made officiating enjoyable unfortunately the present leadership standards have declined. I will communicate your monopoly status with assigning games with various organizations and how it manipulates the District One organization and your leadership position to the SCHL. If I do not respond to a text or call, I am unavailable. I confirmed my availability for Thursday earlier. If you have games for me in the future I welcome any professional communication you send. If I do not receive any game assignments, I will communicate my disdain to the SCHL. The Respondent Mr. E.A. “Rico” Williams maliciously concocted the narrative to blight the Appellate and attached the text message without revealing all factual background information to gain support for his position to the Respondents at the South Carolina High School League.
- f. Respondent Mr. Skip Lax, Assistant Commissioner of the South Carolina High School League was negligent in his leadership to properly investigate the allegations made by the Respondent Mr. E.A. “Rico” Williams. The Respondent Mr. Skip Lax disregarded the pleas of the Appellate for assistance and only communicated that the South Carolina High School League do not share blocks by schools or peers and also stated that the Appellate concerns were a local matter to be handled at the district level. The Respondent Skip Lax response gave the Respondent E.A. “Rico” Williams his support and guidance to continue his unethical behavior towards the Appellate and thereby

proceed with the termination of the Appellate membership as a South Carolina District One Basketball official.

- g. Respondent Mr. Joedy Moots, the Basketball Officials Association's Representative for the South Carolina High School League failed to properly investigate the pleas communicated by the Plaintiff as her representative. The Respondent Mr. Joedy Moots had an opportunity to communicate to the Respondent E.A. "Rico" Williams that there is no clear justification for his behavior and position towards the Plaintiff and failing to do so only enabled and justified the unethical behaviors and decisions of the Respondent Williams and the eventual termination of the Appellate with the South Carolina Basketball Officials Association District One.
- h. Respondent Mr. Jerome Singleton, Commissioner of the South Carolina High School League was negligent to properly investigate the actions and proceedings of the Respondent E.A. Rico Williams to determine if the Appellate termination of future membership of the South Carolina Basketball Officials Association District One was just.
- i. The Respondent E.A. "Rico" Williams abused his leadership and power and manipulated the Respondent South Carolina High School League to support his position due to past and present relationships the Respondent has with Respondent Mr. Joedy Moots, Respondent Mr. Skip Lax and Respondent Mr. Jerome Singleton and used that support to blight the Appellate.
- j. Respondent E.A. "Rico" Williams' manipulative behavior toward the Appellate manipulated the District One Board of Directors by sharing selective false communications between Respondent Mr. Joedy Moots and the Appellate and the Appellate position with local and state leadership.
- k. Respondent Mr. E.A. Williams did not properly arrange or communicate an opportunity for the Appellate to discuss with the Board of Directors of District One any grievances or concerns the Appellate may have.
- l. The actions of all Respondents exposed the Appellate to public ridicule which caused her to be shunned and avoided. (Recent rejection to officiate with the YBOA organization). The serial defamation has caused the Appellate to sustain substantial injury to her professional reputation and her good will. As a direct and proximate result of the Respondent(s) recklessness, willfulness and wantonness, the Appellate has suffered damages from embarrassment; humiliation; mental suffering; lost earnings; loss of consortium; and cost of retaining an attorney to defend her from the false allegations made by the Defendant(s).
- m. Due to the Respondents' defamation of the Plaintiff made with malice, recklessness and intentional disregard of the Plaintiff's rights, the Plaintiff is entitled to a judgement against the Defendant(s), jointly and severally for

actual damages; punitive damages, special damages. The Defendants(s) communicated to the Plaintiff that if there is any intent of the Plaintiff to apply for future membership in District One, the Plaintiff's application will not be accepted.

- n. WHEREFORE, the Plaintiff respectfully prays for the following relief, the future is calculated for the next twenty-five years according to the age of elder basketball officials compared to the Plaintiff. The Plaintiff's basketball official's assignment fee for games is averaged at three thousand dollars a year for the next twenty- five years. The Plaintiff's Basketball tournaments assignment fee at three hundred and fifty dollars per tournament for eleven tournaments a year for the next twenty- five years and relief for harassment and pain and suffering at one hundred thousand dollars must be considered and loss of fees due to the Defendants actions after February 6, 2016.

The Appellate submitted A First Set of Request for Production to Defendant and First Set of Continuing Interrogatories to Defendants on June 20, 2016 and both Michael Montgomery and Sarah Day Hurley failed to respond to the Pro-Se Plaintiff within a thirty day period.

The Appellate filed a request for a hearing on August 1, 2016

The matter came before the court on September 20, 2016, upon the Appellate Request for Hearing filed August 1, 2016. The Appellate was present and proceeded pro se. The Respondent South Carolina High School League was represented by Michael Montgomery, Esq., and the Respondent E.A. "Rico" Williams was represented by Sarah Day Hurley, Esq. The Appellate communicated her concerns that many documents were not produced by the Respondents through the extension granted from the time between the filing of the Motion and the date of the Hearing.

On October 11, 2016 the Appellate requested a hearing date be set to address a notice submitted along with a motion to compel discovery to acquire the information and documents requested according to definitions on June 20, 2016 through Appellate Aminah A. Richburg First Set of Continuing Interrogatories and First Set of Request for Production to the Respondents.

On October 21, 2016 the Appellate requested a Second Set of Continuing Interrogatories to Respondents

On November 2, 2016 the Appellate was present before the Honorable Leitia Verdin Presiding Judge of the Greenville County Common Pleas. The Motion to Compel requested on October 11, 2016 was not addressed. The Presiding Judge allowed the Protection Order based on falsified documentation provided by the Respondents.

On November 21, 2016 the Appellate received minimal discovery information and documentation from the Second Set of Interrogatories and documentation from the Respondents

the South Carolina High School League. The Appellate has not received any Second Interrogatories information nor documentation from the Respondent E.A. Rico Williams.

On December 20, 2016, the Appellate filed a Request/Motion For Court of Common Pleas to Reverse Order for Protective Order Including a Hearing Request to Address Notice of Motion to Compel for 1st and 2nd Set of Continuing Interrogatories to Respondents

On January 13, 2017, the Appellate filed a Motion to Compel for discovery information for the 1st and 2nd Interrogatories and Request for a Hearing.

On January 18, 2017, the Appellate filed a Memorandum in Support of Motion to dismiss Protective Order, Reversal of Court Protection Order

On March 9, 2017, the Appellate was present before Judge Gravely for a “Status Conference Roster”, during the meeting, the Honorable Judge Gravely presided with the Appellate (Pro Se) and legal representatives of the Respondents, the Appellate communicated that she had filed several Motions to Compel because the Respondents were not cooperative by providing factual data and information during the discovery process and therefore the discovery process had not been concluded. The Respondent communicated that mediation was necessary as well. The Honorable Judge Gravely appointed a mediator and encouraged the Respondents to provide discovery information and set the court date for August 7, 2017.

The matter came before the court on March 20, 2017, upon the Appellate request for a Motion to Compel. The Honorable Judge Gravely listened to arguments for summary judgment from the respondents and asked the Appellate to give specificity to the documents that should be produced based on her Motion to Compel. The Appellate asked if the Judge had a copy of her motion and the Appellate proceeded to communicate that she did not receive any documentation for the Second Interrogatories requested on October 21, 2017 from the Respondent E.A. “Rico” Williams and she received minimal documentation from the Respondent SCHSL for the Second Interrogatories. The Appellate communicated that on all 1st and 2nd Interrogatories requested the Respondents would communicate that the SCHSL would not have access to documentation and they would refer to the Respondent E.A. Rico Williams for documentation and the Respondent E.A. Rico Williams would communicate that they do not have access to documentation and they would refer to the SCHSL to provide documentation. The Appellate communicated the number for each interrogatory where she received minimal or no information at all.

Aminah A. Richburg appeals the order [Summary Judgment and Denying Plaintiff’s Motion to Compel and dismissal the case] which the Honorable Perry H. Gravely dated April 19, 2017. Appellant received written notice of entry of this order [judgment] on April 24, 2017.

ARGUMENT

The Court should review the Court of Common Pleas, State of South Carolina, County of Greenville justification that a summary judgment was needed to expedite dispositions of case which do not require the services of a factfinder. The Appellate case requires factual information to allow the Appellate to meet her burden of proof. The Appellate was never given an opportunity to do so and the Respondents are guilty of discovery abuse. Halverson v. Yawn, 328 S.C. 618, 621, 493 S.E. 883, 884 (Ct. App. 1997). The behavior and judgement of the Honorable Judge Gravely is akin to the Respondent Basketball Official's Representative Joedy Moots failure to represent the Appellant on matters that involve the Appellant and the Respondent E.A. Rico Williams. S. Glass & Plastics Co. v. Duke 367 S.C. 421, 427, 626 S.E.2d 19,22 (Ct. App. 2005) (quoting Gero v. Fabri, 345 S.C. 440, 452, 548 S.E.2d 868, 874 (2001) do not apply. There is a genuine issue that has been communicated by the Appellate to material fact and the Appellate is entitled to judgment as a matter of law therefore, Ellis v. Davidson, 358 S.C. 509, 517, 595 S.E.2d 817, 821 (Ct. App. 2004 does not apply. The Appellate has strong evidence against the Respondents and the facts are indisputable supporting the dismissal of summary judgement.

