

STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM NEWBERRY COUNTY
Court of Common Pleas

The Honorable Thomas A. Russo, Circuit Court Judge

Appellate Case No. 2017-002429.

Desa Ballard.....Appellant/Respondent,

v.

Newberry County Respondent/Appellant.

**RECORD ON APPEAL
VOLUME III OF III**

Joseph M. McCulloch, Jr.
Kathy R. Schillaci
McCulloch and Schillaci, Attorneys at Law
P.O. Box 11623
Columbia, South Carolina 29171
Telephone 803.779.0005
Facsimile 803.779.0666
joe@mccullochlaw.com
kathy@mccullochlaw.com

ATTORNEYS FOR
APPELLANT/RESPONDENT

Boyd B. Nicholson, Jr.
Sarah P. Spruill
Haynsworth Sinkler Boyd, PA
Post Office Box 2048
Greenville, South Carolina 29602

ATTORNEY FOR RESPONDENT/APPELLANT

RECEIVED
JUN 12 2018
SC Court of Appeals

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Volume III of III

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Certificate of Counsel

079^18. Adams email to Lail 8-
28-2014 (2).pdf

From: Wayne Adams wadams@newberrycounty.net
Subject: back pay consideration and future reporting of work hours
Date: August 28, 2014 at 12:17 PM
To: rlail@newberrycounty.net

ROA 00988

Cc: Jay Tothacer jtothacer@newberrycounty.net, Buddy Livingston blivingston@newberry.k12.sc.us, Kirksey Koon kirkseykoon@yahoo.com, Les Hipp hippcouncil@bellsouth.net, Les Hipp lchipp@bellsouth.net, Steve Stockman stevestockman@att.net, Scott Cain scain@newberrycounty.net, Bill Waldrop dbwaldrop20@gmail.com, John Caldwell johnpatcaldwell@att.net, Laurie Renwick lrenwick@newberrycounty.net, Debbie Cromer dcromer@newberrycounty.net, Dirk Aydtette daydtette@gsblaw.net

Dear Judge Lail:

Please find attached my letter concerning back pay consideration for part-time magistrates as well as future reporting requirements for hours worked.

Should you have any questions, don't hesitate to contact me or Jay.

Best,

Wayne Adams, Newberry County Administrator



ROA 00988



ROA 00989

COUNTY OF NEWBERRY

OFFICE OF THE COUNTY COUNCIL
POST OFFICE BOX 156
NEWBERRY, SOUTH CAROLINA 29108

(803)321-2100
FAX: (803)321-2102

COUNCILMEN:

HENRY H. LIVINGSTON, III, CHAIRMAN
KIRKSEY KOON, VICE-CHAIRMAN
JOHN E. CALDWELL
WILLIAM D. WALDROP
LESLIE HIPP
STEVE STOCKMAN
SCOTT CAIN

WAYNE ADAMS
COUNTY ADMINISTRATOR
A. J. TOTHACER, JR.
COUNTY ATTORNEY
LAURIE N. RENWICK
CLERK TO COUNCIL

August 28, 2014

The Honorable Richard C. Lail
1723 Broad River Road
Pomaria, SC 29126

Sent by Email and US Mail

Dear Judge Lail:

The County recently determined that it might not have been fully compliant with the South Carolina Magistrate's Pay Act. Under the Act, part-time magistrates are entitled to call pay for hours worked over their set weekly hours. Unfortunately, no part-time magistrate has ever submitted an itemized request for call time payment or a time sheet showing any call hours worked. While it would be difficult, if not impossible, to determine with absolute accuracy what your total excess call hours are, the County has attempted to make a reasonable and fair determination based on your time in office and the County's understanding of the rotating call schedule over the last three years.

Based on our calculations, we intend to make a gross payment to you of \$17,989.50, subject to the usual wage withholdings. The County will also make its Social Security and State Retirement System contributions. Because the amount owed is uncertain and speculative, the County will require a signed release from you prior to payment. If you agree to accept the above amount, please sign the enclosed release and return it to the County Administrator's office. Once we have received your signed release, a payroll check will be issued to you.

Importantly, if you have received any other form of compensation for call time over the past three years, the amount referenced in the above paragraph reflects a corresponding prior

ROA 00989

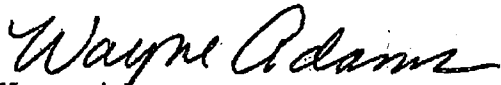
reduction. Moreover, as of the date of this memorandum, the County is discontinuing any such payments.

ROA 00990

Going forward, part-time magistrates must report all on-call hours worked using the attached form. Completed forms must be submitted to the County's Director of Human Resources no later than noon Monday of each week following any call duty work pertaining to the prior week. Failure to properly record your hours could result in a delay or waiver of payment.

Should you wish to discuss this matter in more detail, please contact Jay Tothacer, Newberry County Attorney at 321-1415

Sincerely,

A handwritten signature in cursive script that reads "Wayne Adams".

Wayne Adams
County Administrator

cc: County Council

ROA 00990

STATE OF SOUTH CAROLINA)
)
NEWBERRY COUNTY)

GENERAL RELEASE

ROA 00991

Richard C. Lail ("Mr. Lail") and Newberry County ("the County"), hereby agree as follows:

1. For and in consideration of the gross payment of wages to Mr. Lail in the amount of Seventeen Thousand and Nine Hundred and Eighty-nine and 50/100 Dollars (\$17,989.50), the net amount of which is Eleven Thousand and Six Hundred and Seventy-nine and 85/100 Dollars (\$11,679.85), the undersigned Mr. Lail for himself, his heirs, executors, administrators, and assigns, intends to and does hereby release, acquit, forever discharge, and covenant not to sue the County, its present and past officials, employees, agents, and attorneys, from and/or with regard to any and all causes of action, claims, demands, costs, interest, attorney's fees, and all claims of any nature and kind whatsoever, known or unknown, from the beginning of time until the date hereof which Mr. Lail has or in the future may be entitled to have against the County, on account of or in any way arising out of or in connection with Mr. Lail's appointment and service as a Newberry County Magistrate. Mr. Lail agrees, as a further consideration and inducement for this Settlement Agreement and Release in Full (hereinafter "Release"), that it shall apply to unknown and unanticipated damages resulting from or in any way connected to his appointment and service as a Newberry County Magistrate to the date hereof as well as to those now disclosed.

2. This agreement is the compromise of doubtful and disputed claims and this Release is not to be construed as an admission of liability on the part of the County. The County expressly denies liability of any nature or kind whatsoever to Mr. Lail. Mr. Lail agrees that he will not assert or imply that the County has admitted any liability to him as a result of this agreement/and or payment made to him.

3. Mr. Lail hereby acknowledges that he has read and fully understands this Release, agrees that it incorporates all oral understandings and negotiations between him and the County, and that it is the entire agreement between them.

IN WITNESS WHEREOF, Mr. Lail has set his hand and seal below.

Richard C. Lail

Date: _____

ROA 00991

PART-TIME MAGISTRATE WEEKLY TIME REPORT ROA 00992

NOTE: ALL CALL DUTY HOURS WORKED MUST BE RECORDED WEEKLY AND ALL HOURS RECORDED MUST HAVE BEEN WORKED. FAILURE TO REPORT ANY ERRORS IN YOUR WORK HOURS REPORTED OR PAID WITHIN 14 CALENDAR DAYS OF RECEIVING YOUR PAYCHECK MAY RESULT IN FORFEITURE OF ANY ADDITIONAL PAY THAT MAY BE DUE.

Name: _____

For the calendar week of _____ through _____, 20____

Sun ____/____ Hours worked: _____

Mon ____/____ Hours worked: _____

Tue ____/____ Hours worked: _____

Wed ____/____ Hours worked: _____

Thur ____/____ Hours worked: _____

Fri ____/____ Hours worked: _____

Sat ____/____ Hours worked: _____

TOTAL HOURS WORKED: _____

Signature: _____ Date: _____

ROA 00992

080^18. Adams email to Lail 8-
28-2014.pdf

From: Wayne Adams wadams@newberrycounty.net
Subject: back pay consideration and future reporting of work hours
Date: August 28, 2014 at 12:17 PM

ROA 00994

To: rfail@newberrycounty.net

Cc: Jay Tothacer jtothacer@newberrycounty.net, Buddy Livingston blivingston@newberry.k12.sc.us, Kirksey Koon kirkseykoon@yahoo.com, Les Hipp hippcouncil@bellsouth.net, Les Hipp lchipp@bellsouth.net, Steve Stockman stevestockman@att.net, Scott Cain scain@newberrycounty.net, Bill Waldrop dbwaldrop20@gmail.com, John Caldwell johnpatcaldwell@att.net, Laurie Renwick lrenwick@newberrycounty.net, Debbie Cromer dcromer@newberrycounty.net, Dirk Aydlette daydlette@gsblaw.net

Dear Judge Lail:

Please find attached my letter concerning back pay consideration for part-time magistrates as well as future reporting requirements for hours worked.

Should you have any questions, don't hesitate to contact me or Jay.

Best,



Wayne Adams, Newberry County Administrator

ROA 00994



ROA 00995

COUNTY OF NEWBERRY

OFFICE OF THE COUNTY COUNCIL
POST OFFICE BOX 156
NEWBERRY, SOUTH CAROLINA 29108

(803)321-2100
FAX: (803)321-2102

COUNCILMEN:
HENRY H. LIVINGSTON, III, CHAIRMAN
KIRKSEY KOON, VICE-CHAIRMAN
JOHN E. CALDWELL
WILLIAM D. WALDROP
LESLIE HIPPE
STEVE STOCKMAN
SCOTT CAIN

WAYNE ADAMS
COUNTY ADMINISTRATOR
A. J. TOTHACER, JR.
COUNTY ATTORNEY
LAURIE N. RENWICK
CLERK TO COUNCIL

August 28, 2014

The Honorable Richard C. Lail
1723 Broad River Road
Pomaria, SC 29126

Sent by Email and US Mail

Dear Judge Lail:

The County recently determined that it might not have been fully compliant with the South Carolina Magistrate's Pay Act. Under the Act, part-time magistrates are entitled to call pay for hours worked over their set weekly hours. Unfortunately, no part-time magistrate has ever submitted an itemized request for call time payment or a time sheet showing any call hours worked. While it would be difficult, if not impossible, to determine with absolute accuracy what your total excess call hours are, the County has attempted to make a reasonable and fair determination based on your time in office and the County's understanding of the rotating call schedule over the last three years.

