

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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SC Court of Appeals

APPEAL FROM DORCHESTER COUNTY
Court of Common Pleas
Kristi Lea Harrington, Circuit Court Judge

Appellate Case No: 2018-001262

Dorchester County Taxpayers Association, individually and on behalf of all others similarly situated, Weatherstone Property Owners Association, individually and on behalf of all others similarly situated, George Resnick, William A. Harbeson, James Stephen Greene, Jr., Homer P. Gonzalez, Gerald E. Ziegler and South Carolina Public Interest Foundation, Appellants,

v.

Dorchester County, Dorchester County Council, David Chinnis, George Bailey, Jay Byars, Willie Davis, Carroll S. Duncan, Larry Hargett and William R. Hearn, Jr., in their official capacities as members of Dorchester County Council, Town of Summerville, Summerville Town Council, William E. McIntosh, III, in his official capacity, Dorchester County Sheriff, Luther C. Knight, in his official capacity, Dorchester School District Two, Dorchester School District Two Board of Trustees, Joseph R. Pye, Justin Farnsworth, Gail Hughes, Brian Mitchum, Tanya Robinson, Sam Clark, Barbara Crosby and Lisa Tupper, in the official capacities, Dorchester School District Four, Dorchester School District Four Board of Trustees, Dorchester County Career and Technology Center, and Dorchester County Career and Technology Center Board of Trustees,..... Respondents.

SUPPLEMENTAL RECORD ON APPEAL

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Town of Summerville Defendants' Response to Plaintiffs' Motion to Reconsider,
Alter or Amend Judgment, and for a Hearing filed April 16, 2018 1

Certificate of Counsel..... 4

STATE OF SOUTH CAROLINA)

IN THE COURT OF COMMON PLEAS)

COUNTY OF DORCHESTER)

FIRST JUDICIAL CIRCUIT)

Dorchester County Taxpayers Association,)
individually, and on behalf of all others)
similarly situated; Weatherstone Property)
Owners Association, individually and on)
behalf of all others similarly situated, George)
Resnick; William A. Harbeson; James)
Stephen Greene, Jr.; Homer P. Gonzalez;)
Gerald E. Ziegler; David Messinger; and)
South Carolina Public Interest Foundation,)

Civil Action No.: 2016-CP-18-838)



Town of Summerville Defendants')

Response to Plaintiffs' Motion to)
Reconsider, Alter or Amend Judgment, and)
for a Hearing)

Plaintiffs,)

v.)

Dorchester County; Dorchester County)
Council; David Chinnis, George Bailey, Jay)
Byars, Willie Davis, Carroll S. Duncan,)
Larry Hargett and William R. Hearn, Jr., in)
their official capacities as members of)
Dorchester County Council; **Town of)
Summerville; Summerville Town Council;**)
**William E. McIntosh, III, in his official)
capacity;** Dorchester County Sherriff; Luther)
C. Knight, in his official capacity;)
Dorchester School District Two; Dorchester)
School District Two Board of Trustees;)
Joseph R. Pye, Justin Farnsworth, Gail)
Hughes, Brian Mitchum, Tanya Robinson,)
Sam Clark, Barbara Crosby and Lisa Tupper,)
in their official capacities, Dorchester)
County School District Four, Dorchester)
County School District Four Board of)
Trustees; Dorchester County Career and)
Technology Center; and Dorchester County)
Career and Technology Center Board of)
Trustees,)

Defendants.)

CHERYL SANDERSON
CLERK OF COURT
DORCHESTER COUNTY

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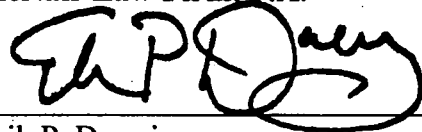
FILED - RECORD

Plaintiffs have filed a Motion to Reconsider, Alter or Amendment, and for a Hearing in this case (the "Motion for Reconsideration"). The Dorchester County Defendants have filed their Response to Plaintiff's Motion to Reconsideration.

The Town of Summerville Defendants hereby join in and adopt the Dorchester County Defendants' Response to Plaintiffs' Motion for Consideration, and incorporate such response herein, and pray that the Court dismiss the Plaintiffs' Motion for Reconsideration for the reasons stated in the Dorchester County Defendants' Response to Plaintiffs' Motion for Reconsideration.

McNair Law Firm, P.A.

By:




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Attorneys for Defendants
Town of Summerville,
Summerville Town Council, and
William E. McIntosh, III in official capacity

April 13, 2018

CERTIFICATE OF SERVICE

The undersigned employee of McNair Law Firm, P.A., attorneys for the Defendants Town of Summerville, Summerville Town Council, and William E. McIntosh does hereby certify that service of their Motion to Dismiss was made upon all counsel of record by placing the same in the US Mail, first class postage prepaid on April 13, 2018, addressed as follows:

<p>W. Andrew Gowder, Jr., Esq. Pratt-Thomas Walker 16 Charlotte St. PO Drawer 22247 Charleston, SC 29413-2247 <i>Attorneys for Plaintiffs</i></p>	<p>Anthony E. Rebollo, Esq. Richardson, Plowden, Carpenter & Robinson, PA 1900 Barnwell St. PO Drawer 7788 Columbia, SC 29202 <i>Attorneys for Dorchester County Defendants</i></p>
<p>Michael T. Rose, Esq. Mike Rose Law Firm, PC 409 Central Ave. Summerville, SC 29483 <i>Attorneys for Plaintiffs</i></p>	<p>David L. Morrison, Esq. Morrison Law Firm, LLC 7453 Irmo Dr., Ste B. Columbia, SC 29212 <i>Attorneys for Dorchester Co. Career and Technology Center Defendants</i></p>
<p>William H. Davidson, II, Esq. Davidson & Lindemann, PA PO Box 8568 Columbia, SC 29202-8568 <i>Co-Attorneys for Town of Summerville, Summerville Town Council, and William E. McIntosh, III in official capacity</i></p>	<p>Kenneth A. Davis, Esq. Christopher S. Elliott, Esq. Adam J. Mandell, Esq. Boykin & Davis, LLC PO Box 11844 Columbia, SC 29211 <i>Attorneys for Dorchester County SD 4, and Dorchester County SD 4 Board</i></p>
<p>John M. Reagle, Esquire or Thomas K. Barlow, Esquire Halligan Mahoney Williams Smith Fawley & Reagle, PA PO Box 11367 Columbia, SC 29211 <i>Attorneys for Dorchester Dorchester SD 2, Dorchester SD 2 Board, Pye, Farnsworth, Hughes, Mitchum, Robinson, Clark, Crosby, and Tupper</i></p>	<p align="center">  _____ Jennifer L. Rath, Legal Secretary </p>

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 CHERYL BRANTLEY
 CLERK OF COURT
 DORCHESTER COUNTY

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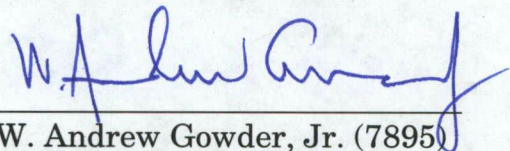
Dorchester County Taxpayers Association, individually and on behalf of all others similarly situated, Weatherstone Property Owners Association, individually and on behalf of all others similarly situated, George Resnick, William A. Harbeson, James Stephen Greene, Jr., Homer P. Gonzalez, Gerald E. Ziegler and South Carolina Public Interest Foundation,Appellants,

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CERTIFICATE OF COUNSEL

The undersigned hereby certifies that the Supplemental Record on Appeal contains all material proposed to be included by any of the parties and not any other material.



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