The Respondent SCHSL Joedy Moots made false and defamatory statements concerning the Appellate and published the false statements to Respondent E.A. Rico Williams. Respondent E.A. Rico Williams sent the published false statements to SCBOA District One Board Members and the Members of the Board shared the information with members of the general public. The actions of all Respondents exposed the appellate to public ridicule which caused her to be shunned and avoided. (Recent rejection to officiate with the YBOA organization). The serial defamation has caused the Appellate to sustain substantial injury to her professional reputation and her good will. As a direct and proximate result of the Respondent(s) recklessness, willfulness and wantonness, the Appellate has suffered damages from embarrassment; humiliation; mental suffering; lost earnings; loss of consortium; and cost of retaining an attorney to defend her from the false allegations made by the Respondent(s). The Respondent the SCHSL made defamatory

communications and the Appellate and the unprivileged publication was sent to a third party (YBOA organization), there is fault communicated by the Respondent Joedy Moots pertaining to his publication and special harm was imposed on the Appellate with the recent rejection to officiate (YBOA Tournaments for eleven weeks whereas the Appellate loss earnings totaling an average of \$4, 000 dollars per year.) The Holtzcheiter v. Thomson Newspapers, Inc., 332 S.C, 502, 508, 506 S.E. 2d 497, 501 (1998) applies on behalf of the Appellate.

The Court should review the question of whether the Respondent Skip Lax fulfilled his paid professional responsibility as the South Carolina Basketball Officials Commissioner according to Article X (Discipline of Officials – Discipline of officials shall be handled through the Commissioner of Officials and the Board of Directors.) The Appellate is a paid member of the SCBOA and is entitled to protection of her rights set according to the BY-LAWS/ Constitution of the South Carolina Basketball Officials Association. The Appellate contacted the Respondent Skip Lax due to his position power which reflects a true check and balance in organization management. The Appellate did not have to request that Respondent Commissioner Skip Lax intervene on her behalf the matter itself holds the Respondent Skip Lax accountable to the Appellate therefore the summary judgement is not appropriate for the SCHSL on the basis that the Respondent Commissioner Skip Lax did not make or publish any defamatory statement to a third party. In the complaint, Respondent Mr. Skip Lax, Assistant Commissioner of the South Carolina High School League was negligent in his leadership to properly investigate the allegations made by the Respondent Mr. E.A. “Rico” Williams. The Respondent Mr. Skip Lax disregarded the pleas of the appellate for assistance and only communicated that the South Carolina High School League do not share blocks by schools or peers and also stated that the Appellate concerns were a local matter to be handled at the district level. The Respondent Skip Lax response gave the Respondent E.A. “Rico” Williams his support and guidance to continue his unethical behavior towards the Appellate and thereby proceed with the termination of the

Appellate membership as a South Carolina District One Basketball official. Summary judgment is not appropriate based on the foregoing and Holtzscheiter, 332 S.C. at 508, 506 S.E.2d at 501 does not apply.

The Appellate presented evidence that all statements made by the Respondent Joedy Moots were false and therefore summary judgment was not appropriate. The court should review the question of whether the erroneous standard utilized by Judge Gravely, *Erickson v. Jones Street Publisher, LLC*, 368 S.C. 444, 471, 629 S.E.2d 653, 658 (2006) (stating that the law of defamation does not prevent a person from expressing and publishing truthful or non-defamatory statements- including pointed criticism- of a guardian's actions in a particular case, regardless of whether the guardian is designated a public official, public figure, or private figure"). The Appellate provided documentation with the Respondent Joedy Moots admitting that the Respondent was correct when addressing the false statements expressed and published by the Respondent Joedy Moots and the Respondent E.A. Rico Williams. The Appellate also addressed the unfounded criticism communicated by the Respondent Joedy Moots directed at the Appellate and the Respondent Joedy Moots rescinded the statements. The Appellate has provided sufficient evidence of defamatory statements made by the SCHSL and therefore summary judgment is not appropriate.

The statements made by Respondent E.A. Rico Williams were not true and the Respondents have not asserted the absolute defense of truth in this case. Judge Gravely flawed ruling based on false evidence does not support South Carolina courts have held that truth of the matter is a complete defense to an action based on defamation when the statements made by the Respondent E.A. Rico Williams were not true. *Ross v. Columbia Newspapers, Inc.*, 266 S.C. 75,

80, 221 S.E.2d 770, 772 (1976), does not apply. In fact, the defense of truth is sufficient where the evidence establishes that the statement was substantially true communicated by Judge Gravely is not sufficient because all evidence presented by the Respondents had been falsified. Dauterman v. State-Record Co., 249 S.C. 512, 514, 154 S.E. 2d 919, (1967) (emphasis added does not apply.

The Honorable Judge Gravely communicated mistakenly that all falsified liable statements made the Respondents were true pertaining to the Appellate by the Respondents and they assert absolute defense of truth in this case. The inaccurate factual statements are ; (1) The Appellate was marked off/blocked by two schools and ten officials; (2) all of the officials that had blocked the Appellate were rated higher than the Appellate; and (3) the Appellate had technically not attended all of the required District One meetings. As Shown below, all these statements are fallacious.

Blocks by Schools

The Honorable Judge Gravely communicated that the Respondent E.A. Rico Williams statements were true. The Appellate has documentation that the factual statements communicated by the Judge are not true.

The Appellate was not marked off/blocked by two schools and ten basketball officials. (The two schools listed were Southside High School and Mauldin High School), the Appellate has evidence that she officiated basketball games for both schools (Games – 15380 Southside High School, 13406 Southside High School, 15529 Southside High School, 16078 Mauldin High School), the appellate was not marked off/ blocked as communicated by the Honorable Judge Gravely. The Appellate argument is twofold, the Respondent provided information to the high school league that she graduated from Southside High School, and the Appellate resides in the Mauldin High School zone. The Respondent in his false narrative communicated that the Appellate was blocked by two schools due to marginality of her officiating performance by the two schools which is untrue.

18

Ratings and Blocks of Officials Who Blocked the Appellate

The Appellate was not blocked by ten basketball officials in SCBOA District One as communicated by the Honorable Judge Gravely, the documentation to support the Appellate is under Protection Order IN THE COURT OF COMMON PLEAS. COUNTY OF GREENVILLE. The Honorable Judge Gravely allowed the Respondents to present seven officials that are not SCBOA basketball officials as a part of the ten basketball officials alleged by the Respondents and the Respondents created another falsified list with officials whereas two the officials presented had games with the Appellate during the alleged block. All documents provided by the Respondents have been falsified with hand written dates as well as implied dates communicated in written format with no official documentation to support the allegation. All information provided by the Respondents and favored by the Honorable Judge Gravely were indeed falsified and are invalid.

The Honorable Judge Gravely communicated that the list are not identical due to the fact that the Respondent SCHSL would have had access to officials blocks against the Appellate in all varsity sports and on the list provided by the Respondent SCHSL three officials are Basketball officials and seven officials are not basketball officials. Therefore it is not true that ten basketball officials blocked the Appellate.

The Honorable Judge Gravely ruled and communicated that all of the officials that blocked the Appellate were rated higher than the Appellate, the Honorable Judge Gravely failed to acknowledge that seven of the officials under protective order are not basketball officials in the State of South Carolina, therefore all of the officials that blocked the Appellate communicated by the Honorable Judge Gravely were not rated higher than the Appellate. The officials on the created list provided by Respondent E.A. Rico Williams more than three had scheduled games with the Appellate therefore again the statement regarding the blocks in the February 5th email are indeed untrue. The Plaintiff provided the evidence that questions the authenticity of the documents provided by the Respondents.

The ratings of the basketball officials provided are state wide not self-contained within SCBOA District One, therefore the relevance of rating was unimportant due to the formula that factors in years of experience when the Appellant only had two years of experience prior to her third year as an official in 2015-2016. There is no distinction of Sub-Varsity and Varsity officials only the

game assignments and the position. The Appellate has evidence to refute Judge Gravely's judgement in response to the Respondents evidence that influenced his communication in the matter of Ratings of Officials Who Blocked the Appellate.

Announcements

The test will open on 2/1/2017 until 2/28/2017. You must pass this test to call any Varsity games including tournaments. The first tournaments are 2/24/2017 so take them before that date. Left click on the words NFHS EXAM SITE below. The link below is for the 2017 NFHS Online Exam Website. There are "site instructions" at the bottom of the page to assist you.

Posted By Charles Eaton, 1/15/2017 Sun 4:18 PM

NFHS EXAM SITE

Do not make yourselves ready. We will do that when you have completed all requirements for certification.

Posted By Charles Eaton, 8/18/2016 Thu 8:46 AM

ALL SPORTS EJECTION FORM The online EJECTION FORM is for ALL SPORTS and is to be completed by the official(s) who ejected the player/coach and submitted to the SCHSL as soon as possible following the contest. Coaches are also asked to submit the form. Once the on line form is submitted, there is no need to FAX a copy of the report! Remember to keep a copy of the report for your records!