Based on our calculations, we intend to make a gross payment to you of \$17,989.50, subject to the usual wage withholdings. The County will also make its Social Security and State Retirement System contributions. Because the amount owed is uncertain and speculative, the County will require a signed release from you prior to payment. If you agree to accept the above amount, please sign the enclosed release and return it to the County Administrator's office. Once we have received your signed release, a payroll check will be issued to you.

Importantly, if you have received any other form of compensation for call time over the past three years, the amount referenced in the above paragraph reflects a corresponding prior

ROA 00995

reduction. Moreover, as of the date of this memorandum, the County is discontinuing any such payments.

ROA 00996

Going forward, part-time magistrates must report all on-call hours worked using the attached form. Completed forms must be submitted to the County's Director of Human Resources no later than noon Monday of each week following any call duty work pertaining to the prior week. Failure to properly record your hours could result in a delay or waiver of payment.

Should you wish to discuss this matter in more detail, please contact Jay Tothacer, Newberry County Attorney at 321-1415

Sincerely,

A handwritten signature in cursive script that reads "Wayne Adams".

Wayne Adams
County Administrator

cc: County Council

ROA 00996

STATE OF SOUTH CAROLINA)
)
NEWBERRY COUNTY)

GENERAL RELEASE

ROA 00997

Richard C. Lail ("Mr. Lail") and Newberry County ("the County"), hereby agree as follows:

1. For and in consideration of the gross payment of wages to Mr. Lail in the amount of Seventeen Thousand and Nine Hundred and Eighty-nine and 50/100 Dollars (\$17,989.50), the net amount of which is Eleven Thousand and Six Hundred and Seventy-nine and 85/100 Dollars (\$11,679.85), the undersigned Mr. Lail for himself, his heirs, executors, administrators, and assigns, intends to and does hereby release, acquit, forever discharge, and covenant not to sue the County, its present and past officials, employees, agents, and attorneys, from and/or with regard to any and all causes of action, claims, demands, costs, interest, attorney's fees, and all claims of any nature and kind whatsoever, known or unknown, from the beginning of time until the date hereof which Mr. Lail has or in the future may be entitled to have against the County, on account of or in any way arising out of or in connection with Mr. Lail's appointment and service as a Newberry County Magistrate. Mr. Lail agrees, as a further consideration and inducement for this Settlement Agreement and Release in Full (hereinafter "Release"), that it shall apply to unknown and unanticipated damages resulting from or in any way connected to his appointment and service as a Newberry County Magistrate to the date hereof as well as to those now disclosed.

2. This agreement is the compromise of doubtful and disputed claims and this Release is not to be construed as an admission of liability on the part of the County. The County expressly denies liability of any nature or kind whatsoever to Mr. Lail. Mr. Lail agrees that he will not assert or imply that the County has admitted any liability to him as a result of this agreement/and or payment made to him.

3. Mr. Lail hereby acknowledges that he has read and fully understands this Release, agrees that it incorporates all oral understandings and negotiations between him and the County, and that it is the entire agreement between them.

IN WITNESS WHEREOF, Mr. Lail has set his hand and seal below.

Richard C. Lail

Date: _____

ROA 00997

PART-TIME MAGISTRATE WEEKLY TIME REPORT ROA 00998

NOTE: ALL CALL DUTY HOURS WORKED MUST BE RECORDED WEEKLY AND ALL HOURS RECORDED MUST HAVE BEEN WORKED. FAILURE TO REPORT ANY ERRORS IN YOUR WORK HOURS REPORTED OR PAID WITHIN 14 CALENDAR DAYS OF RECEIVING YOUR PAYCHECK MAY RESULT IN FORFEITURE OF ANY ADDITIONAL PAY THAT MAY BE DUE.

Name: _____

For the calendar week of _____ through _____, 20____

Sun ____ / ____ Hours worked: _____

Mon ____ / ____ Hours worked: _____

Tue ____ / ____ Hours worked: _____

Wed ____ / ____ Hours worked: _____

Thur ____ / ____ Hours worked: _____

Fri ____ / ____ Hours worked: _____

Sat ____ / ____ Hours worked: _____

TOTAL HOURS WORKED: _____

Signature: _____ Date: _____

ROA 00998

081^19. Adams email to Jayroe
8-28-2014 (2).pdf

From: Wayne Adams wadams@newberrycounty.net
Subject: back pay consideration and future reporting of work hours
Date: August 28, 2014 at 12:11 PM

ROA 01000

To: ajayroe@jayroecpa.com

Cc: Jay Tothacer jtothacer@newberrycounty.net, Buddy Livingston blivingston@newberry.k12.sc.us, Kirksey Koon kirkseykoon@yahoo.com, Les Hipp hippcouncil@bellsouth.net, Les Hipp lchipp@bellsouth.net, Scott Cain scain@newberrycounty.net, Steve Stockman stevestockman@att.net, Bill Waldrop dbwaldrop20@gmail.com, John Caldwell johnpatcaldwell@att.net, Laurie Renwick lrenwick@newberrycounty.net, Debbie Cromer dcromer@newberrycounty.net, Dirk Aydlotte daydlotte@gsblaw.net



Judge Jayroe On-Call Judge Jayroe:
Pay

Please find attached my letter concerning back pay consideration for part-time magistrates as well as future reporting requirements for hours worked.

Should you have any questions, don't hesitate to contact me or Jay.

Best,

Wayne Adams, Newberry County Administrator

ROA 01000



ROA 01001

COUNTY OF NEWBERRY

OFFICE OF THE COUNTY COUNCIL
POST OFFICE BOX 156
NEWBERRY, SOUTH CAROLINA 29108

(803)321-2100
FAX: (803)321-2102

COUNCILMEN:
HENRY H. LIVINGSTON, III, CHAIRMAN
KIRKSEY KOON, VICE-CHAIRMAN
JOHN E. CALDWELL
WILLIAM D. WALDROP
LESLIE HIPP
STEVE STOCKMAN
SCOTT CAIN

WAYNE ADAMS
COUNTY ADMINISTRATOR
A. J. TOTHACER, JR.
COUNTY ATTORNEY
LAURIE N. RENWICK
CLERK TO COUNCIL

August 28, 2014

The Honorable Arthur L. Jayroe, Jr.
P.O. Box 95
Little Mountain, SC 29075

Sent by Email and US Mail

Dear Judge Jayroe:

The County recently determined that it might not have been fully compliant with the South Carolina Magistrate's Pay Act. Under the Act, part-time magistrates are entitled to call pay for hours worked over their set weekly hours. Unfortunately, no part-time magistrate has ever submitted an itemized request for call time payment or a time sheet showing any call hours worked. While it would be difficult, if not impossible, to determine with absolute accuracy what your total excess call hours are, the County has attempted to make a reasonable and fair determination based on your time in office and the County's understanding of the rotating call schedule over the last three years.

Based on our calculations, we intend to make a gross payment to you of \$2,608.50, subject to the usual wage withholdings. The County will also make its Social Security and State Retirement System contributions. Because the amount owed is uncertain and speculative, the County will require a signed release from you prior to payment. If you agree to accept the above amount, please sign the enclosed release and return it to the County Administrator's office. Once we have received your signed release, a payroll check will be issued to you.

Importantly, if you have received any other form of compensation for call time over the past three years, the amount referenced in the above paragraph reflects a corresponding prior

ROA 01001

reduction. Moreover, as of the date of this memorandum, the County is discontinuing any such payments.

ROA 01002

Going forward, part-time magistrates must report all on-call hours worked using the attached form. Completed forms must be submitted to the County's Director of Human Resources no later than noon Monday of each week following any call duty work pertaining to the prior week. Failure to properly record your hours could result in a delay or waiver of payment.

Should you wish to discuss this matter in more detail, please contact Jay Tothacer, Newberry County Attorney at 321-1415

Sincerely,



Wayne Adams
County Administrator

cc: County Council

ROA 01002

STATE OF SOUTH CAROLINA)
)
NEWBERRY COUNTY)

GENERAL RELEASE

ROA 01003

Arthur L. Jayroe, Jr. ("Mr. Jayroe") and Newberry County ("the County"), hereby agree as follows:

1. For and in consideration of the gross payment of wages to Mr. Jayroe in the amount of Two Thousand and Six Hundred and Eight and 50/100 Dollars (\$2,608.50), the net amount of which is One Thousand and Nine Hundred and Eighty-one and 63/100 Dollars (\$1,981.63), the undersigned Mr. Jayroe for himself, his heirs, executors, administrators, and assigns, intends to and does hereby release, acquit, forever discharge, and covenant not to sue the County, its present and past officials, employees, agents, and attorneys, from and/or with regard to any and all causes of action, claims, demands, costs, interest, attorney's fees, and all claims of any nature and kind whatsoever, known or unknown, from the beginning of time until the date hereof which Mr. Jayroe has or in the future may be entitled to have against the County, on account of or in any way arising out of or in connection with Mr. Jayroe's appointment and service as a Newberry County Magistrate. Mr. Jayroe agrees, as a further consideration and inducement for this Settlement Agreement and Release in Full (hereinafter "Release"), that it shall apply to unknown and unanticipated damages resulting from or in any way connected to his appointment and service as a Newberry County Magistrate to the date hereof as well as to those now disclosed.

2. This agreement is the compromise of doubtful and disputed claims and this Release is not to be construed as an admission of liability on the part of the County. The County expressly denies liability of any nature or kind whatsoever to Mr. Jayroe. Mr. Jayroe agrees that he will not assert or imply that the County has admitted any liability to him as a result of this agreement/and or payment made to him.

3. Mr. Jayroe hereby acknowledges that he has read and fully understands this Release, agrees that it incorporates all oral understandings and negotiations between him and the County, and that it is the entire agreement between them.

IN WITNESS WHEREOF, Mr. Jayroe has set his hand and seal below.

Arthur L. Jayroe, Jr.

Date: _____

ROA 01003

PART-TIME MAGISTRATE WEEKLY TIME REPORT

ROA 01004

NOTE: ALL CALL DUTY HOURS WORKED MUST BE RECORDED WEEKLY AND ALL HOURS RECORDED MUST HAVE BEEN WORKED. FAILURE TO REPORT ANY ERRORS IN YOUR WORK HOURS REPORTED OR PAID WITHIN 14 CALENDAR DAYS OF RECEIVING YOUR PAYCHECK MAY RESULT IN FORFEITURE OF ANY ADDITIONAL PAY THAT MAY BE DUE.

