

85031

**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

APPEAL FROM HORRY COUNTY
COURT OF COMMON PLEAS
THE HONORABLE BENJAMIN H. CULBERTSON
CIRCUIT COURT JUDGE

RECEIVED
JAN 11 2018
SC Court of Appeals

APPELLATE CASE NO. 2017-001381
CIVIL ACTION NO. 2017-CP-26-0489

Richard B. Lamb,

APPELLANT,

versus

State of South Carolina DMV,
Office of General Counsel,

RESPONDENT.

RESPONDENT’S MOTON TO SUPPLEMENT THE RECORD ON APPEAL

Respondent State of South Carolina DMV, Office of General Counsel hereby moves for an Order permitting it to supplement the Record on Appeal in the above-referenced case and staying the deadline for filing of Final Briefs until twenty (20) days after the supplemental Record on Appeal is served. Respondent moves for this relief upon the following grounds:

Respondent’s Designation of Matter to be Included in the Record on Appeal is attached as Exhibit “A.” In his Designations, Respondent designated, among other things, the following:

1. Respondent's Motion for Summary Judgment, filed March 27, 2017; and
2. Respondent's Memorandum in Support of Motion for Summary Judgment, filed March 27, 2017.

These items were not included in the Record on Appeal. A copy of the index from the Record on Appeal prepared by Appellant is attached hereto as Exhibit "B."

Respondent is willing to prepare this supplemental record. Accordingly, Respondent State of South Carolina DMV, Office of General Counsel respectfully moves for an Order permitting it to supplement the Record on Appeal to include the above-referenced items. Respondent also requests the Court to stay the deadline for the filing of the Final Briefs until twenty (20) days after the supplemental Record on Appeal is served.

Respectfully submitted,



Douglas C. Baxter
RICHARDSON, PLOWDEN & ROBINSON, PA
Post Office Drawer 3646
Myrtle Beach, South Carolina 29578
(843) 448-1008

Carmen V. Ganjehsani
RICHARDSON, PLOWDEN & ROBINSON, PA
Post Office Drawer 7788
Columbia, South Carolina 29202
(803) 771-4400
**ATTORNEYS FOR RESPONDENT
STATE OF SOUTH CAROLINA DMV,
OFFICE OF GENERAL COUNSEL**

January 10, 2018.

EXHIBIT “A”

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED

APPEAL FROM HORRY COUNTY
COURT OF COMMON PLEAS
THE HONORABLE BENJAMIN H. CULBERTSON
CIRCUIT COURT JUDGE

NOV 15 2017

SO Court of Appeals

APPELLATE CASE NO. 2017-001381
CIVIL ACTION NO. 2017-CP-26-0489

Richard B. Lamb,

APPELLANT,

versus

State of South Carolina DMV,
Office of General Counsel,

RESPONDENT.

DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL

State of South Carolina DMV, Office of General Counsel ("SCDMV"),
Respondent in the above referenced matter, proposes the following be included in the
Record on Appeal:

1. Complaint, filed January 26, 2017;
2. Answer, filed February 27, 2017;
3. SCDMV Motion for Summary Judgment, filed March 27, 2017;
4. SCDMV Memorandum in Support of Motion for Summary Judgment, filed March 27, 2017;

5. Affidavit of William C. Wannamaker;
6. November 25, 2008 Notice from SCDMV to Plaintiff;
7. Transcript of hearing held before the Honorable Benjamin H. Culbertson on May 17, 2017; and
8. Order Granting Summary Judgment, filed May 23, 2017.

I certify that this designation contains no matter which is irrelevant to this appeal.

Respectfully submitted,



Douglas C. Baxter
RICHARDSON, PLOWDEN & ROBINSON, PA
Post Office Drawer 3646
Myrtle Beach, South Carolina 29578
(843) 448-1008

Carmen V. Ganjehsani
RICHARDSON, PLOWDEN & ROBINSON, PA
Post Office Drawer 7788
Columbia, South Carolina 29202
(803) 771-4400
**ATTORNEYS FOR RESPONDENT
STATE OF SOUTH CAROLINA DMV,
OFFICE OF GENERAL COUNSEL**

November 13, 2017.

CERTIFICATE OF SERVICE

I, the undersigned, attorney for Respondent, State of South Carolina DMV, Office of General Counsel, do hereby certify that I have this date served the Designation of Matter to be Included in the Record on Appeal, dated November 13, 2017, by causing the same to be deposited in a United States Postal Service mailbox, postage prepaid, addressed to counsel of record as indicated below:

Richard B. Lamb
9541 Maison Court
Myrtle Beach, SC 29572
Appellant Pro Se

RECEIVED

NOV 15 2017

SC Court of Appeals



Carmen V. Ganjehsani
RICHARDSON, PLOWDEN & ROBINSON, PA
1900 Barnwell Street (29201)
Post Office Drawer 7788
Columbia, South Carolina 29202
(803) 771-4400
**ATTORNEYS FOR RESPONDENT
STATE OF SOUTH CAROLINA DMV,
OFFICE OF GENERAL COUNSEL**

Dated: November 13, 2017.