Posted By Charles Eaton, 12/5/2011 Mon 5:05 PM

Most Volleyball, Baseball and Softball officials' blocks of teams and Partners have been lost. Arbitrator when we moved to the SC Upstate Officials Association Arbitrator. Officials must go back into Arbitrator and enter their team and Partner blocks. Please remember to block teams where your children attended/are attending school, where the official attended school or where the official has a relative working at a school where there could be a conflict of interest issue. Officials may block 3 teams for which they do not wish to work or 3 partners with whom they do not wish to work.

Posted By Charles Eaton, 12/5/2011 Mon 5:52 AM

17. Provide documentation of all ten officials communicated by E.A.

"Rico" Williams that blocked the Plaintiff in the South Carolina High School League/ SCBOA District One.

RESPONSE: The defendant, SCHSL, is in possession of the names of officials that blocked the plaintiff through the Arbitrator software, which would only apply to varsity contests for the SCHSL. Due to the sensitive and private nature of the request, the defendant, SCHSL, will provide this information upon entry of a Protective Order.

17. Provide documentation of all ten officials communicated by E.A. "Rico" Williams that blocked the Plaintiff in the South Carolina High School League/ SCBOA District One.

RESPONSE: Defendant objects to this Interrogatory to the extent such information is confidential. Defendant will refer to the co-defendant, South Carolina High School League, which he understands will produce this information upon entry of a Protective Order.

December 16, 2016

Ms. Aminah A. Richburg
217 Plum Creek Lane
Greenville, South Carolina 29607

RE: Aminah A. Richburg v. E.A. "Rico" Williams, Director, District One S.C. Basketball
Officials Association, and the South Carolina High School League
Civil Action No.: 2016-CP-23-02113
Date of Loss: 2/2/16
IRF Claim No.: 74430
Our File No.: 5346/1536

Dear Ms. Richburg:

I hope you are doing well, and I look forward to seeing you at your deposition on Wednesday, December 21st. I am enclosing a copy of the Protective Order that Judge Verdin entered in this case, as well as a copy of her Order denying your Motion to Dissolve, Terminate, or Cancel Defendant's Motion For a Protective Order. You may have already received them from the Court, but I am sending to you out of an abundance of caution.

Pursuant to the Protective Order that prevents disclosure of this information outside of this lawsuit, enclosed please find a list of officials and schools that have blocked you as of December 16, 2016 (Bates labeled 10-11). Additionally, the dates that the officials' blocks were entered are as follows:

1. Sigmund Arnold: October 8, 2016
2. Jess Davis: August 3, 2016
3. Harry Fay: July 24, 2016
4. Gary Hullinger: November 4, 2015
5. Max Massingille: July 30, 2016
6. Brandt Mills: July 12, 2016
7. Jerry Rackley: August 11, 2016
8. Joseph Richardson: January 2, 2016
9. Tim Sullivan: August 1, 2016
10. Brian Tillotson: July 13, 2016

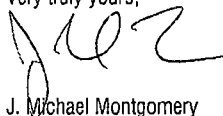
I'd also like to explain that these names would not necessarily be the ones referenced in Mr. Williams' email of February 5, 2016, as these names have only been entered in the Arbiter system

used to schedule varsity contests. It is my understanding that the ten officials' blocks referenced by Mr. Williams in his email would have come from the Arbiter system used for sub-varsity contests. If any of the officials on Mr. Williams' list are the same as the officials on the SCHSL list, it would be because that official works both varsity and sub-varsity contests and has blocked you for both. Again, there is a different set of partner blocks for varsity contests and for sub-varsity contests. The list provided above would only apply to varsity contests.

With respect to the school blocks, the SCHSL enters blocks for the high school in the attendance area in which the official lives, along with the high school the official attended. Based on your application back in 2013, these blocks for Mauldin High School and Southside High School for varsity basketball contests were entered by Wynne Dee Cockfield at the SCHSL office. Again, this would only apply to varsity contests being assigned by Arbiter, and this information would not necessarily be accessible by Mr. Williams.

Please let me know if you have any additional questions or concerns. With warmest regards, I remain

Very truly yours,



J. Michael Montgomery

JMM:cnm

Enclosures

cc: Sarah Day Hurley, Esquire

Block Partners (Aminah Richburg)

Save Edit

Aminah Richburg blocks following officials:

Show All

Partner	Set By	Date
1		
A B C D E F G H I J K L M N O P Q R S T U V W X Y Z All		

Aminah Richburg is blocked by following officials:

Blocked By	Set By
Masahellis, Max	Masahellis, Max
Rackony, Jerry	Rackony, Jerry
Richardson, Joseph	Richardson, Joseph
Fay, Henry	Fay, Henry
Sullivan, Tim	Sullivan, Tim
Tilkinson, Brian Keith	Tilkinson, Brian Keith
Arnold, Sigmund	Arnold, Sigmund
Hullinger, Gary	Hullinger, Gary
Miller, Brandt	Miller, Brandt
Davis, Jess	Davis, Jess

Save Edit

On 7/25/2016 our office will be closed due to Pioneer Day, a Utah state holiday. We will have a skeleton crew in customer support from 8:00 AM - 2:00 PM MST.

[SWITCH VIEWS](#) | [HELP](#) | [MY ACCOUNT](#) | [SIGN OUT](#)

Robert (Doc) Winkowski (Admin)
FourthUtah
Group ID: 152774

[MY GROUP](#) [ASSIGNING](#) [USERS](#) [PAYROLL](#) [CENTRAL HUB](#) [VIDEO](#) [TESTING](#) [REPORTS](#) [SETTINGS](#)
[OFFICIALS](#) [GROUP ADMIN](#) [CONTACTS](#) [GROUP EMAILS](#) [REGISTRATION](#)

Block Partners (Aminah Richburg)

[Save](#) [Exit](#)

Aminah Richburg blocks following officials:

Partner	Set By	Date
1		
A B C D E F G H I J K L M N O P Q R S T U V W X Y Z All		

[Show All](#)

Aminah Richburg is blocked by following officials:

Blocked By	Set By	
McDavid, Anthony L.	McDavid, Anthony L.	8.20.15
Richardson, Joseph	Richardson, Joseph	11.20.15
BOOKER, J C	BOOKER, J C	1.20.16
McCauley, Robert	McCauley, Robert	2.17.14
solesbee, James	solesbee, James	1.26.14
Arnold, Sigmund	Arnold, Sigmund	4.4.15
Garfield, Kenneth	Garfield, Kenneth	10.24.14
Hullinger, Gary	Hullinger, Gary	11.4.15
Counts, Jermaine	Counts, Jermaine	11.20.15
Geyer, Jim	Geyer, Jim	11.30.15

[Save](#) [Exit](#)

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Server: 15 | [Reset Session](#)

CONFIDENTIAL

Williams 00038

<https://www1.arbitersports.com/Official/BlockingPartners.aspx?userID=3403048>

7/25/2016

Appellate Failure to Attend Meetings

The Honorable Judge Gravely ruled and communicated that the Appellate had technically not attended all of the required District One Meetings. The Appellate has proof that officials were only required to attend four meetings and the Appellate attended all of the required meetings. The Appellate has evidence that she responded to an email sent by the Respondent E.A. "Rico" Williams on October 27, 2015 determining her certification and membership with SCBOA District One and on November 10, 2015 she was assigned games for the 2015-2016 Basketball Season indicating that she met all requirements. The Appellate asked for copies of all sign-in sheets for all SCBOA Members including arrival times of all members to ensure equity for all members not just the Appellate or selected members created on a chart. The Respondents failed to provide the documentation. The Respondents created a falsified chart with meeting attendance dates and arrival times for selected members. The documents presented by the Respondents are not authentic and are falsified. Judge Gravely failed to observed the supportive data in the created chart that supports the required number of four meetings represented by Crotts, Michael, Greer, Gordon, and Wnukowski, Bob, this is not apparent by coincidence. The Respondent E.A. Rico Williams communicated that basketball officials were only required to attend a minimum of four meetings. There was no specificity directives on the types of meetings communicated by the Respondent E.A. Rico Williams. The Appellate communicated that she met all requirements to officiate basketball games for the SCHSL by attending all of the required meetings which included the three District meetings along with the required Mechanic meeting facilitated by Skip Lax and other members of the South Carolina High School League which can also be identified as the requirement practice by Wnukowski, Bob, Gordon Greer. Bob Wnukowski has the responsibility to notify SCBOA District One Members if they fail to accept games in the Arbiter System and he was also identified in the February 5, 2016 email on behalf of the Appellate for information pertaining to her records. The defense of truth was not established by the Respondents and Judge Gravely ruling is incorrect in this matter.

The statements made by the Respondent E.A. Rico Williams are indeed untrue and the Appellate provided the evidence numerous times by providing documentation in all motions to refute the Respondent. The documentation was constantly ignored in the Court of Common Pleas, State of South Carolina, County of Greenville. The Appellate did not simply reject the evidence and all speculation communicated by the Appellate can be defended with evidence therefore the Appellate had sufficient grounds to defeat the summary judgement. *Shupe v. Settle*, 315 S.C., 510, 516, 517, 445 S.E.2d 651 (Ct. App. 1994) and *Felty v. graves-Humpreys Co.*, 818 F2d. 1126, 1128 (4th Cir. 1987) does not apply and are inaccurate when referenced by Judge Gravely.

5. Please provide a copy of all sign in sheets or attendance sheets with arrival times for all members attending meetings for the District One South Carolina

Basketball Officials Association and the South Carolina High School League for the past five (5) years.