Name: _____

For the calendar week of _____ through _____, 20____

Sun ____/____ Hours worked: _____

Mon ____/____ Hours worked: _____

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Wed ____/____ Hours worked: _____

Thur ____/____ Hours worked: _____

Fri ____/____ Hours worked: _____

Sat ____/____ Hours worked: _____

TOTAL HOURS WORKED: _____

Signature: _____ Date: _____

ROA 01004

082^19. Adams email to Jayroe
8-28-2014.pdf

From: Wayne Adams wadams@newberrycounty.net
Subject: back pay consideration and future reporting of work hours
Date: August 28, 2014 at 12:11 PM

ROA 01006

To: ajayroe@jayroecpa.com

Cc: Jay Tothacer jtothacer@newberrycounty.net, Buddy Livingston blivingston@newberry.k12.sc.us, Kirksey Koon kirkseykoon@yahoo.com, Les Hipp hippcouncil@bellsouth.net, Les Hipp lchipp@bellsouth.net, Scott Cain scain@newberrycounty.net, Steve Stockman stevestockman@att.net, Bill Waldrop dbwaldrop20@gmail.com, John Caldwell johnpatcaldwell@att.net, Laurie Renwick lrenwick@newberrycounty.net, Debbie Cromer dcromer@newberrycounty.net, Dirk Aydlette daydlette@gsblaw.net



Judge Jayroe On-Call Judge Jayroe:
Pay

Please find attached my letter concerning back pay consideration for part-time magistrates as well as future reporting requirements for hours worked.

Should you have any questions, don't hesitate to contact me or Jay.

Best,

Wayne Adams, Newberry County Administrator

ROA 01006



ROA 01007

COUNTY OF NEWBERRY

OFFICE OF THE COUNTY COUNCIL
POST OFFICE BOX 156
NEWBERRY, SOUTH CAROLINA 29108

(803)321-2100
FAX: (803)321-2102

COUNCILMEN:

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KIRKSEY KOON, VICE-CHAIRMAN
JOHN E. CALDWELL
WILLIAM D. WALDROP
LESLIE HIPP
STEVE STOCKMAN
SCOTT CAIN

WAYNE ADAMS
COUNTY ADMINISTRATOR
A. J. TOTHACER, JR.
COUNTY ATTORNEY
LAURIE N. RENWICK
CLERK TO COUNCIL

August 28, 2014

The Honorable Arthur L. Jayroe, Jr.
P.O. Box 95
Little Mountain, SC 29075

Sent by Email and US Mail

Dear Judge Jayroe:

The County recently determined that it might not have been fully compliant with the South Carolina Magistrate's Pay Act. Under the Act, part-time magistrates are entitled to call pay for hours worked over their set weekly hours. Unfortunately, no part-time magistrate has ever submitted an itemized request for call time payment or a time sheet showing any call hours worked. While it would be difficult, if not impossible, to determine with absolute accuracy what your total excess call hours are, the County has attempted to make a reasonable and fair determination based on your time in office and the County's understanding of the rotating call schedule over the last three years.

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Importantly, if you have received any other form of compensation for call time over the past three years, the amount referenced in the above paragraph reflects a corresponding prior

ROA 01007

reduction. Moreover, as of the date of this memorandum, the County is discontinuing any such payments.

ROA 01008

Going forward, part-time magistrates must report all on-call hours worked using the attached form. Completed forms must be submitted to the County's Director of Human Resources no later than noon Monday of each week following any call duty work pertaining to the prior week. Failure to properly record your hours could result in a delay or waiver of payment.

Should you wish to discuss this matter in more detail, please contact Jay Tothacer, Newberry County Attorney at 321-1415

Sincerely,

A handwritten signature in cursive script that reads "Wayne Adams".

Wayne Adams
County Administrator

cc: County Council

ROA 01008

STATE OF SOUTH CAROLINA)
)
NEWBERRY COUNTY)

GENERAL RELEASE

ROA 01009

Arthur L. Jayroe, Jr. ("Mr. Jayroe") and Newberry County ("the County"), hereby agree as follows:

1. For and in consideration of the gross payment of wages to Mr. Jayroe in the amount of Two Thousand and Six Hundred and Eight and 50/100 Dollars (\$2,608.50), the net amount of which is One Thousand and Nine Hundred and Eighty-one and 63/100 Dollars (\$1,981.63), the undersigned Mr. Jayroe for himself, his heirs, executors, administrators, and assigns, intends to and does hereby release, acquit, forever discharge, and covenant not to sue the County, its present and past officials, employees, agents, and attorneys, from and/or with regard to any and all causes of action, claims, demands, costs, interest, attorney's fees, and all claims of any nature and kind whatsoever, known or unknown, from the beginning of time until the date hereof which Mr. Jayroe has or in the future may be entitled to have against the County, on account of or in any way arising out of or in connection with Mr. Jayroe's appointment and service as a Newberry County Magistrate. Mr. Jayroe agrees, as a further consideration and inducement for this Settlement Agreement and Release in Full (hereinafter "Release"), that it shall apply to unknown and unanticipated damages resulting from or in any way connected to his appointment and service as a Newberry County Magistrate to the date hereof as well as to those now disclosed.

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3. Mr. Jayroe hereby acknowledges that he has read and fully understands this Release, agrees that it incorporates all oral understandings and negotiations between him and the County, and that it is the entire agreement between them.

IN WITNESS WHEREOF, Mr. Jayroe has set his hand and seal below.

Arthur L. Jayroe, Jr.

Date: _____

ROA 01009

PART-TIME MAGISTRATE WEEKLY TIME REPORT

ROA 01010

NOTE: ALL CALL DUTY HOURS WORKED MUST BE RECORDED WEEKLY AND ALL HOURS RECORDED MUST HAVE BEEN WORKED. FAILURE TO REPORT ANY ERRORS IN YOUR WORK HOURS REPORTED OR PAID WITHIN 14 CALENDAR DAYS OF RECEIVING YOUR PAYCHECK MAY RESULT IN FORFEITURE OF ANY ADDITIONAL PAY THAT MAY BE DUE.

Name: _____

For the calendar week of _____ through _____, 20____

Sun ____/____ Hours worked: _____

Mon ____/____ Hours worked: _____

Tue ____/____ Hours worked: _____

Wed ____/____ Hours worked: _____

Thur ____/____ Hours worked: _____

Fri ____/____ Hours worked: _____

Sat ____/____ Hours worked: _____

TOTAL HOURS WORKED: _____

Signature: _____ Date: _____

ROA 01010

083^2. Adams email to Cain 8-
28-2014.pdf

Subject: back pay consideration and future reporting of work hours

ROA 01012

Date: Thursday, August 28, 2014 at 12:17:23 PM Eastern Daylight Time

From: Wayne Adams

To: rlail@newberrycounty.net

CC: Jay Tothacer, Buddy Livingston, Kirksey Koon, Les Hipp, Les Hipp, Steve Stockman, Scott Cain, Bill Waldrop, John Caldwell, Laurie Renwick, Debbie Cromer, Dirk Aydlette

Category: County Council

Dear Judge Lail:

Please find attached my letter concerning back pay consideration for part-time magistrates as well as future reporting requirements for hours worked.

Should you have any questions, don't hesitate to contact me or Jay.

Best,

Wayne Adams, Newberry County Administrator

ROA 01012



ROA 01013

COUNTY OF NEWBERRY

OFFICE OF THE COUNTY COUNCIL
POST OFFICE BOX 156
NEWBERRY, SOUTH CAROLINA 29108

(803)321-2100
FAX: (803)321-2102

COUNCIL MEN:
HENRY H. LIVINGSTON, III, CHAIRMAN
KIRKSEY KOON, VICE-CHAIRMAN
JOHN E. CALDWELL
WILLIAM D. WALDROP
LESLIE HIPPI
STEVE STOCKMAN
SCOTT CAIN

WAYNE ADAMS
COUNTY ADMINISTRATOR
A. J. TOTHAUER, JR.
COUNTY ATTORNEY
LAURIE N. RENWICK
CLERK TO COUNCIL

August 28, 2014

The Honorable Richard C. Lail
1723 Broad River Road
Pomaria, SC 29126

Sent by Email and US Mail

Dear Judge Lail:

The County recently determined that it might not have been fully compliant with the South Carolina Magistrate's Pay Act. Under the Act, part-time magistrates are entitled to call pay for hours worked over their set weekly hours. Unfortunately, no part-time magistrate has ever submitted an itemized request for call time payment or a time sheet showing any call hours worked. While it would be difficult, if not impossible, to determine with absolute accuracy what your total excess call hours are, the County has attempted to make a reasonable and fair determination based on your time in office and the County's understanding of the rotating call schedule over the last three years.

Based on our calculations, we intend to make a gross payment to you of \$17,989.50, subject to the usual wage withholdings. The County will also make its Social Security and State Retirement System contributions. Because the amount owed is uncertain and speculative, the County will require a signed release from you prior to payment. If you agree to accept the above amount, please sign the enclosed release and return it to the County Administrator's office. Once we have received your signed release, a payroll check will be issued to you.

Importantly, if you have received any other form of compensation for call time over the past three years, the amount referenced in the above paragraph reflects a corresponding prior

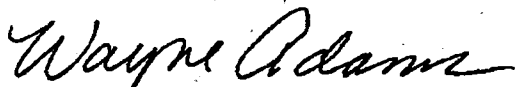
ROA 01013

reduction. Moreover, as of the date of this memorandum, the County is discontinuing any such payments. ROA 01014

Going forward, part-time magistrates must report all on-call hours worked using the attached form. Completed forms must be submitted to the County's Director of Human Resources no later than noon Monday of each week following any call duty work pertaining to the prior week. Failure to properly record your hours could result in a delay or waiver of payment.

