

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

The Honorable R. Markley Dennis, Circuit Court Judge

RECEIVED

AUG 10 2017

Case No.: 2013-CP-10-6019

SC Court of Appeals

Jack Powell, .....Appellant,

v.

Knology of Charleston, Inc., .....Respondent.

**MOTION FOR CORRECTION OF  
APPELLANT'S FINAL BRIEF**

Pursuant to Rules 240 & 211, SCACR, Respondent Knology of Charleston, Inc. moves for correction of Appellant Jack Powell's Final Brief. Pursuant to Rule 211, parties "may correct obvious typographical errors and misspellings which were contained in the initial brief. No other changes may be made." Rule 211(b)(2), SCACR.

Appellant's Final Brief contains numerous additions and deletions that go far beyond the changes allowed by Rule 11. The most egregious additions/deletions include:

1. On page 13 of Appellant's Final Brief, the last sentence in the carry-over paragraph at the top of the page, following the sentence that ends, "and he said that it's 'no big deal' because it's just the same issues," Appellant has added an entirely new sentence that reads, "Pro se wasn't allowed to serve opposing affidavits." This new sentence needs to be removed.

2. On page 16, the fourth line down from the top of the page, Appellant has added the word “Admit” to the sentence that, in his Amended Initial Brief reads, “Judge Dennis tells Plaintiff he needs to file a motion to produce that was already filed on 6-10-14 ...” The word “Admit” needs to be removed.
3. On page 16, in the sixth line of paragraph No. 24, Appellant has substituted the word “following,” which appears in his Amended Initial Brief for the word “discussing,” which appears in his Final Brief. This sentence needs to be revised to include the original wording.
4. On page 17, in paragraph No. 27, Appellant has changed the sentence in his Amended Initial Brief, which read, “On 7-30-14 in the hallway and ten minutes before the 9:30 am hearing began, the Defendant handed Plaintiff his response to Judge Dennis’s ordered supplemental request for the production and Plaintiff notified the lower Court ...” to read as follows in his Final Brief: “On 7-30-14 in the hallway and ten minutes before the 9:30 am hearing, the Defendant handed the Plaintiff their responses to the Plaintiffs Production request and then the Plaintiff notified the lower Court ...” This sentence needs to be revised to include the original wording.
5. On page 34, in the seventh line of paragraph No. 61, in the sentence that begins, “The Plaintiff responds; ...” Appellant has deleted the entire phrase “‘I think I’ve got it in one of my production questions’ and then Judge Dennis responds ...” which appears in his Amended Initial Brief. The deleted phrase needs to be added back to his Final Brief.

As noted above, there are numerous other edits, additions, deletions in

Appellant's Final Brief, but they are relatively minor and do not change the over-all meaning. The five discrepancies identified herein are substantive and should be corrected.

**CONCLUSION**

For the reasons stated herein, Respondent moves this Court to order Appellant to correct his Final Brief as set forth above.

Respectfully submitted,

McANGUS GOUDELOCK & COURIE, LLC

August 8, 2017



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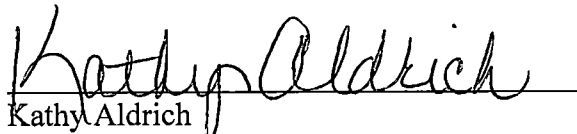
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**PROOF OF SERVICE**

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I certify that on the 8th day of August 2017, I served the Respondent's **Motion for Correction of Appellant's Final Brief** on Jack Powell, *pro se*, by depositing a copy of it in the United States Mail, postage prepaid, addressed as follows:

Jack Powell, *pro se*  
1402 Camp Road Unit 8-A  
Charleston, SC 29412



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**Reply To**

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August 8, 2017

**Via U.S. Mail**

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

RE: Jack Powell v. Knology of Charleston Inc.  
Civil Action No.: 2013-CP-10-6019 (Charleston)  
Date of Incident: June 21, 2012  
Carrier Claim No.: YVC KL 99682  
MGC File No.: 2071.13109  
Appellate Tracking No.: 2016-001035

Dear Ms. Kitchings:

Enclosed please find the original and seven (7) copies of Respondent's Motion for Correction of Appellant's Final Brief, and the original and one copy of the Proof of Service in the above-referenced matter. Please file the originals and return a clocked-in copy in the self-addressed, stamped envelope. Also enclosed is our firm's check in the amount of \$25 for filing the motion.

If you have any questions, please do not hesitate to contact me.

Yours truly,

McAngus Goudelock & Courie, LLC

  
Helen F. Hiser

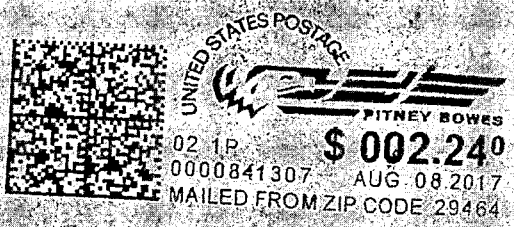
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SC Court of Appeals

Enclosures

cc: Jack Powell, *pro se*



**2071.13109 /HFH/kea**  
The Honorable Jenny Abbott Kitchings  
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