RESPONSE: The defendant, SCHSL, does not keep or maintain sign-in sheets or attendance sheets for meetings of the District One Basketball Officials Association, and it would refer to the defendant, Rico Williams, for any documents that may be responsive to this Request.

5. Please provide a copy of all sign in sheets or attendance sheets with arrival times for all members attending meetings for the District One South Carolina Basketball Officials Association and the South Carolina High School League for the past five (5) years.

RESPONSE: Defendant will conduct a reasonable search for the requested documents, and to the extent any such documents are located, will supplement the response herein and make the records available for copying and/or inspection.

Records Update

2 messages

ericowms@charter.net <ericowms@charter.net>

Tue, Oct 27, 2015 at 6:43 PM

To: "Ericowms@charter.net" <Ericowms@charter.net>, "MRREF12@CHARTER.NET" <MRREF12@charter.net>

After checking our attendance records it has come to my attention that some officials have missed a number of meetings and may be in danger of failing certification. There are several reasons why these meetings may have been missed, and we attempting to update our records along with what the State has on file. Please let me know of your intentions, whether it be to fulfill the obligations of an SCBOA member, or to not officiate as a District 1 member at this time.

Regards,

Rico Williams
Director, District 1
SC Basketball Officials Association

aminah richburg <richburga@bellsouth.net>

Sun, Nov 1, 2015 at 8:33 PM

Reply-To: aminah richburg <richburga@bellsouth.net>
To: "ericowms@charter.net" <ericowms@charter.net>

I have attended the SCHL mandatory meeting as well as three district meetings and the meeting change date earlier affected my scheduling. I took my exam early and I should not be accountable for the meeting that was rescheduled.

Aminah Richburg

[Quoted text hidden]

Name	31-Aug-15	14-Sep-15	21-Sep-15	28-Sep-15	5-Oct-15	12-Oct-15	19-Oct-15	26-Oct-15	2-Nov-15	9-Nov-15	11-Jan-16
Double / Single						Mechanic's MTG					Mid-Season Mtg
Crotts, Michael	****			****				****		****	
Edwards, Mack			****			****	****	****	****	****	****
Elmer, Joe	****	****		****	****	****		****	****	****	****
Greer, Gordon	****		****			****			****		
Richburg, Aminah	****		****				****		****		
Wnukowski, Bob	****					****	****	****			

Copied from the Attendance spreadsheet for SCBOA District #1 for 2015/2016 season.

Each Official is marked as in attendance with the **** mark for the dates detailed. Blank Cell indicates Absent for that date.

The cells identified with the Red Triangles in the upper right corner have comments attached to the cell as detailed below:

WILLIAMS
00014

- Joe Elmer: 21 Sept-SCHSL Volleyball Match Assignment
- Gordon Greer: 31 Aug-Left Early @ 7:00 Personal; 21 Sept-Left Early @ 7:45 Personal; 19 Oct- SCHSL Volleyball Match Assignment
- Aminah Richburg: 21 Sept- Arrived Late to Mtg @ 7:35; 19 Oct- Arrived Late to Mtg @ 7:05
- Bob Wnukowski: 12 Oct- Left Early @ 7:10 Personal

Kevin N. Brown SCBOA District #1 Secretary/Treasurer

Re: ArbiterSports.com - List of 'Accept By' dates that have passed.

1 message

aminah richburg <richburga@bellsouth.net>
Reply-To: aminah richburg <richburga@bellsouth.net>
To: Bob Wnukowski <proump1@netzero.net>

Thu, Jan 1, 2015 at 1:24 PM

Sorry Bob, I have accepted my games, Happy New Year

On Thursday, January 1, 2015 9:24 AM, Bob Wnukowski <proump1@netzero.net> wrote:

I would appreciate it if you could accept/decline your games as they are past due. I realize that Arbiter fails to send out notices at times and would like to know if this is also the case so that I can inform Arbiter of their problem.
Bob

----- Forwarded Message -----

From: "ArbiterSports" <messaging@arbitersports.com>
To: "Robert (Bob) Wnukowski" <proump1@netzero.net>
Subject: ArbiterSports.com - List of 'Accept By' dates that have passed.
Date: 1 Jan 2015 00:16:24 -0500

Below is a list of assignments whose 'accept by' dates have passed.

Group 102774 - Foothills Officials Association (Bob Wnukowski)

Game	Date/Time	Position	Official
13461	1/5/2015 Mon 5:00 PM	Referee	Williams, E.A.
13373	1/5/2015 Mon 5:30 PM	U1	Richburg, Aminah
15278	1/5/2015 Mon 5:30 PM	Referee	Ahart, Harvey
15281	1/5/2015 Mon 5:30 PM	Referee	Sims, Calvin
13454	1/5/2015 Mon 6:15 PM	Referee	Williams, E.A.
15287	1/6/2015 Tue 5:30 PM	U1	Richburg, Aminah
13483	1/6/2015 Tue 5:30 PM	Referee	Sims, Calvin
15289	1/6/2015 Tue 6:00 PM	U1	Ahart, Harvey
15292	1/8/2015 Thu 3:45 PM	U1	Williams, E.A.
13476	1/8/2015 Thu 5:00 PM	U2	Sims, Calvin
13476	1/8/2015 Thu 5:00 PM	U1	Ahart, Harvey
13552	1/8/2015 Thu 5:30 PM	U1	Richburg, Aminah
13470	1/8/2015 Thu 6:15 PM	U2	Sims, Calvin
13470	1/8/2015 Thu 6:15 PM	U1	Ahart, Harvey
15309	1/9/2015 Fri 6:00 PM	Referee	Sims, Calvin
15312	1/9/2015 Fri 6:00 PM	Referee	Ahart, Harvey
15318	1/10/2015 Sat 4:00 PM	Referee	Ahart, Harvey
15319	1/10/2015 Sat 5:00 PM	Referee	Williams, E.A.
15319	1/10/2015 Sat 5:00 PM	U1	Ahart, Harvey

Respondent E.A. "Rico" Williams statements were not protected by a qualified privilege.

The Appellate has proven that the Respondent acted with actual malice toward the Appellate. The Scope of Privilege was exceeded by the Respondent E.A. Rico Williams and the Respondent SCHSL, none of the communications and professional actions were made in good faith according to the By-Laws and Constitution of the South Carolina Basketball Officials Association and the laws in the State of South Carolina governing the administrative duties of Non-Governmental organizations and paid staff professionals toward the Appellate. All statements communicated by all Respondents were false and malicious toward the character of the Appellate. The Appellate believes that the Respondent E.A. Rico Williams had a motive to act towards the Appellate with malice after the text message was sent by the Appellate to the Respondent E.A. "Rico" Williams. The Respondent E.A. "Rico" Williams with the assistance of SCHSL members denied the Appellate opportunity to earn money by officiating for SCBOA District One and local organizations where the Appellate resides in the Upstate in South Carolina. The Appellate was referred to other basketball organizations in South Carolina to earn money officiating basketball games and her opportunities have been diminished by the actions of the Respondents. The summary judgment is not appropriate on the basis of qualified privilege. The language used in all communications were threatening and harsh and aligned to terminate the membership of the Appellate and the scope of the privilege was exceeded. The Appellate provided documentation of her employment with the Respondent E.A. Rico Williams with his business, assigning basketball officials for organizations in Upstate South Carolina with all communications from 2013 through 2016. During the 2015-2016 Basketball season the Respondent E.A. Rico Williams never communicated any deficiencies with the Appellate membership when the Respondent E.A. Rico Williams communicated his assigned games for the Appellate during the 2015-2016 season for his business. The Respondent E.A. Rico Williams had officiated games with the Appellate during the 2015-2016 year and never mentioned any issues with her membership with SCBOA District One where he served as the newly elected Director for the 2015-2016 basketball season. The Respondent E.A. Rico Williams reacted with malice when the Appellate compared his level of professionalism to the prior SCBOA District Director Jenny Norris. The Appellate communicated that the level of professionalism provided by Ms. Norris made officiating enjoyable and unfortunately the Respondent E.A. Rico Williams attention to hearsay statements from someone about the Appellate's attire dismissing the Appellate's physical performance in officiating the girls and the boys middle school basketball games were harassing and insulting to the Appellate. The Respondent E.A. Rico Williams made several attempts to contact the Appellate prior to the brief conversation held between the Appellate and the Respondent E.A. Rico

Williams. The Respondent E.A. Rico Williams asked if the Appellate could contact him at her earliest convenience, therefore the Appellate did not consider any emergency in the matter. The Appellate confirmed earlier during the prior week that she would officiate assigned games through the Respondent E.A. Rico Williams business at Furman University. The Appellate asked the Respondent to discontinue the harassing phone calls and to protect her own interest in officiating Basketball for SCBOA District One the Appellate communicated that she would contact the leadership at the SCHSL to communicate the monopoly status the Respondent has with assigning officiating opportunities for basketball officials in the Upstate of South Carolina and if she did not receive any more assignments she would communicate her disdain to the SCHSL. The Respondent E.A. Rico Williams in an act of malice created a false narrative, to terminate the Appellate membership with SCBOA District One. None of the Statement made by the Respondent E.A. Rico Williams were made in good faith. The Board Members of the SCBOA work for the Respondent E.A. Rico Williams so the matter was not submitted out of fairness to the Appellate. The Appellate asked for this evidence and documentation in her interrogatories and never received the documentation.