Should you wish to discuss this matter in more detail, please contact Jay Tothacer, Newberry County Attorney at 321-1415

Sincerely,



Wayne Adams
County Administrator

cc: County Council

ROA 01014

STATE OF SOUTH CAROLINA)
)
NEWBERRY COUNTY)

GENERAL RELEASE

Richard C. Lail ("Mr. Lail") and Newberry County ("the County"), hereby agree as follows:

1. For and in consideration of the gross payment of wages to Mr. Lail in the amount of Seventeen Thousand and Nine Hundred and Eighty-nine and 50/100 Dollars (\$17,989.50), the net amount of which is Eleven Thousand and Six Hundred and Seventy-nine and 85/100 Dollars (\$11,679.85), the undersigned Mr. Lail for himself, his heirs, executors, administrators, and assigns, intends to and does hereby release, acquit, forever discharge, and covenant not to sue the County, its present and past officials, employees, agents, and attorneys, from and/or with regard to any and all causes of action, claims, demands, costs, interest, attorney's fees, and all claims of any nature and kind whatsoever, known or unknown, from the beginning of time until the date hereof which Mr. Lail has or in the future may be entitled to have against the County, on account of or in any way arising out of or in connection with Mr. Lail's appointment and service as a Newberry County Magistrate. Mr. Lail agrees, as a further consideration and inducement for this Settlement Agreement and Release in Full (hereinafter "Release"), that it shall apply to unknown and unanticipated damages resulting from or in any way connected to his appointment and service as a Newberry County Magistrate to the date hereof as well as to those now disclosed.

2. This agreement is the compromise of doubtful and disputed claims and this Release is not to be construed as an admission of liability on the part of the County. The County expressly denies liability of any nature or kind whatsoever to Mr. Lail. Mr. Lail agrees that he will not assert or imply that the County has admitted any liability to him as a result of this agreement/and or payment made to him.

3. Mr. Lail hereby acknowledges that he has read and fully understands this Release, agrees that it incorporates all oral understandings and negotiations between him and the County, and that it is the entire agreement between them.

IN WITNESS WHEREOF, Mr. Lail has set his hand and seal below.

Richard C. Lail

Date: _____

PART-TIME MAGISTRATE WEEKLY TIME REPORT

NOTE: ALL CALL DUTY HOURS WORKED MUST BE RECORDED WEEKLY AND ALL HOURS RECORDED MUST HAVE BEEN WORKED. FAILURE TO REPORT ANY ERRORS IN YOUR WORK HOURS REPORTED OR PAID WITHIN 14 CALENDAR DAYS OF RECEIVING YOUR PAYCHECK MAY RESULT IN FORFEITURE OF ANY ADDITIONAL PAY THAT MAY BE DUE.

Name: _____

For the calendar week of _____ through _____, 20____

Sun ____ / ____ Hours worked: _____

Mon ____ / ____ Hours worked: _____

Tue ____ / ____ Hours worked: _____

Wed ____ / ____ Hours worked: _____

Thur ____ / ____ Hours worked: _____

Fri ____ / ____ Hours worked: _____

Sat ____ / ____ Hours worked: _____

TOTAL HOURS WORKED: _____

Signature: _____ Date: _____

084^2. Adams email to Jayroe 8
-28-2014.pdf

Laurie Renwick

ROA 01018

From: Wayne Adams <wadams@newberrycounty.net>
Sent: Thursday, August 28, 2014 12:11 PM
To: ajayroe@jayroecpa.com
Cc: Jay Tothacer; Buddy Livingston; Kirksey Koon; Les Hipp; Les Hipp; Scott Cain; Steve Stockman; Bill Waldrop; John Caldwell; Laurie Renwick; Debbie Cromer; Dirk Aydlette
Subject: back pay consideration and future reporting of work hours
Attachments: Judge Jayroe On-Call Pay.pdf

Judge Jayroe:

Please find attached my letter concerning back pay consideration for part-time magistrates as well as future reporting requirements for hours worked.

Should you have any questions, don't hesitate to contact me or Jay.

Best,

Wayne Adams, Newberry County Administrator

ROA 01018



ROA 01019

COUNTY OF NEWBERRY

OFFICE OF THE COUNTY COUNCIL
POST OFFICE BOX 156
NEWBERRY, SOUTH CAROLINA 29108

(803)321-2100
FAX: (803)321-2102

COUNCILMEN:

HENRY H. LIVINGSTON, III, CHAIRMAN
KIRKSEY KOON, VICE-CHAIRMAN
JOHN E. CALDWELL
WILLIAM D. WALDROP
LESLIE HIPPI
STEVE STOCKMAN
SCOTT CAIN

WAYNE ADAMS
COUNTY ADMINISTRATOR
A. J. TOTHACER, JR.
COUNTY ATTORNEY
LAURIE N. RENWICK
CLERK TO COUNCIL

August 28, 2014

The Honorable Arthur L. Jayroe, Jr.
P.O. Box 95
Little Mountain, SC 29075

Sent by Email and US Mail

Dear Judge Jayroe:

The County recently determined that it might not have been fully compliant with the South Carolina Magistrate's Pay Act. Under the Act, part-time magistrates are entitled to call pay for hours worked over their set weekly hours. Unfortunately, no part-time magistrate has ever submitted an itemized request for call time payment or a time sheet showing any call hours worked. While it would be difficult, if not impossible, to determine with absolute accuracy what your total excess call hours are, the County has attempted to make a reasonable and fair determination based on your time in office and the County's understanding of the rotating call schedule over the last three years.

Based on our calculations, we intend to make a gross payment to you of \$2,608.50, subject to the usual wage withholdings. The County will also make its Social Security and State Retirement System contributions. Because the amount owed is uncertain and speculative, the County will require a signed release from you prior to payment. If you agree to accept the above amount, please sign the enclosed release and return it to the County Administrator's office. Once we have received your signed release, a payroll check will be issued to you.

Importantly, if you have received any other form of compensation for call time over the past three years, the amount referenced in the above paragraph reflects a corresponding prior

ROA 01019

reduction. Moreover, as of the date of this memorandum, the County is discontinuing any such payments.

ROA 01020

Going forward, part-time magistrates must report all on-call hours worked using the attached form. Completed forms must be submitted to the County's Director of Human Resources no later than noon Monday of each week following any call duty work pertaining to the prior week. Failure to properly record your hours could result in a delay or waiver of payment.

Should you wish to discuss this matter in more detail, please contact Jay Tothacer, Newberry County Attorney at 321-1415

Sincerely,



Wayne Adams
County Administrator

cc: County Council

ROA 01020

STATE OF SOUTH CAROLINA)
)
NEWBERRY COUNTY)

GENERAL RELEASE

Arthur L. Jayroe, Jr. ("Mr. Jayroe") and Newberry County ("the County"), hereby agree as follows:

1. For and in consideration of the gross payment of wages to Mr. Jayroe in the amount of Two Thousand and Six Hundred and Eight and 50/100 Dollars (\$2,608.50), the net amount of which is One Thousand and Nine Hundred and Eighty-one and 63/100 Dollars (\$1,981.63), the undersigned Mr. Jayroe for himself, his heirs, executors, administrators, and assigns, intends to and does hereby release, acquit, forever discharge, and covenant not to sue the County, its present and past officials, employees, agents, and attorneys, from and/or with regard to any and all causes of action, claims, demands, costs, interest, attorney's fees, and all claims of any nature and kind whatsoever, known or unknown, from the beginning of time until the date hereof which Mr. Jayroe has or in the future may be entitled to have against the County, on account of or in any way arising out of or in connection with Mr. Jayroe's appointment and service as a Newberry County Magistrate. Mr. Jayroe agrees, as a further consideration and inducement for this Settlement Agreement and Release in Full (hereinafter "Release"), that it shall apply to unknown and unanticipated damages resulting from or in any way connected to his appointment and service as a Newberry County Magistrate to the date hereof as well as to those now disclosed.

2. This agreement is the compromise of doubtful and disputed claims and this Release is not to be construed as an admission of liability on the part of the County. The County expressly denies liability of any nature or kind whatsoever to Mr. Jayroe. Mr. Jayroe agrees that he will not assert or imply that the County has admitted any liability to him as a result of this agreement/and or payment made to him.

3. Mr. Jayroe hereby acknowledges that he has read and fully understands this Release, agrees that it incorporates all oral understandings and negotiations between him and the County, and that it is the entire agreement between them.

IN WITNESS WHEREOF, Mr. Jayroe has set his hand and seal below.

Arthur L. Jayroe, Jr.

Date: _____

PART-TIME MAGISTRATE WEEKLY TIME REPORT

NOTE: ALL CALL DUTY HOURS WORKED MUST BE RECORDED WEEKLY AND ALL HOURS RECORDED MUST HAVE BEEN WORKED. FAILURE TO REPORT ANY ERRORS IN YOUR WORK HOURS REPORTED OR PAID WITHIN 14 CALENDAR DAYS OF RECEIVING YOUR PAYCHECK MAY RESULT IN FORFEITURE OF ANY ADDITIONAL PAY THAT MAY BE DUE.

Name: _____

For the calendar week of _____ through _____, 20____

Sun ____ / ____ Hours worked: _____

Mon ____ / ____ Hours worked: _____

Tue ____ / ____ Hours worked: _____

Wed ____ / ____ Hours worked: _____

Thur ____ / ____ Hours worked: _____

Fri ____ / ____ Hours worked: _____

Sat ____ / ____ Hours worked: _____

TOTAL HOURS WORKED: _____

Signature: _____ Date: _____

085^20. Adams email to Koon 8
-28-2014 (2).pdf

From: **Wayne Adams** wadams@newberrycounty.net
Subject: back pay consideration and future reporting requirements
Date: August 28, 2014 at 12:14 PM
To: bkoon@backroads.net

ROA 01024

Cc: Jay Tothacer jtothacer@newberrycounty.net, Buddy Livingston blivingston@newberry.k12.sc.us, Kirksey Koon kirkseykoon@yahoo.com, Les Hipp hippcouncil@bellsouth.net, Les Hipp lchipp@bellsouth.net, Scott Cain scain@newberrycounty.net, Steve Stockman stevestockman@att.net, Bill Waldrop dbwaldrop20@gmail.com, John Caldwell johnpatcaldwell@att.net, Laurie Renwick lrenwick@newberrycounty.net, Debbie Cromer dcromer@newberrycounty.net, Dirk Aydlette daydlette@gsblaw.net

Dear Judge Koon:

Please find attached my letter concerning back pay consideration for part-time magistrates as well as future reporting requirements for hours worked.

Should you have any questions, don't hesitate to contact me or Jay.