EXHIBIT “B”

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM Horry COUNTY
COURT OF COMMON PLEAS

RECEIVED
DEC 29 2017
SC Court of Appeals

BENJAMIN H. CULBERTSON, CIRCUIT COURT JUDGE
APPELLATE CASE NO. 2017-001381

RICHARD B. LAMB

APPELLANT

V

STATE OF SOUTH CAROLINA DMV.
OFFICE OF GENERAL COUNSEL

RESPONDENT

RECORD OF APPEAL

RICHARD B. LAMB
9541 MAISON CT
MYRTLE BEACH, SC 29572
843-516-0468
PRO SE

DOUGLAS C. BAXTER
P.O. BOX 3646
MYRTLE BEACH, SC 29578
843-448-1008
ATTORNEY FOR RESPONDENT

INDEX

PAGES 1-3 DEFENDANT ORDER FOR
SUMMARY JUDGEMENT

PAGES 4-8 APPELLANTS ORIGINAL
COMPLAINT

PAGES 9-12 DEFENDANTS ANSWER TO
ORIGINAL COMPLAINT

PAGES 13-23 TRANSCRIPT OF HEARING
ON MAY 17, 2003

PAGES 24-28 RIGHTS DENIED TO
APPELLANT BY RESPONDANTS

PAGES 29-30 FR-4 FORM STATING
UNLAWFUL SUSPENSION DATE AND
2008 CALENDER

PAGES 31-33 INFORMATION GUIDE SCALIR
SYSTEM WITH MANDATE OF 20 BUSINESS
DAYS FOR DUE PROCESS OF OPPORTUNITY.
SPECIFICALLY PAGE 33 2ND PARAGRAPH

INDEX CONT.

PAGES 34-35 AFFIDAVIT OF WILLIAM C.
WANNAMAKER AND RESPONDENTS

ADMITTANCE OF GUILT IN LINES 5, 6, 7
OF § 16-19-10 PERJURY AND SUBORNATION
§ 16-17-735 PERSONS FALSELY ASSERTING
AUTHORITY OF LAW

§ 56-10-650 VIOLATION OF 20 DAY
MANDATED OPPORTUNITY

PAGE 36 SOUTH CAROLINA CONSTITUTION
SC. CONST. ART. I § 22, 23

PAGE 37 § 1-23-370 PROCEDURES

REGARDING ISSUANCE, DENIAL OR
RENEWAL OF LICENSES, SPECIFICALLY
PARAGRAPH A AND PARAGRAPH C

PAGE 38 § 56-10-650 PARAGRAPH A
MANDATING THE 20 WORKING DAYS.

CERTIFICATE OF SERVICE

I, the undersigned, attorney for Respondent State of South Carolina DMV, Office of General Counsel, do hereby certify that I have this date served the foregoing Motion to Supplement the Record on Appeal, dated January 10, 2018, by causing the same to be deposited in a United States Postal Service mailbox, postage prepaid, addressed to counsel of record as indicated below:

Richard B. Lamb
9541 Maison Court
Myrtle Beach, SC 29572
Appellant *Pro Se*



Carmen V. Ganjehsani
RICHARDSON, PLOWDEN & ROBINSON, PA
1900 Barnwell Street (29201)
Post Office Drawer 7788
Columbia, South Carolina 29202
(803) 771-4400
**ATTORNEYS FOR RESPONDENT
STATE OF SOUTH CAROLINA DMV,
OFFICE OF GENERAL COUNSEL**

Dated: January 10, 2018.

RECEIVED

JAN 11 2018

SC Court of Appeals

Reply to: **Carmen V. Ganjehsani**
Direct Dial: 803-253-8692
cganjehsani@richardsonplowden.com

January 10, 2018

RECEIVED
JAN 11 2018
SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk of Court, S.C. Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: *Richard B. Lamb v. State of South Carolina DMV, Office of General Counsel*
Appellate Case No. 2017-001381
RPR File No.: 181-891

Dear Ms. Kitchings:

I am enclosing for filing the original and six copies of Respondent State of South Carolina DMV, Office of General Counsel's Motion to Supplement the Record on Appeal in the above referenced matter, along with our Certificate of Service. Also enclosed is our firm's check in the amount of \$25.00 to cover the filing fee for this Motion.

By copy of this letter, we are serving a copy of this Motion on Richard B. Lamb, *Pro-se* Appellant.

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

Sincerely,



Carmen V. Ganjehsani

CVG/lmi

Encs.

cc: Richard B. Lamb (enc.)
Douglas C. Baxter (FYI)



Master
01/10/2018
US POSTAGE \$006.65⁰



ZIP 29201
011E11670150

181-891

RICHARDSON
RICHARDSON PLOWDEN ROBINSON, P.A.
PLOWDEN
ATTORNEYS AT LAW

COLUMBIA P.O. Drawer 7788 • Columbia, SC 29202

The Honorable Jenny Abbott Kitchings
Clerk of Court, S.C. Court of Appeals
P.O. Box 11629
Columbia, SC 29211

RECEIVED
JAN 11 2018
SC Court of Appeals



UNITED STATES
POSTAL SERVICE®

USPS TRACKING #



9114 9014 9645 1411 5254 35

Label 400 Jan. 2013
7601-16 nnn-704R