The Appellate in her interrogatories asked for documentation on termination and disciplinary issues with SCBOA District One and the Appellate did not receive any information and documentation. The issue with the Appellate and the Respondent E.A. Rico Williams was not a disciplinary issue, according to the By-Laws and Constitution of the SCBOA. The false narrative created by the Respondent E.A. Rico Williams that influenced SCHSL Respondents based on his positional power is proof of the Respondent E.A. Rico Williams malice in his communications to blight the Appellate and terminate her membership with SCBOA District One, summary judgement should not be upheld on the basis of qualified privilege.

SCBOA District One

South Carolina Basketball Officials Association District One
147 Warrenton Way
Simpsonville, SC 29681

March 22, 2016

Aminah Richburg
217 Plum Creek
Greenville, SC 29607

Dear Aminah,

The SC Basketball Officials Association District One Board of Directors met on February 29th to discuss several issues including your present position within our District. In a February 25th email I invited you to meet with our Board of Directors to discuss any grievances or concerns that you may have. You were not in attendance. In light of your recent communications to me -- the District One Director, and Mr. Joedy Moots, the Officials Association's Representative on the South Carolina High School League's Executive Committee, your discontent and dissatisfaction with the present and future leadership and direction of District One is very apparent. In addition, your denunciation of Mr. Moots's response to your contact further illustrates your displeasure with local and State leadership.

After a vote by the District One Board of Directors, it has been determined that if there is any intent of yours to apply for future membership in District One, your application WILL NOT be accepted. If you have any desires to transfer to another SCBOA District, I will facilitate any communications that are needed. Please note that copies of this email will be sent to the following persons: Mr. Jerome Singleton - Commissioner of the SC High School League, Mr. Skip Lax - Assistant Commissioner of the SC High School League, Mr. Joedy Moots, and the District One Board of Directors.

Regards,

Rico Williams

E.A. "Rico" Williams
Director, District One
SC Basketball Officials Association
864-430-9884
Ericowms@charter.net

South Carolina Basketball Officials Association District One
an affiliate of



- ITEMS
- AMINAH RICABURG
 - WROTE SCBA OFFICIALS REPRESENTATIVE RESPONSE READ
 - SCBA OFFICIALS REPRESENTATIVE RESPONSE READ
 - REVIEWED DISTRICT FACTS
 - MTG ATTENDANCE
 - GAME ASSIGNMENTS
 - RATINGS FROM OTHER PARTNERS
 - DISTRICT CONTRACT ITEMS

	1ST	2ND
- BOO MTG VOTE		
- SUSPENSION - 3 - 1 YR		1
- PROBATION - 2		7
- DISMISSAL - 3		7

COMMUNICATION
EMAIL

+
CERTIFIED LETTER

- UPDATE FINALS
 - FOOD BILL REVIEWED
 - BILL = \$2272.65
- REVIEWED & APPROVED

- SOCIAL
 - AL - LOCAL QUE - 6
 - DAVE - BAILEYS - 6
 - DAVE & BUSTER'S - 2

LOCAL QUE - 3/7/16

- \$ \$ \$ - TREASURER TO HANDLE
- INVITE - D. NANCE
- SKIP
- TONI - CC COACH
- BOO MEMBERS TO GET

- AWARDS
 - R-O-Y
 - SEAN GAFFNEY - 7 VS 1
 - +1
 - JV-O-Y
 - *J. GEYER - 6 + S. LAWRENCE = 7
 - G. WORKMAN - 3

PRESENT

RW ✓
OD ✓
KP ✓
JM ✓
AB ✓
SL ✓
BW ✓
GH ✓
KB ✓

WILLIAMS
00017

Respondents The SCHSL was negligent by “failing to intervene”

At the hearing and in various court filings the appellate provided evidence that the Respondent Commissioner Lax and Respondent Joedy Moots the Basketball officials representative were negligent in failing to properly investigate the actions of Respondent E.A. Rico Williams. The evidence the Plaintiff provided satisfied the three elements: (1) a duty of care owed by the respondents to the Appellate; (2) a breach of that duty by a negligent act or omission; and (3) damages proximately caused by a breach of duty.” Vinson v. Hartley, 324 S.C. 389, 399, 477 S.E.2d 715,720 (Ct. App. 1996).

All of the elements were met in this case. First, the SCHSL owes a duty to the Appellate as a paid member of the South Carolina Basketball Officials Association which is governed by the South Carolina High School League as a Non-Profit Organization in the State of South Carolina with a governing By-Law and Constitution to protect South Carolina Citizens that pay to join the organization. The Appellate presented the evidence that required the Respondents the SCHSL to unilaterally adjudicate the dispute the evidence was ignored by Judge Gravely.

The Respondent Commissioner Skip Lax failed to intervene in the strict sense of the word due to his responsibility stated in the South Carolina Basketball Officials Association Constitution and By-Laws as well as his leadership requirement at all District and Statewide meetings for paid members of the South Carolina Basketball Officials Association. The Respondent Skip Lax and Respondent Joedy Moots sought the leadership positions by which they serve and as leaders they are held to professional requirements and standards and those professional requirements are in the South Carolina Basketball Officials Association Constitution and By-Laws.

The Respondent Skip Lax had a breach of duty when he failed as the paid professional Basketball Commissioner for the State of South Carolina to honor the By-Laws and Constitution in his paid position he is charged to supervise and perform administratively as the paid professional failed to intervene as a professional by responding to the Appellate. It was the duty of the Respondent Skip Lax and the duty of Respondent Joedy Moots to properly assess the situation in a professional manner and they did not.

Respondent Skip Lax is charged with his position by the By-Laws and Constitution of the SCBOA to be the professional and assist with matters such as the one that involved the Appellate with novice individuals that are members of the SCBOA District One Board and the unprofessional Respondent E.A. Rico Williams a newly appointed SCBOA District One Director. The lack of professional responsibility on the part of Respondent Skip Lax and Respondent Joedy Moots to defer that administrative responsibility to novice SCBOA District One Board of Director members and the unprofessional Respondent E.A. Rico Williams newly elected District One Director for the 2015-2016 basketball season proves the third element of negligence.

During the court hearings Judge Gravely never asked the Appellate what her intentions were when she contacted the Respondent Skip Lax and Respondent Joedy Moots. The Judge did not inquire to the Appellate what was her emotional or physical state of being when she communicated by email transmission with Respondent Skip Lax and the Respondent Joedy Moots. The Appellate was not granted an opportunity for that discussion. The intentions of the Appellate with her communications as well as physical and emotional state of the Appellate will never be known or determined by Judge Gravely.

If Judge Gravely can determine the Appellate emotional and physical state then the same should be afforded with the Appellate and the argument must be supported that the Respondent E.A. Rico Williams acted in malice when he sent the email communication to terminate the membership of the Appellate with SCBOA District One where he serves as the new director for the 2015-2016 Basketball Season in the State of South Carolina. Judge Gravely is inaccurate in his decision that there are no grounds for a negligence claim.

Judge Gravely is mistaken with the type of entity the South Carolina High School League is categorized as. The SCHSL is not a governmental entity subject to the South Carolina Tort Claims Act and is not entitled to discretionary immunity pursuant to the South Carolina Code section 15-78-60(5). S.C. Code Ann. §§ 15-78-10 through -220.

The SCHSL is not immune from liability under South Carolina Code section 15-78-60(4), because the South Carolina High School League exists as a Volunteer Non-Profit Organization in the State of South Carolina therefore the organization can be held liable for loss resulting from the "adoption, enforcement, or compliance with any law or failure to adopt or enforce any law, whether valid or invalid, including, but not limited to, any charter, provision, ordinance, resolution, rule, regulation, or written policies".

For the reasons stated above, the appellate has set forth evidence sufficiently state that the SCHSL is not entitled to judgement as a matter of law.

SOUTH CAROLINA BASKETBALL OFFICIALS ASSOCIATION

2015 - 2016

OFFICERS

PRESIDENT SIDNEY GRAY
VICE PRESIDENT MARC TINDAL
SECRETARY PAUL BEHR
PAST PRESIDENT SHELDON BOLDS
OFFICIALS REPRESENTATIVE JOEDY MOOTS
COMMISSIONER SKIP LAX