Best,

 Wayne Adams, Newberry County Administrator

ROA 01024



ROA 01025

COUNTY OF NEWBERRY

OFFICE OF THE COUNTY COUNCIL
POST OFFICE BOX 156
NEWBERRY, SOUTH CAROLINA 29108

(803)321-2100
FAX: (803)321-2102

COUNCILMEN:

HENRY H. LIVINGSTON, III, CHAIRMAN
KIRKSEY KOON, VICE-CHAIRMAN
JOHN E. CALDWELL
WILLIAM D. WALDROP
LESLIE HIPP
STEVE STOCKMAN
SCOTT CAIN

WAYNE ADAMS
COUNTY ADMINISTRATOR
A. J. TOTHACER, JR.
COUNTY ATTORNEY
LAURIE N. RENWICK
CLERK TO COUNCIL

August 28, 2014

The Honorable Barry S. Koon
1419 CR Koon Highway
Newberry, SC 29108

Sent by Email and US Mail

Dear Judge Koon:

The County recently determined that it might not have been fully compliant with the South Carolina Magistrate's Pay Act. Under the Act, part-time magistrates are entitled to call pay for hours worked over their set weekly hours. Unfortunately, no part-time magistrate has ever submitted an itemized request for call time payment or a time sheet showing any call hours worked. While it would be difficult, if not impossible, to determine with absolute accuracy what your total excess call hours are, the County has attempted to make a reasonable and fair determination based on your time in office and the County's understanding of the rotating call schedule over the last three years.

Based on our calculations, we intend to make a gross payment to you of \$5,142.72, subject to the usual wage withholdings. The County will also make its Social Security and State Retirement System contributions. Because the amount owed is uncertain and speculative, the County will require a signed release from you prior to payment. If you agree to accept the above amount, please sign the enclosed release and return it to the County Administrator's office. Once we have received your signed release, a payroll check will be issued to you.

Importantly, if you have received any other form of compensation for call time over the past three years, the amount referenced in the above paragraph reflects a corresponding prior

ROA 01025

reduction. Moreover, as of the date of this memorandum, the County is discontinuing any such payments. ROA 01026

Going forward, part-time magistrates must report all on-call hours worked using the attached form. Completed forms must be submitted to the County's Director of Human Resources no later than noon Monday of each week following any call duty work pertaining to the prior week. Failure to properly record your hours could result in a delay or waiver of payment.

Should you wish to discuss this matter in more detail, please contact Jay Tothacer, Newberry County Attorney at 321-1415

Sincerely,

Wayne Adams
Wayne Adams
County Administrator

cc: County Council

ROA 01026

STATE OF SOUTH CAROLINA)
)
NEWBERRY COUNTY)

ROA 01027

GENERAL RELEASE

Barry S. Koon ("Mr. Koon") and Newberry County ("the County"), hereby agree as follows:

1. For and in consideration of the gross payment of wages to Mr. Koon in the amount of Five Thousand and One Hundred and Forty-two and 72/100 Dollars (\$5,142.72), the net amount of which is Three Thousand and Four Hundred and Sixty-nine and 46/100 Dollars (\$3,469.46), the undersigned Mr. Koon for himself, his heirs, executors, administrators, and assigns, intends to and does hereby release, acquit, forever discharge, and covenant not to sue the County, its present and past officials, employees, agents, and attorneys, from and/or with regard to any and all causes of action, claims, demands, costs, interest, attorney's fees, and all claims of any nature and kind whatsoever, known or unknown, from the beginning of time until the date hereof which Mr. Koon has or in the future may be entitled to have against the County, on account of or in any way arising out of or in connection with Mr. Koon's appointment and service as a Newberry County Magistrate. Mr. Koon agrees, as a further consideration and inducement for this Settlement Agreement and Release in Full (hereinafter "Release"), that it shall apply to unknown and unanticipated damages resulting from or in any way connected to his appointment and service as a Newberry County Magistrate to the date hereof as well as to those now disclosed.

2. This agreement is the compromise of doubtful and disputed claims and this Release is not to be construed as an admission of liability on the part of the County. The County expressly denies liability of any nature or kind whatsoever to Mr. Koon. Mr. Koon agrees that he will not assert or imply that the County has admitted any liability to him as a result of this agreement/and or payment made to him.

3. Mr. Koon hereby acknowledges that he has read and fully understands this Release, agrees that it incorporates all oral understandings and negotiations between him and the County, and that it is the entire agreement between them.

IN WITNESS WHEREOF, Mr. Koon has set his hand and seal below.

Barry S. Koon

Date: _____

ROA 01027

PART-TIME MAGISTRATE WEEKLY TIME REPORT ROA 01028

NOTE: ALL CALL DUTY HOURS WORKED MUST BE RECORDED WEEKLY AND ALL HOURS RECORDED MUST HAVE BEEN WORKED. FAILURE TO REPORT ANY ERRORS IN YOUR WORK HOURS REPORTED OR PAID WITHIN 14 CALENDAR DAYS OF RECEIVING YOUR PAYCHECK MAY RESULT IN FORFEITURE OF ANY ADDITIONAL PAY THAT MAY BE DUE.

Name: _____

For the calendar week of _____ through _____, 20____

Sun ____/____ Hours worked: _____

Mon ____/____ Hours worked: _____

Tue ____/____ Hours worked: _____

Wed ____/____ Hours worked: _____

Thur ____/____ Hours worked: _____

Fri ____/____ Hours worked: _____

Sat ____/____ Hours worked: _____

TOTAL HOURS WORKED: _____

Signature: _____ Date: _____

ROA 01028

086^20. Adams email to Koon 8
-28-2014.pdf

From: Wayne Adams wadams@newberrycounty.net
Subject: back pay consideration and future reporting requirements
Date: August 28, 2014 at 12:14 PM

ROA 01030

To: bkoon@backroads.net

Cc: Jay Tothacer jtothacer@newberrycounty.net, Buddy Livingston blivingston@newberry.k12.sc.us, Kirksey Koon kirkseykoon@yahoo.com, Les HIPP hippcouncil@bellsouth.net, Les HIPP lchipp@bellsouth.net, Scott Cain scain@newberrycounty.net, Steve Stockman stevestockman@att.net, Bill Waldrop dbwaldrop20@gmail.com, John Caldwell johnpatcaldwell@att.net, Laurie Renwick lrenwick@newberrycounty.net, Debbie Cromer dcromer@newberrycounty.net, Dirk Aydlette daydlette@gsblaw.net

Dear Judge Koon:

Please find attached my letter concerning back pay consideration for part-time magistrates as well as future reporting requirements for hours worked.

Should you have any questions, don't hesitate to contact me or Jay.

Best,

Wayne Adams, Newberry County Administrator 

ROA 01030



ROA 01031

COUNTY OF NEWBERRY

OFFICE OF THE COUNTY COUNCIL

POST OFFICE BOX 156

NEWBERRY, SOUTH CAROLINA 29108

(803)321-2100

FAX: (803)321-2102

COUNCILMEN:

HENRY H. LIVINGSTON, III, CHAIRMAN
KIRKSEY KOON, VICE-CHAIRMAN
JOHN E. CALDWELL
WILLIAM D. WALDROP
LESLIE HIPPI
STEVE STOCKMAN
SCOTT CAIN

WAYNE ADAMS
COUNTY ADMINISTRATOR
A. J. TOTHACER, JR.
COUNTY ATTORNEY
LAURIE N. RENWICK
CLERK TO COUNCIL

August 28, 2014

The Honorable Barry S. Koon
1419 CR Koon Highway
Newberry, SC 29108

Sent by Email and US Mail

Dear Judge Koon:

The County recently determined that it might not have been fully compliant with the South Carolina Magistrate's Pay Act. Under the Act, part-time magistrates are entitled to call pay for hours worked over their set weekly hours. Unfortunately, no part-time magistrate has ever submitted an itemized request for call time payment or a time sheet showing any call hours worked. While it would be difficult, if not impossible, to determine with absolute accuracy what your total excess call hours are, the County has attempted to make a reasonable and fair determination based on your time in office and the County's understanding of the rotating call schedule over the last three years.

Based on our calculations, we intend to make a gross payment to you of \$5,142.72, subject to the usual wage withholdings. The County will also make its Social Security and State Retirement System contributions. Because the amount owed is uncertain and speculative, the County will require a signed release from you prior to payment. If you agree to accept the above amount, please sign the enclosed release and return it to the County Administrator's office. Once we have received your signed release, a payroll check will be issued to you.

Importantly, if you have received any other form of compensation for call time over the past three years, the amount referenced in the above paragraph reflects a corresponding prior

ROA 01031

reduction. Moreover, as of the date of this memorandum, the County is discontinuing any such payments.

ROA 01032

Going forward, part-time magistrates must report all on-call hours worked using the attached form. Completed forms must be submitted to the County's Director of Human Resources no later than noon Monday of each week following any call duty work pertaining to the prior week. Failure to properly record your hours could result in a delay or waiver of payment.

Should you wish to discuss this matter in more detail, please contact Jay Tothacer, Newberry County Attorney at 321-1415

Sincerely,



Wayne Adams
County Administrator

cc: County Council

ROA 01032

STATE OF SOUTH CAROLINA)
NEWBERRY COUNTY)

GENERAL RELEASE

Barry S. Koon ("Mr. Koon") and Newberry County ("the County"), hereby agree as follows:

1. For and in consideration of the gross payment of wages to Mr. Koon in the amount of Five Thousand and One Hundred and Forty-two and 72/100 Dollars (\$5,142.72), the net amount of which is Three Thousand and Four Hundred and Sixty-nine and 46/100 Dollars (\$3,469.46), the undersigned Mr. Koon for himself, his heirs, executors, administrators, and assigns, intends to and does hereby release, acquit, forever discharge, and covenant not to sue the County, its present and past officials, employees, agents, and attorneys, from and/or with regard to any and all causes of action, claims, demands, costs, interest, attorney's fees, and all claims of any nature and kind whatsoever, known or unknown, from the beginning of time until the date hereof which Mr. Koon has or in the future may be entitled to have against the County, on account of or in any way arising out of or in connection with Mr. Koon's appointment and service as a Newberry County Magistrate. Mr. Koon agrees, as a further consideration and inducement for this Settlement Agreement and Release in Full (hereinafter "Release"), that it shall apply to unknown and unanticipated damages resulting from or in any way connected to his appointment and service as a Newberry County Magistrate to the date hereof as well as to those now disclosed.

2. This agreement is the compromise of doubtful and disputed claims and this Release is not to be construed as an admission of liability on the part of the County. The County expressly denies liability of any nature or kind whatsoever to Mr. Koon. Mr. Koon agrees that he will not assert or imply that the County has admitted any liability to him as a result of this agreement/and or payment made to him.

3. Mr. Koon hereby acknowledges that he has read and fully understands this Release, agrees that it incorporates all oral understandings and negotiations between him and the County, and that it is the entire agreement between them.

IN WITNESS WHEREOF, Mr. Koon has set his hand and seal below.

Barry S. Koon

Date: _____

PART-TIME MAGISTRATE WEEKLY TIME REPORT

ROA 01034

NOTE: ALL CALL DUTY HOURS WORKED MUST BE RECORDED WEEKLY AND ALL HOURS RECORDED MUST HAVE BEEN WORKED. FAILURE TO REPORT ANY ERRORS IN YOUR WORK HOURS REPORTED OR PAID WITHIN 14 CALENDAR DAYS OF RECEIVING YOUR PAYCHECK MAY RESULT IN FORFEITURE OF ANY ADDITIONAL PAY THAT MAY BE DUE.

Name: _____

For the calendar week of _____ through _____, 20____

Sun ____ / ____ Hours worked: _____

Mon ____ / ____ Hours worked: _____

Tue ____ / ____ Hours worked: _____

Wed ____ / ____ Hours worked: _____

Thur ____ / ____ Hours worked: _____

Fri ____ / ____ Hours worked: _____

Sat ____ / ____ Hours worked: _____

TOTAL HOURS WORKED: _____

Signature: _____ Date: _____

ROA 01034

087^3. Adams email to Cain 8-
28-2014.pdf

Subject: back pay consideration and future reporting requirements

ROA 01036

Date: Thursday, August 28, 2014 at 12:14:51 PM Eastern Daylight Time

From: Wayne Adams

To: bkoon@backroads.net

CC: Jay Tothacer, Buddy Livingston, Kirksey Koon, Les Hipp, Les Hipp, Scott Cain, Steve Stockman, Bill Waldrop, John Caldwell, Laurie Renwick, Debbie Cromer, Dirk Aydlette

Category: County Council

Dear Judge Koon:

Please find attached my letter concerning back pay consideration for part-time magistrates as well as future reporting requirements for hours worked.

Should you have any questions, don't hesitate to contact me or Jay.

Best,

Wayne Adams, Newberry County Administrator

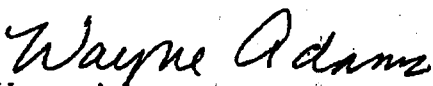
ROA 01036

reduction. Moreover, as of the date of this memorandum, the County is discontinuing such payments. ROA 01037

Going forward, part-time magistrates must report all on-call hours worked using the attached form. Completed forms must be submitted to the County's Director of Human Resources no later than noon Monday of each week following any call duty work pertaining to the prior week. Failure to properly record your hours could result in a delay or waiver of payment.

Should you wish to discuss this matter in more detail, please contact Jay Tothacer, Newberry County Attorney at 321-1415

Sincerely,


Wayne Adams
County Administrator

cc: County Council

ROA 01037

STATE OF SOUTH CAROLINA)
)
NEWBERRY COUNTY.)

GENERAL RELEASE

Barry S. Koon ("Mr. Koon") and Newberry County ("the County"), hereby agree as follows:

1. For and in consideration of the gross payment of wages to Mr. Koon in the amount of Five Thousand and One Hundred and Forty-two and 72/100 Dollars (\$5,142.72), the net amount of which is Three Thousand and Four Hundred and Sixty-nine and 46/100 Dollars (\$3,469.46), the undersigned Mr. Koon for himself, his heirs, executors, administrators, and assigns, intends to and does hereby release, acquit, forever discharge, and covenant not to sue the County, its present and past officials, employees, agents, and attorneys, from and/or with regard to any and all causes of action, claims, demands, costs, interest, attorney's fees, and all claims of any nature and kind whatsoever, known or unknown, from the beginning of time until the date hereof which Mr. Koon has or in the future may be entitled to have against the County, on account of or in any way arising out of or in connection with Mr. Koon's appointment and service as a Newberry County Magistrate. Mr. Koon agrees, as a further consideration and inducement for this Settlement Agreement and Release in Full (hereinafter "Release"), that it shall apply to unknown and unanticipated damages resulting from or in any way connected to his appointment and service as a Newberry County Magistrate to the date hereof as well as to those now disclosed.

2. This agreement is the compromise of doubtful and disputed claims and this Release is not to be construed as an admission of liability on the part of the County. The County expressly denies liability of any nature or kind whatsoever to Mr. Koon. Mr. Koon agrees that he will not assert or imply that the County has admitted any liability to him as a result of this agreement/and or payment made to him.

3. Mr. Koon hereby acknowledges that he has read and fully understands this Release, agrees that it incorporates all oral understandings and negotiations between him and the County, and that it is the entire agreement between them.

IN WITNESS WHEREOF, Mr. Koon has set his hand and seal below.

Barry S. Koon

Date: _____

ROA 01039

PART-TIME MAGISTRATE WEEKLY TIME REPORT

NOTE: ALL CALL DUTY HOURS WORKED MUST BE RECORDED WEEKLY AND ALL HOURS RECORDED MUST HAVE BEEN WORKED. FAILURE TO REPORT ANY ERRORS IN YOUR WORK HOURS REPORTED OR PAID WITHIN 14 CALENDAR DAYS OF RECEIVING YOUR PAYCHECK MAY RESULT IN FORFEITURE OF ANY ADDITIONAL PAY THAT MAY BE DUE.

Name: _____

For the calendar week of _____ through _____, 20____

Sun ____ / ____ Hours worked: _____

Mon ____ / ____ Hours worked: _____

Tue ____ / ____ Hours worked: _____

Wed ____ / ____ Hours worked: _____

Thur ____ / ____ Hours worked: _____

Fri ____ / ____ Hours worked: _____

Sat ____ / ____ Hours worked: _____

TOTAL HOURS WORKED: _____

Signature: _____ Date: _____

ROA 01039

088^4. Adams email to Jayroe 8
-28-2014.pdf

Subject: back pay consideration and future reporting of work hours

ROA 01041

Date: Thursday, August 28, 2014 at 12:11:23 PM Eastern Daylight Time

From: Wayne Adams

To: ajayroe@jayroecpa.com

CC: Jay Tothacer, Buddy Livingston, Kirksey Koon, Les Hipp, Les Hipp, Scott Cain, Steve Stockman, Bill Waldrop, John Caldwell, Laurie Renwick, Debbie Cromer, Dirk Aydlette

Category: County Council

Judge Jayroe:

Please find attached my letter concerning back pay consideration for part-time magistrates as well as future reporting requirements for hours worked.

Should you have any questions, don't hesitate to contact me or Jay.

Best,

Wayne Adams, Newberry County Administrator

ROA 01041



ROA 01042

COUNTY OF NEWBERRY

OFFICE OF THE COUNTY COUNCIL
POST OFFICE BOX 156
NEWBERRY, SOUTH CAROLINA 29108

(803)321-2100
FAX: (803)321-2102

COUNCIL MEN:

HENRY H. LIVINGSTON, III, CHAIRMAN
KIRKSEY KOON, VICE-CHAIRMAN
JOHN E. CALDWELL
WILLIAM D. WALDROP
LESLIE HIPPE
STEVE STOCKMAN
SCOTT CAIN

WAYNE ADAMS
COUNTY ADMINISTRATOR
A. J. TOTIACER, JR.
COUNTY ATTORNEY
LAURIE N. RENWICK
CLERK TO COUNCIL

August 28, 2014

The Honorable Arthur L. Jayroe, Jr.
P.O. Box 95
Little Mountain, SC 29075

Sent by Email and US Mail

Dear Judge Jayroe:

The County recently determined that it might not have been fully compliant with the South Carolina Magistrate's Pay Act. Under the Act, part-time magistrates are entitled to call pay for hours worked over their set weekly hours. Unfortunately, no part-time magistrate has ever submitted an itemized request for call time payment or a time sheet showing any call hours worked. While it would be difficult, if not impossible, to determine with absolute accuracy what your total excess call hours are, the County has attempted to make a reasonable and fair determination based on your time in office and the County's understanding of the rotating call schedule over the last three years.

Based on our calculations, we intend to make a gross payment to you of \$2,608.50, subject to the usual wage withholdings. The County will also make its Social Security and State Retirement System contributions. Because the amount owed is uncertain and speculative, the County will require a signed release from you prior to payment. If you agree to accept the above amount, please sign the enclosed release and return it to the County Administrator's office. Once we have received your signed release, a payroll check will be issued to you.

Importantly, if you have received any other form of compensation for call time over the past three years, the amount referenced in the above paragraph reflects a corresponding prior

ROA 01042

reduction. Moreover, as of the date of this memorandum, the County is discontinuing any such payments. ROA 01043

Going forward, part-time magistrates must report all on-call hours worked using the attached form. Completed forms must be submitted to the County's Director of Human Resources no later than noon Monday of each week following any call duty work pertaining to the prior week. Failure to properly record your hours could result in a delay or waiver of payment.

Should you wish to discuss this matter in more detail, please contact Jay Tothacer, Newberry County Attorney at 321-1415

Sincerely,



Wayne Adams
County Administrator

cc: County Council

ROA 01043

STATE OF SOUTH CAROLINA)
)
NEWBERRY COUNTY)

GENERAL RELEASE

Arthur L. Jayroe, Jr. ("Mr. Jayroe") and Newberry County ("the County"), hereby agree as follows:

1. For and in consideration of the gross payment of wages to Mr. Jayroe in the amount of Two Thousand and Six Hundred and Eight and 50/100 Dollars (\$2,608.50), the net amount of which is One Thousand and Nine Hundred and Eighty-one and 63/100 Dollars (\$1,981.63), the undersigned Mr. Jayroe for himself, his heirs, executors, administrators, and assigns, intends to and does hereby release, acquit, forever discharge, and covenant not to sue the County, its present and past officials, employees, agents, and attorneys, from and/or with regard to any and all causes of action, claims, demands, costs, interest, attorney's fees, and all claims of any nature and kind whatsoever, known or unknown, from the beginning of time until the date hereof which Mr. Jayroe has or in the future may be entitled to have against the County, on account of or in any way arising out of or in connection with Mr. Jayroe's appointment and service as a Newberry County Magistrate. Mr. Jayroe agrees, as a further consideration and inducement for this Settlement Agreement and Release in Full (hereinafter "Release"), that it shall apply to unknown and unanticipated damages resulting from or in any way connected to his appointment and service as a Newberry County Magistrate to the date hereof as well as to those now disclosed.