DIRECTORS

DISTRICT 1 Rico Williams 1 Rldgeside Ct Greenville, SC 29617 (C) 864-430-9884 (H) 864-294-0857 Ericowms@charter.net	DISTRICT 2 Jerome Hall 145 Westmeath Drive Moore, SC 29369 (H) 864-595-1609 (C) 864-590-4741 thall1609@charter.net	DISTRICT 3 Paul Behr 1080 Saddle Drive York, SC 29745 (H) 803-628-4279 (C) 803-517-3884 pbehr@district3hoops.com
DISTRICT 4 Gene Simmons P.O. Box 492 Clinton, SC 29325 (H) 864-833-3688 (W) 864-833-1555 (C) 8640200-5007 gsimmons@clintonymca.org	DISTRICT 5 Richie Jeffcoat 341 Fallen Timber Trail Blythewood, SC 29016 803-333-4288 (W) 803-727-3921 (C) 803-834-4112 (H) rjeffcoa@csc.com	DISTRICT 6 Marc Tindal PO Box 1307 Manning, SC 29102 (C) 843-992-5086 (H) 843-479-5356 matindal@yahoo.com
DISTRICT 7 Leon Myers PO Box 7431 SCSU Orangeburg, SC 29117 (H) 803-536-5575 (W) 803-536-8684 (C) 803-378-3113 lmyers7@scsu.edu	DISTRICT 8 Sheldon Bolds 73 Kendall Drive Bluffton, SC 29910 843-757-8779 (H) 843-290-7871 (C) boldsx4@hargray.com	DISTRICT 9 Granderson James P O Box 3015 Sumter, SC 29151 (C) 803-968-2391 grandersj@aol.com
DISTRICT 10 Rosco Campbell 106 Kennedy Lane Piedmont, SC 29673 (H) 864-220-0635 (W) 864-403-2100 (C) 864-908-0991 rcampbel@anderson4.k12.sc.us	DISTRICT 11 Jake Rosiek 4734 Southern Trail Myrtle Beach, SC 29579 (C) 843-503-2600 (W) 843-349-2800 jake.rosiek@gmail.com	DISTRICT 12 Sidney Gray 433 Jehossee Drive Aiken, SC 29801 803-292-9318 (C) 803-502-8146 (W) 803-648-2761 (H) ls1gray@aol.com

COMMISSIONER

Skip Lax
PO Box 211575
Columbia, SC 29221
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(W) 803-798-0120
skip@schsl.org

OFFICIALS REPRESENTATIVE

Joedy Moots
141 Switch Grass Dr
Leesville, SC 29070
(H) 803-896-3527
(C) 803-521-0720
jmoots@grayca.com

FOR A THIRTEENTH DEFENSE

44. The defendant, South Carolina High School League, has not had an opportunity to conduct a sufficient investigation or to engage in adequate discovery touching on the circumstances in the plaintiff's Complaint. This defendant intends to act as best it can to inform itself as to the pertinent facts or prevailing circumstances surrounding any report or injury or damage to the plaintiffs as alleged in the Complaint, and gives notice of its intent to assert any affirmative defenses that its information-gathering process may indicate is supported by law and fact, including, but not limited to, a defensive action is barred in whole or in part by any applicable statute, contract, release, covenant, or the doctrine of laches. The defendant, South Carolina High School League, does reserve the right to amend this Answer to assert any such defenses.



Aminah Richburg <aminaha.robinson@gmail.com>

YBOA Officials

4 messages

Tenacious <dmtenacious7@aol.com>

Fri, Mar 11, 2016 at 12:54 PM

To: richburga@bellsouth.net

Cc: melvaree witherspoon <sistahref@gmail.com>

Hi Amina,

This is Deitrick of Charleston Whistleblowers Basketball Officials. Please forward your verification of registration to me ASAP to forward to the Director & for our files.

Welcome to our organization and we look forward to meeting you.

Deitrick & Melvaree

aminah richburg <richburga@bellsouth.net>

Fri, Mar 11, 2016 at 1:49 PM

Reply-To: aminah richburg <richburga@bellsouth.net>

To: Tenacious <dmtenacious7@aol.com>

This is all that I have, I look forward to working with you as well.

Aminah Richburg

864-419-6707

217 Plum Creek Lane

Greenville, SC 29607

[Quoted text hidden]



YBOA Aminah.pdf

463K

Tenacious <dmtenacious7@aol.com>

Fri, Mar 11, 2016 at 6:09 PM

To: aminah richburg <richburga@bellsouth.net>

Awesome that's what I need!!!

Deitrick

Sent from my Verizon Wireless 4G LTE DROID

[Quoted text hidden]



YBOA Aminah.pdf

463K

Deitrick <dmtenacious7@aol.com>

Wed, Mar 16, 2016 at 9:51 PM

To: richburga@bellsouth.net

Good Evening Aminah,

After a lengthy discussion and insight from YBOA organizers, we are unable to schedule you any assignments through Charleston Whistleblowers Basketball Officials.

We apologize for any inconvenience, however feel free to contact the National Headquarters at 407-363-9262 and request a refund.

Sincerely,

Deitrick & Melvaree

https://mail.google.com/mail/ca/?ui=2&ik=6c233b5a51&view=pt&search=sent&th=15366d07809251ed&siml=15366d07809251ed&siml=153670323f3f276&siml... 1/2

-----Original Message-----
From: s1stahrel <s1stahrel@comcast.net>
To: Middleton, Deitrick <dm1onac1ous7@aol.com>
Sent: Tue, Mar 1, 2016 8:59 pm
Subject: Fwd: YBOA 2016 schedule

scyboa.com

From: "Tony McDavid" <TMcDavid@greenvillecounty.org>
To: "Tony McDavid" <TMcDavid@greenvillecounty.org>
Sent: Friday, February 12, 2016 11:03:17 AM
Subject: YBOA 2016 schedule

Good morning Colleagues,

Hopefully everyone is having a good high school season. I am sending
Out the 2016 YBOA schedule for the spring / summer. I will need everyone to go to the scyboa.org
Site and register, the cost is \$15.00.

cid:image001.jpg@01CFFE7A.2FD1FD70

TONY MCDAVID
E-9-1-1 TECH SUPPORT
OFF: (864) 487-5910
FAX: (864) 467-5918
EMAIL: tmc david@greenvillecounty.org

SC BOA
District 1
Member

Placed on Block S
submitted by Rico,
Williams

No
Games

CONFIDENTIALITY NOTICE: This e-mail and any files transmitted with it are confidential and may contain information which is legally privileged or otherwise exempt from disclosure. They are intended solely for the use of the individual or entity to whom this e-mail is addressed. If you are not one of the named recipients or otherwise have reason to believe that you have received this message in error, please immediately notify the sender and delete this message immediately from your computer. Any other use, retention, dissemination, forwarding, printing, or copying of this e-mail is strictly prohibited.



SHERIFF'S OFFICE
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Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Title 59 of the 1976 Code is amended by adding:

"CHAPTER 8

High School League

Section 59-8-100. This chapter must be known and may be cited as the "High School League Act".

Section 59-8-110. The purpose of this chapter is to provide for the governance of interscholastic athletics in the State of South Carolina through a designated nonprofit organization.

Section 59-8-120. (A) The South Carolina High School League is designated the official non-profit organization that rules and regulates interscholastic athletics in schools offering any combination of grade levels from kindergarten through twelfth grade in this State. A public school that engages in interscholastic athletics, or a private school that would like to compete in athletic events with a public school, must submit itself to and comply with the provisions of this chapter, all rules and regulations promulgated pursuant to this chapter, and the Constitution of the High School League.

(B) If the League fails to meet the provisions of this section, the State Board of Education shall designate another non-profit organization to govern athletics.

(C) ~~The League is not a department of state government as provided in Chapter 30, Title 1, and may not be considered a government entity.~~

Section 59-8-130. Beginning in December 2013 and annually afterward, the Legislative Audit Council shall conduct a management performance audit of the South Carolina High School League. This audit must assess the financial and managerial operations of the League. Copies of this report must be provided to the Superintendent of Education, the State Board of Education, the House of Representatives, and the Senate. The cost of this audit is an operating expense of the League.

~~Section 59-8-140. The High School League, the High School League Public Liaison Advisory Committee, and the High School League Appellate Review Committee are subject to all provisions of the Freedom of Information Act.~~

~~Section 59-8-150. The High School League may not promulgate regulations.~~

Section 59-8-160. (A) The High School League shall establish, sustain, fund, and staff a Public Liaison Advisory Committee within the League. The cost of the committee is an operating expense of the League.

(B)(1) The committee must be composed of fifteen members, designated as follows:

- (a) the Superintendent of Education or his designee;
- (b) one member appointed by the State Board of Education;
- (c) one member appointed by the President Pro Tempore of the South Carolina Senate;
- (d) one member appointed by the Speaker of the House of Representatives;
- (e) one member appointed by the Governor;
- (f) one public school principal appointed by the League;
- (g) one private school headmaster or principal appointed by the League;
- (h) one charter school principal or headmaster appointed by the League;
- (i) one active high school athletic director appointed by the League;

- (j) one active high school coach appointed by the League;
 - (k) one high school student athlete appointed by the League;
 - (l) one district school superintendent appointed by the State Superintendent of Education;
 - (m) one district school board member appointed by the State Board of Education;
 - (n) one parent of a high school student appointed by the League; and
 - (o) one representative of the business community appointed by the South Carolina Chamber of Commerce.
- (2) The term of office of a member of the committee is four years. A member may serve multiple terms, but may not serve successive terms. A vacancy must be filled in the manner of appointment of the vacated seat.
- (3) The committee shall meet at the High School League within thirty days after the appointment and qualification of all members. At its initial meeting, the committee shall:
- (a) elect a chairman, vice chairman, and other officers it considers necessary; and
 - (b) adopt rules as it considers necessary.
- (4) A committee member may not receive salary or per diem but is entitled to reimbursement for actual and necessary expenses incurred pursuant to the discharge of official duties, not to exceed the per diem, mileage, and subsistence amounts allowed by law for members of boards, commissions, and committees.
- (5) The League shall provide access to a conference room, and reasonable secretarial and administrative support to the committee.
- (6) The committee shall meet four times annually. Additional meetings may be called by the committee chairman, the president of the Executive Committee, or the Commissioner of the League.
- (7) A member of the High School League Executive Committee, Committee on Appeals, or representative assembly may not serve on the Public Liaison Advisory Committee during his term of service or for a period of one year following the termination of his term of service.
- (C) The responsibilities and duties of the committee are to:
- (1) act as a conduit through which the general public may have input into the decision making process of the High School League and to assist the League in the development of procedures regarding the receipt of public input and disposition of complaints related to high school athletic and competition programs;
 - (2) conduct public hearings annually in each of the four administrative regions during which interested parties may address issues regarding the effectiveness of the rules, operation, and management of the League; and
 - (3) conduct an annual evaluation of the League as a whole, and present a report of its findings, conclusion, and recommendations to the executive board, to the Superintendent of Education, the Board of Education, the Governor, the Education Committee of the Senate, and the Education and Public Works Committee of the House of Representatives. These recommendations must delineate policies and procedures that will improve the implementation and oversight of high school athletic programs by the League.
- Section 59-8-170. (A) The High School League shall establish, sustain, fund, and staff an Appellate Review Committee within the League. The cost of the committee is an operating expense of the League.
- (B)(1) The committee must consist of seven members, constituted as follows:

- (a) one member of the general public appointed by the State Superintendent of Education;
 - (b) one member of the general public appointed by the State Board of Education;
 - (c) three people currently employed as athletics coaches or athletics directors in a public high school in this State with one appointed by the Governor, one by the Speaker of the House, and one by the President Pro Tempore of the Senate;
 - (d) one member who is a public high school principal, appointed by the State Superintendent of Education; and
 - (e) one member who is a private school principal or headmaster, appointed by the State Superintendent of Education.
- (2) A member of the High School League Executive Committee, his immediate family members, or an employee of the League may not serve as a member of the committee.
- (3) Terms of all members are for four years and until successors are appointed and qualify. Vacancies must be filled in the original manner of selection for the remainder of the unexpired term.
- (4) The committee shall meet at the High School League within thirty days after the appointment of all members. At its initial meeting, the committee shall:
- (a) elect a chairman, vice chairman, and other officers it considers necessary; and
 - (b) adopt rules as it considers necessary.
- (5) Members may not receive salary per diem, but are entitled to reimbursement for actual and necessary expenses incurred pursuant to the discharge of official duties, not to exceed the per diem, mileage, and subsistence amounts allowed by law for members of boards, commissions, and committees.
- (6) The department shall provide access to a conference room, and reasonable secretarial and administrative support to the committee.
- (7) The committee shall meet monthly. Additional meetings may be called by the committee chairman, the president of the Executive Committee, or the Commissioner of the League.
- (C)(1) A party to a decision made by the South Carolina High School League that affects a student, team or program in a South Carolina public school who receives an adverse decision may appeal the decision to the Appellate Review Committee within sixty calendar days after the decision.
- (2) A majority of the members of the committee constitutes a quorum. However, if there is a vacancy on the committee, a majority of the members serving constitutes a quorum. A quorum is required to hear an appeal, and a simple majority vote of the members present at the hearing is necessary to render a decision. A committee member who does not attend a hearing in person may not participate in discussions of the appeal with other panel members and may not participate in the decision of the appeal.
- (3) The committee shall receive and review written testimony and evidence offered by a party to the appeal, may receive and consider any oral testimony offered by a party to the appeal, shall conduct a hearing on the merits of the appeal within sixty calendar days after receiving the appeal.
- (4) The members of the committee who attend a hearing shall render a final decision in writing within thirty calendar days after the hearing. The parties to the appeal and the South Carolina High School League shall abide by the final decision. The committee may not reconsider its final decision and no party to the action may appeal the final decision to another forum. The committee is the forum of last resort and the final appellate authority over an issue it considers on appeal."

SECTION 2. This act takes place upon approval by the Governor.

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APPELLATES MOTION TO COMPEL

At the hearing held on March 20, 2017 the Appellate communicated that she was entitled to additional documents that had not been produced by the Respondents. The Appellate identified all documentation needed with specificity. The Appellate made attempts to communicate to the Honorable Judge Gravely that the Respondents are guilty of discovery abuse.

The Honorable Judge Gravely is mistaken that the Respondents provided evidence that they had fully responded to the Appellate discovery request. The Respondents have never complied and the Appellate has four or more Motions to Compel requesting documentation since August 1, 2016. The Appellate finally got an opportunity to have a ruling on the matter and the Honorable Judge Gravely erroneously ruled that the Appellate did not meet her burden of proof with respect to her Motion to Compel and all motions are moot in light of the court's ruling on the Respondents Motion for Summary Judgement.

1st set of INTERROGATORIES – SENT JUNE 20, 2016

1. Give the names and address of persons known to the parties or counsel to be witnesses concerning the facts of the case and indicate whether or not written or recorded statements have been taken from the witnesses and who has possession of such statements.
2. Supply the following information with respect to each individual whose name you have given in the response to the preceding Interrogatory:
 - a. Location or locations where any such statements were made;
 - b. The identity of the person or persons in whose presence such statement or statements were made;
 - c. The time and date upon which such statements were made; and
 - d. A summary sufficient to inform the other party of the important facts known to or observed by such witness, or provide a copy of any written or recorded statements taken from such witnesses.
3. Set forth a list of photographs, plats, sketches, or other prepared documents in possession of the party that relate to the claim or defense in the case.
4. Identify every witness known to you or to your attorney who claim to have seen or heard the Plaintiff through its agents, servants, or employees, make any statement or statements pertaining to any of the events or happenings alleged in the Defendant's answer or in the Complaint, as well as a description of those statements.
5. Please provide a copy of all sign in sheets or attendance sheets with arrival times for all members attending meetings for the District One South Carolina Basketball

- Officials Association and the South Carolina High School League for the past five (5) years.
6. Please provide a copy of all basketball officials that were assigned games with the Plaintiff for the past three (3) years under District One South Carolina Basketball Officials Association and the South Carolina High School League.
 7. Please provide a copy of all the school assignments for basketball games for the Plaintiff under the South Carolina High School League through District One South Carolina Basketball Officials association for the past three (3) years
 8. The Defendant E.A. "Rico" Williams must provide a list of all organizations and dates he assigned games for the Plaintiff for the past (3) years
 9. The Defendant E.A. "Rico" Williams must provide list all of officials assigned to work with the Plaintiff for all games he assigned the Plaintiff for the past (3) years.
 10. Please provide the identity of the "Someone" communicated in the email sent by E.A. Rico Williams on Friday, February 5, 2016 at 1:49 pm to the Plaintiff, Skip Lax and others that received the message on behalf of the Plaintiff.
 11. Provide background of individuals, names and affiliations of all persons that received the communication sent by E.A. "Rico" Williams on February 5, 2016 at 1:49 pm.
 12. Provide documentation of the communication for records requested by Bob Wnukowski and Kevin Brown on behalf of the Plaintiff from E.A. "Rico" Williams.
 13. Provide documentation of all schools that blocked the Plaintiff and the Schools the Plaintiff blocked for South Carolina High School League/ SCBOA District One officiating services for all sports for District One.
 14. Provide a listing of all basketball officials in South Carolina High School League/SCBOA District One that officiate football and volleyball.
 15. Provide documentation of South Carolina High School League/ SCBOA District One Board Meeting minutes and sign in sheets with member arrival times from 2013-2016.
 16. Provide the documentation of the South Carolina High School League/ SCBOA District One Board Members present for the meeting on February 29, 2016 along with arrival times including the members individual vote/ termination for the Plaintiff.
 17. Provide documentation of all ten officials communicated by E.A. "Rico" Williams that blocked the Plaintiff in the South Carolina High School League/ SCBOA District One.
 18. Provide all fee's collected by the South Carolina High School League for every coach ejected from a game and penalized financially from 2013-2016.
 19. Identify each and every person whom you have retained as an expert, identify:
 - a. The subject matter of the expert's anticipated testimony;
 - b. The substance of the facts and opinions upon which the expert is expected to testify;
 - c. A summary of the grounds for each opinion to which the expert is expected to testify

- d. The educational background and qualifications of the expert; and
- e. Whether, and how many times, the expert has previously testified as an expert in a court of law.

There Interrogatories shall be deemed continuing so as to require supplemental responses prior to trial.

1st REQUEST FOR PRODUCTION

1. Please produce all statements or any other written or printed documents relating to the claim set forth in the Defendants answer to the Plaintiff's Complaint.
2. Please produce all photographs, diagrams, drawings, videocassettes, audiocassettes, or other similar material set forth in the Defendants answer to the Plaintiff's Complaint.
3. Please produce all statements of possible witnesses, whether written, oral, summarized, or otherwise produced in any manner, set forth in the Defendants answer to the Plaintiff's Complaint.
4. Please produce all tax returns of the Defendants. Both Federal and State returns, for the five (5) years preceding the incident set forth in the Defendants answer to the Plaintiff's Complaint as well as any returns made subsequent to the Defendants answer to the Plaintiff's Complaint.
5. Please provide any documents or things not heretofore requested which relate to the Plaintiff's First Set of Continuing Interrogatories, served herewith, or which were relied upon, referred to, or otherwise referenced or consulted in connection with the Defendant's responses to the Plaintiff's First Set of Continuing Interrogatories, served herewith.
6. Please provide any other documents or materials which you intend to introduce in the trail of this case.
7. Please provide copies of any documents received via subpoena or subject to a Freedom of Information Act request relating to the Defendants answer to the Plaintiff's Complaint.