2. This agreement is the compromise of doubtful and disputed claims and this Release is not to be construed as an admission of liability on the part of the County. The County expressly denies liability of any nature or kind whatsoever to Mr. Jayroe. Mr. Jayroe agrees that he will not assert or imply that the County has admitted any liability to him as a result of this agreement/and or payment made to him.

3. Mr. Jayroe hereby acknowledges that he has read and fully understands this Release, agrees that it incorporates all oral understandings and negotiations between him and the County, and that it is the entire agreement between them.

IN WITNESS WHEREOF, Mr. Jayroe has set his hand and seal below.

Arthur L. Jayroe, Jr.

Date: _____

PART-TIME MAGISTRATE WEEKLY TIME REPORT

NOTE: ALL CALL DUTY HOURS WORKED MUST BE RECORDED WEEKLY AND ALL HOURS RECORDED MUST HAVE BEEN WORKED. FAILURE TO REPORT ANY ERRORS IN YOUR WORK HOURS REPORTED OR PAID WITHIN 14 CALENDAR DAYS OF RECEIVING YOUR PAYCHECK MAY RESULT IN FORFEITURE OF ANY ADDITIONAL PAY THAT MAY BE DUE.

Name: _____

For the calendar week of _____ through _____, 20____

Sun ____/____ Hours worked: _____

Mon ____/____ Hours worked: _____

Tue ____/____ Hours worked: _____

Wed ____/____ Hours worked: _____

Thur ____/____ Hours worked: _____

Fri ____/____ Hours worked: _____

Sat ____/____ Hours worked: _____

TOTAL HOURS WORKED: _____

Signature: _____ Date: _____

089^4. Adams email to Tothacer
8-28-2014.pdf

Laurie Renwick

ROA 01047

From: Kirksey Koon <kirkseykoon@yahoo.com>
Sent: Tuesday, February 03, 2015 11:29 AM
To: Laurie Renwick
Subject: Fwd: back pay consideration and future reporting requirements
Attachments: Judge koon On Call Pay.pdf; Untitled attachment 00101.htm

Sent from my iPad

Begin forwarded message:

From: Wayne Adams <wadams@newberrycounty.net>
Date: August 28, 2014 at 12:14:51 PM EDT
To: bkoon@backroads.net
Cc: Jay Tothacer <jtothacer@newberrycounty.net>, Buddy Livingston <blivingston@newberry.k12.sc.us>, Kirksey Koon <kirkseykoon@yahoo.com>, Les Hipp <hippcouncil@bellsouth.net>, Les Hipp <lchipp@bellsouth.net>, Scott Cain <scain@newberrycounty.net>, Steve Stockman <stevestockman@att.net>, Bill Waldrop <dbwaldrop20@gmail.com>, John Caldwell <johnpatcaldwell@att.net>, Laurie Renwick <lrenwick@newberrycounty.net>, Debbie Cromer <dcromer@newberrycounty.net>, Dirk Aydlette <daydlette@gsblaw.net>
Subject: back pay consideration and future reporting requirements

Dear Judge Koon:

Please find attached my letter concerning back pay consideration for part-time magistrates as well as future reporting requirements for hours worked.

Should you have any questions, don't hesitate to contact me or Jay.

Best,

Wayne Adams, Newberry County Administrator



ROA 01048

COUNTY OF NEWBERRY

OFFICE OF THE COUNTY COUNCIL

POST OFFICE BOX 156

NEWBERRY, SOUTH CAROLINA 29108

(803)321-2100

FAX: (803)321-2102

COUNCILMEN:

HENRY H. LIVINGSTON, III, CHAIRMAN
KIRKSEY KOON, VICE-CHAIRMAN
JOHN E. CALDWELL
WILLIAM D. WALDROP
LESLIE HIPPI
STEVE STOCKMAN
SCOTT CAIN

WAYNE ADAMS
COUNTY ADMINISTRATOR
A. J. TOTHACER, JR.
COUNTY ATTORNEY
LAURIE N. RENWICK
CLERK TO COUNCIL

August 28, 2014

The Honorable Barry S. Koon
1419 CR Koon Highway
Newberry, SC 29108

Sent by Email and US Mail

Dear Judge Koon:

The County recently determined that it might not have been fully compliant with the South Carolina Magistrate's Pay Act. Under the Act, part-time magistrates are entitled to call pay for hours worked over their set weekly hours. Unfortunately, no part-time magistrate has ever submitted an itemized request for call time payment or a time sheet showing any call hours worked. While it would be difficult, if not impossible, to determine with absolute accuracy what your total excess call hours are, the County has attempted to make a reasonable and fair determination based on your time in office and the County's understanding of the rotating call schedule over the last three years.

Based on our calculations, we intend to make a gross payment to you of \$5,142.72, subject to the usual wage withholdings. The County will also make its Social Security and State Retirement System contributions. Because the amount owed is uncertain and speculative, the County will require a signed release from you prior to payment. If you agree to accept the above amount, please sign the enclosed release and return it to the County Administrator's office. Once we have received your signed release, a payroll check will be issued to you.

Importantly, if you have received any other form of compensation for call time over the past three years, the amount referenced in the above paragraph reflects a corresponding prior

ROA 01048

reduction. Moreover, as of the date of this memorandum, the County is discontinuing any such payments. ROA 01049

Going forward, part-time magistrates must report all on-call hours worked using the attached form. Completed forms must be submitted to the County's Director of Human Resources no later than noon Monday of each week following any call duty work pertaining to the prior week. Failure to properly record your hours could result in a delay or waiver of payment.

Should you wish to discuss this matter in more detail, please contact Jay Tothacer, Newberry County Attorney at 321-1415

Sincerely,

Wayne Adams
Wayne Adams
County Administrator

cc: County Council

ROA 01049

STATE OF SOUTH CAROLINA)
)
NEWBERRY COUNTY)

ROA 01050

GENERAL RELEASE

Barry S. Koon ("Mr. Koon") and Newberry County ("the County"), hereby agree as follows:

1. For and in consideration of the gross payment of wages to Mr. Koon in the amount of Five Thousand and One Hundred and Forty-two and 72/100 Dollars (\$5,142.72), the net amount of which is Three Thousand and Four Hundred and Sixty-nine and 46/100 Dollars (\$3,469.46), the undersigned Mr. Koon for himself, his heirs, executors, administrators, and assigns, intends to and does hereby release, acquit, forever discharge, and covenant not to sue the County, its present and past officials, employees, agents, and attorneys, from and/or with regard to any and all causes of action, claims, demands, costs, interest, attorney's fees, and all claims of any nature and kind whatsoever, known or unknown, from the beginning of time until the date hereof which Mr. Koon has or in the future may be entitled to have against the County, on account of or in any way arising out of or in connection with Mr. Koon's appointment and service as a Newberry County Magistrate. Mr. Koon agrees, as a further consideration and inducement for this Settlement Agreement and Release in Full (hereinafter "Release"), that it shall apply to unknown and unanticipated damages resulting from or in any way connected to his appointment and service as a Newberry County Magistrate to the date hereof as well as to those now disclosed.

2. This agreement is the compromise of doubtful and disputed claims and this Release is not to be construed as an admission of liability on the part of the County. The County expressly denies liability of any nature or kind whatsoever to Mr. Koon. Mr. Koon agrees that he will not assert or imply that the County has admitted any liability to him as a result of this agreement/and or payment made to him.

3. Mr. Koon hereby acknowledges that he has read and fully understands this Release, agrees that it incorporates all oral understandings and negotiations between him and the County, and that it is the entire agreement between them.

IN WITNESS WHEREOF, Mr. Koon has set his hand and seal below.

Barry S. Koon

Date: _____

ROA 01050

PART-TIME MAGISTRATE WEEKLY TIME REPORT **ROA 01051**

NOTE: ALL CALL DUTY HOURS WORKED MUST BE RECORDED WEEKLY AND ALL HOURS RECORDED MUST HAVE BEEN WORKED. FAILURE TO REPORT ANY ERRORS IN YOUR WORK HOURS REPORTED OR PAID WITHIN 14 CALENDAR DAYS OF RECEIVING YOUR PAYCHECK MAY RESULT IN FORFEITURE OF ANY ADDITIONAL PAY THAT MAY BE DUE.

Name: _____

For the calendar week of _____ through _____, 20____

Sun ____ / ____ Hours worked: _____

Mon ____ / ____ Hours worked: _____

Tue ____ / ____ Hours worked: _____

Wed ____ / ____ Hours worked: _____

Thur ____ / ____ Hours worked: _____

Fri ____ / ____ Hours worked: _____

Sat ____ / ____ Hours worked: _____

TOTAL HOURS WORKED: _____

Signature: _____ Date: _____

ROA 01051

090^18. Adams email to
Tothacer 9-4-2014.pdf

Jay Tothacer

ROA 01053

From: Wayne Adams <wadams@newberrycounty.net>
Sent: Thursday, September 04, 2014 5:18 PM
To: Jay Tothacer
Cc: Buddy Livingston
Subject: Fwd: Letter of 8/2/2014 to Jayroe

Follow Up Flag: Follow up
Flag Status: Flagged

Jay,

Please respond to Judge Jayroe's request for information.

Let me know if I can help.

Thanks.

Wayne

Begin forwarded message:

From: Buddy Livingston <BLivingston@newberry.k12.sc.us>
Subject: Fwd: Letter of 8/2/2014 to Jayroe
Date: September 4, 2014 at 4:51:03 PM EDT
To: Wayne Adams <wadams@newberrycounty.net>

Sent from my iPhone

Begin forwarded message:

From: Arthur Jayroe <AJayroe@jayroecpa.com>
Date: September 4, 2014 at 2:54:47 PM EDT
To: "BLIVINGSTON@NEWBERRY.K12.SC.US" <BLIVINGSTON@NEWBERRY.K12.SC.US>
Subject: FW: Letter of 8/2/2014 to Jayroe

Dear Buddy,

On Tuesday I emailed the attached request to Mr. Adams at the request of SC Court Administration. In order for us to properly administrate the summary court system in the County we need dialogue. Since his letter made it very clear as to what is action was, I would assume the requested information should be readily available. As of today I have not received his response. I would appreciate any help you could give me in obtaining this information.