SECOND SET OF INTERROGATORIES – SENT 10/21/16

- 1. Please provide a listing of first and last names of all SCBOA District I officials for 2013-2016.**
- 2. Please provide a listing of first and last names of SCBOA District I officials that officiated games for E.A. “Rico” Williams from 2013-2016.**
- 3. Please provide a listing of first and last names of Board members of the SCBOA District I that officiated games for E.A. “Rico” Williams 2013-2016.**
- 4. Please provide the E.A. “Rico” Williams business game schedules for SCBOA District One Board Members that officiated games through E.A. “Rico” Williams business from 2013-2016.**
- 5. Please provide the game schedules for all basketball contest for SCBOA District One Board Members from 2013-2016 through the South Carolina High School League and SCBOA District One.**
- 6. Please provide a listing of first and last names of SCBOA District One Members terminated for future application for the past five years and reasons for termination.**
- 7. Please provide the number of blocks for each member of the SCBOA District I officials for other officials that are members in the SCBOA District I through the Arbiter from 2013-2016. (The Plaintiff does not seek the names for all blocks for each member of District I SCBOA, only the number).**
- 8. Please provide the number of school blocks for each member of the SCBOA District I officials from 2013-2016 through Arbiter. (The Plaintiff does not seek the names of the schools only the number).**
- 9. Please provide the first and last names of all females that are members of the SCBOA District I from 2013-2016.**
- 10. Please provide the first and last names of all males that are members of the SCBOA District I from 2013-2016.**
- 11. Please provide the ages of all SCBOA District I members along with first and last name from 2013-2016.**
- 12. Please provide the years of experience of all SCBOA District I members from 2013-2016.**
- 13. Please provide Training and Contract Documentation for District I Director, E.A. “Rico” Williams especially with regard to proper**

communication, confidentiality, grounds to terminate officials, sexual harassment, leadership, and solicitation from 2013-2016.

14. Please provide Training and Contract Documentation for all South Carolina High School League Officials involved in this case especially with regard to SCHSL/SCBOA By-laws, Constitution, State of South Carolina operation requirements, proper communication, grounds to terminate officials, sexual harassment, confidentiality, leadership and solicitation from 2013-2016.

15. Please provide the names and addresses of the supervising/ governing board members of the South Carolina High School League for 2013-2016.

1st Set of Interrogatories

- a. Interrogatory 1 - NAMES BOARD OF DIRECTORS TESTIFY – NO INFORMATION SENT**
- b. Interrogatory 4 - NO INFORMATION SENT**
- c. Interrogatory 5 - NO INFORMATION SENT**
- d. Interrogatory 6 – LOST SCRIMMAGES**
- e. Interrogatory 7 – LOST SCRIMMAGES**
- f. Interrogatory 8 – INACCURATE SCHEDULE/ APPELLATE PROVIDED EMAILS WITH ASSIGNMENTS-HOWEVER ALL ASSIGNMENTS WERE NOT COMMUNICATED BY EMAIL**
- g. Interrogatory 9 -NO INFORMATION SENT**
- h. Interrogatory 10 - RATINGS WITH JOHN WILLIAMS REQUESTED – NOT SENT**
- i. Interrogatory 12 - NO INFORMATION SENT**
- j. Interrogatory 16 – DOCUMENTATION FOR INDIVIDUAL VOTE WITH FIRST AND LAST NAMES, WHAT DOCUMENTS WERE READ BETWEEN THE RESPONDENT JOEDY MOOTS AND THE APPELLATE, PROVIDE ALL REVIEWED DISTRICT FACTS READ, PROVIDE ALL RATINGS FROM ALL PARTNERS 2013-2016 - INFORMATION NOT SENT**

- k. Interrogatory 18 – PROVIDE ALL FEE’S COLLECTED BY SCHSL FOR COACH EJECTIONS. NO INFORMATION SENT**

THE RESPONDENT E.A. “RICO WILLIAMS DID NOT SEND ANY DOCUMENTATION FOR THE 2ND SET OF INTERROGATORIES

2nd Set of Interrogatories

- a. Interrogatory 2 - GAMES RICO WILLIAMS FOR APPELLATE – NO INFORMATION SENT**
- b. Interrogatory 3 - BOARD MEMBER GAME SCHEDULES SCHSL– NO INFORMATION SENT**
- c. Interrogatory 4 – BOARD MEMBER GAME SCHEDULES – RICO WILLIAMS– NO INFORMATION SENT**
- d. Interrogatory 5 – APPELLATE/BOARD MEMBER GAME SCHEDULES RICO WILLIAMS – NO INFORMATION SENT**
- e. Interrogatory 6 – SCBOA DISTRICT ONE TERMINATED MEMBERS- FIRST AND LAST NAME AND REASONS WHY– NO INFORMATION SENT**
- f. Interrogatory 7 - NUMBER OF BLOCKS FOR SCBOA DISTRICT I MEMBERS– NO INFORMATION SENT**
- g. Interrogatory 8 - NUMBER OF SCHOOL BLOCKS FOR SCBOA DISTRICT I MEMBERS– NO INFORMATION SENT**

CONCLUSION

For the reasons state above, the Honorable Judge Gravely's reasoning to grant Summary Judgment for the Respondents and deny the Appellate Motion to Compel is unjust, unsound and fallacious. The Honorable Judge Gravely dismissed or failed to peruse any material submitted by the Appellate in light of his court ruling and a majority of his communications in his ruling as based on inaccurate documentation provided by the Respondents. Based on the evidence set forth herein, the Appellate pleads with The Court of Appeals to dismiss/ reverse the Summary Judgement granted by the Honorable Judge Gravely, reopen the Appellate Case and grant the Motion to Compel to allow the Appellate to meet her burden of proof and present evidence needed for her case before a jury at trial.

Respectfully Submitted,



June 12, 2017

**Aminah A. Richburg Pro Se
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Greenville, South Carolina 29607
(864) 419-6707**

Other Counsel of Record:

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Attorney for Respondent SCHSL (Michael Montgomery)
(803) 231-7833**

**Sarah Day Hurley
P.O. Box 1509
Greenville, South Carolina 29602
Attorney for Respondent E.A. Rico Williams
(864) 552-4651**

**PROOF OF SERVICE BRIEF OF APPELLANT & PROOF OF SERVICE OF A NOTICE OF
MOTION ASKING COURT TO ALLOW TRANSCRIPT TO BE ORDERED OUT OF TIME &
LETTER ORDERING TRANSCRIPT FROM COURT REPORTER**

THE STATE OF SOUTH CAROLINA
In The Court of Appeals
[In The Supreme Court]

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

Perry H. Gravely, Circuit Court Judge

Appellate Case No. 2017-001147

Aminah A. Richburg Pro Se

Appellant.

RECEIVED

JUN 14 2017

SC Court of Appeals

v.

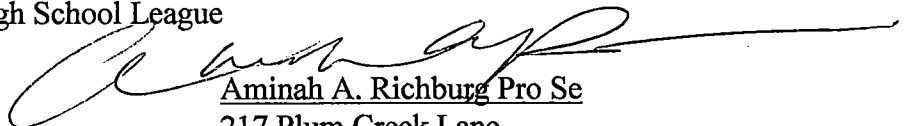
E.A. "Rico" Williams, District
One, S.C. Basketball Officials
Association, and the South
Carolina High School League

Respondents.

PROOF OF SERVICE

I certify that I have served the Brief of Appellant and Proof of Service of a Notice of Motion Asking the Appellate Court to Allow Transcript To Be Ordered Out of Time along with a Letter Ordering Transcript From Court Reporter on E.A. Rico Williams, District One S.C. Basketball Officials Association, and the South Carolina High League by depositing a copy of it in the United States Mail, postage prepaid, on June 12, 2017, addressed to his attorney of record for E.A. "Rico" Williams, Sarah Day Hurley, P.O. Box 1509, Greenville, South Carolina 29602 Attorney for Respondent, E.A. Rico Williams and also addressed to Sowell SG Gray, 1310 Gadsen Street, P.O. Box 11449, Columbia, South Carolina 29211, attorney Michael Montgomery attorney for the South Carolina High School League

June 12, 2017



Aminah A. Richburg Pro Se
217 Plum Creek Lane
Greenville, South Carolina 29607
(864) 419-6707
Appellant

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SC Court of Appeals

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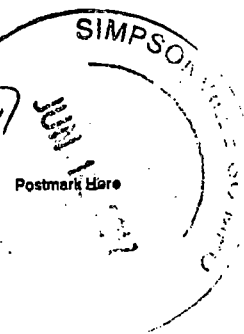
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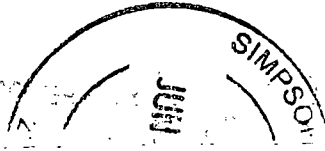
From: Aminah A. Richburg
217 Plum Creek Ln
Greenville S.C. 29607

To: Hollie M. Jenkins
P.O. Box 16508
Greenville S.C. 29606





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Attn. V. Claire Allen, Deputy Clerk