Thanks,

Art

From: Arthur Jayroe
Sent: Tuesday, September 02, 2014 3:50 PM
To: 'wadams@newberrycounty.net'
Subject: Letter of 8/2/2014 to Jayroe

Mr. Adams:

ROA 01054

In your letter to the part time magistrates dated 8/2/2014 paragraph 3 deals with forms of on call compensation and the discontinuance of such items. Please inform me with specificity as to whose on call compensation is being discontinued, the specific amount of on call compensation for each Judge that is being discontinued and the precise nature and purpose of the on call compensation for each Judge that is being discontinued.

Sincerely,
Art Jayroe
Chief Magistrate

ROA 01054

091^19. Adams email to
Tothacer 9-6-2014.pdf

Jay Tothacer

ROA 01056

From: Wayne Adams <wadams@newberrycounty.net>
Sent: Saturday, September 06, 2014 3:28 AM
To: Jay county attorney
Subject: Re: Jayroe response

Looks good.

Sent from my iPhone

> On Sep 5, 2014, at 11:45 AM, "Jay county attorney" <jtothacer@newberrycounty.net> wrote:

>

> Please see attached. Feel free to modify it as you see fit --, but I believe the response is straightforward and places the stipend payment squarely on him.

>

> Jay

> <Judge Jayroe response 2014.docx>

ROA 01056

Judge Jayroe,

I did not receive your request until it was forwarded to me by the Chairman. I do not know why it did not appear in my email.

In response to your question the only part time magistrate who was receiving any additional 'on call compensation' was you. I understand that before I began working with Newberry County Council authorized \$4500 to be split equally between two magistrates providing on call duties. It is also my understanding that when Judge English was no longer serving as a magistrate that you, in your capacity as Chief Magistrate, directed that the entire \$4500 stipend be paid to you and it has been done ever since you issued that directive. Since none of the other part time magistrates working on call received any portion of that stipend there was no corresponding reduction in the amount offered to compensate them for past work.

Moving forward, we have discontinued the stipend and will now compensate part time magistrates for actual on-call hours worked if the appropriate paperwork is completely and provided to HR in a timely fashion.

I hope this explanation answers your questions.

Please feel free to contact me or Jay Totmacher if you have any additional questions or concern.

Sincerely

Wayne Adams

092^17. Adams email to Jayroe
9-9-2014 (2).pdf

From: Wayne Adams wadams@newberrycounty.net
Subject: Fwd: Send data from MFP07347960 [Scan To_Wayne] 09/09/2014 15:26
Date: September 9, 2014 at 5:55 PM
To: ajayroe@jayroecpa.com
Cc: Buddy Livingston blivingston@newberry.k12.sc.us

ROA 01059

Judge Jayroe:

The attached is being sent to you by regular mail as well.

Wayne

ROA 01059

From: Toshiba eStudio 5540C toshiba@newberrycounty.net
Subject: Send data from MFP07347960 [Scan To_Wayne] 09/09/2014 15:26
Date: September 9, 2014 at 3:31 PM
To: wadams@newberrycounty.net

ROA 01060

Scanned from MFP07347960
PUBLIC TEMPLATE GROUP
Scan To_Wayne

Date: 09/09/2014 15:26
Pages: 1
Resolution: 200x200 DPI



COUNTY OF NEWBERRY

OFFICE OF THE COUNTY COUNCIL
COURTHOUSE ANNEX, 1309 COLLEGE STREET
POST OFFICE BOX 156
NEWBERRY, SOUTH CAROLINA 29108

VOICE: (803) 321-2100
FAX: (803) 321-2102
Web: www.newberrycounty.net

COUNCIL MEMBERS:
HENRY B. LIVINGSTON, III, CHAIRMAN
KIRKSEY KOON, VICE-CHAIRMAN
JOHN B. CALDWELL
WILLIAM D. WALDROP
LESLIE (LES) HUFF
STEVEN C. STOCKMAN
SCOTT CAIN

COUNTY ADMINISTRATOR:
WAYNE ADAMS
COUNTY ATTORNEY:
A.J. TOTHAZER, JR.
CLERK TO COUNCIL:
LAURIE N. RENWICK

September 9, 2014

The Honorable Arthur L. Jayroe, Jr.
P.O. Box 95
Little Mountain, SC 29075

Dear Judge Jayroe,

I did not receive your request until it was forwarded to me by the Chairman. I do not know why it did not appear in my email.

In response to your question the only part time magistrate who was receiving any additional 'on call compensation' was you. I understand that before I began working with Newberry County Council authorized \$4500 to be split equally between two magistrates providing on call duties. It is also my understanding that when Judge English was no longer serving as a magistrate that you, in your capacity as Chief Magistrate, directed that the entire \$4500 stipend be paid to you and it has been done ever since you issued that directive. Since none of the other part time magistrates working on call received any portion of that stipend there was no corresponding reduction in the amount offered to compensate them for past work.

Moving forward, we have discontinued the stipend and will now compensate part time magistrates for actual on-call hours worked if the appropriate paperwork is completely and provided to HR in a timely fashion.

I hope this explanation answers your questions.

Please feel free to contact me or Jay Tothazer if you have any additional questions or concern.

Sincerely,

ROA 01060

Wayne Adams
Wayne Adams

ROA 01061

ROA 01061

093^17. Adams email to Jayroe
9-9-2014.pdf

From: **Wayne Adams** wadams@newberrycounty.net
Subject: Fwd: Send data from MFP07347960 [Scan To_Wayne] 09/09/2014 15:26
Date: September 9, 2014 at 5:55 PM
To: ajayroe@jayroecpa.com
Cc: Buddy Livingston blivingston@newberry.k12.sc.us

ROA 01063

Judge Jayroe:

The attached is being sent to you by regular mail as well.

Wayne

ROA 01063

From: Toshiba eStudio 5540C toshiba@newberrycounty.net
Subject: Send data from MFP07347960 [Scan To_Wayne] 09/09/2014 15:26
Date: September 9, 2014 at 3:31 PM
To: wadams@newberrycounty.net

ROA 01064

Scanned from MFP07347960
PUBLIC TEMPLATE GROUP
Scan To_Wayne

Date: 09/09/2014 15:26
Pages: 1
Resolution: 200x200 DPI



COUNTY OF NEWBERRY

OFFICE OF THE COUNTY COUNCIL
COURTHOUSE ANNEX, 1309 COLLIER H STREET
POST OFFICE BOX 155
NEWBERRY, SOUTH CAROLINA 29108

VOICE: (803) 321-2102
FAX: (803) 321-2102

Web: www.newberrycounty.net

COUNCIL MEMBERS:

HENRY B. LIVINGSTON, III, CHAIRMAN
KEENEY KOON, VICE-CHAIRMAN
JOHN E. CALDWELL
WILLIAM D. WALDROP
LESLIE (LES) HUFF
STEVEN C. STOCKMAN
SCOTT CAIN

COUNTY ADMINISTRATOR:

WAYNE ADAMS

COUNTY ATTORNEY:

A.J. TOTHAUER, JR.

CLERK TO COUNCIL:

LAURIE N. RENWICK

September 9, 2014

The Honorable Arthur L. Jayroe, Jr.
P.O. Box 95
Little Mountain, SC 29075

Dear Judge Jayroe,

I did not receive your request until it was forwarded to me by the Chairman. I do not know why it did not appear in my email.

In response to your question the only part time magistrate who was receiving any additional 'on call compensation' was you. I understand that before I began working with Newberry County Council authorized \$4500 to be split equally between two magistrates providing on call duties. It is also my understanding that when Judge English was no longer serving as a magistrate that you, in your capacity as Chief Magistrate, directed that the entire \$4500 stipend be paid to you and it has been done ever since you issued that directive. Since none of the other part time magistrates working on call received any portion of that stipend there was no corresponding reduction in the amount offered to compensate them for past work.

Moving forward, we have discontinued the stipend and will now compensate part time magistrates for actual on-call hours worked if the appropriate paperwork is completely and provided to HR in a timely fashion.

I hope this explanation answers your questions.

Please feel free to contact me or Jay Tothauer if you have any additional questions or concern.

Sincerely,

ROA 01064

Wayne Adams
Wayne Adams

ROA 01065

ROA 01065

094^20. Adams email to
Renwick 9-9-2014.pdf

Jay Tothacer

ROA 01067

From: Wayne Adams <wadams@newberrycounty.net>
Sent: Tuesday, September 09, 2014 9:32 AM
To: Laurie Renwick
Cc: Jay Tothacer
Subject: Please print this on letterhead (without watermark)
Attachments: Judge Jayroe response 2014.docx

Follow Up Flag: Follow up
Flag Status: Flagged

ROA 01067

Judge Jayroe,

I did not receive your request until it was forwarded to me by the Chairman. I do not know why it did not appear in my email.

In response to your question the only part time magistrate who was receiving any additional 'on call compensation' was you. I understand that before I began working with Newberry County Council authorized \$4500 to be split equally between two magistrates providing on call duties. It is also my understanding that when Judge English was no longer serving as a magistrate that you, in your capacity as Chief Magistrate, directed that the entire \$4500 stipend be paid to you and it has been done ever since you issued that directive. Since none of the other part time magistrates working on call received any portion of that stipend there was no corresponding reduction in the amount offered to compensate them for past work.

Moving forward, we have discontinued the stipend and will now compensate part time magistrates for actual on-call hours worked if the appropriate paperwork is completely and provided to HR in a timely fashion.

I hope this explanation answers your questions.

Please feel free to contact me or Jay Tottracer if you have any additional questions or concern.

Sincerely

Wayne Adams

095^14. Koon email to Adams 9
-30-2014 (2).pdf

From: bkoon@backroads.net
Subject: Re: Re: Release
Date: September 30, 2014 at 3:58 PM
To: Wayne Adams wadams@newberrycounty.net

ROA 01070

Is it possible to pick that check up this week? Thanks for your assistance.
Barry

--
Sent from my mobile via Mail.Ru

ROA 01070

096^14. Koon email to Adams 9
-30-2014.pdf

From: **Wayne Adams** wadams@newberrycounty.net
Subject: Re: Release
Date: September 30, 2014 at 3:47 PM
To: bkoon@backroads.net

ROA 01072

Judge Koon,

I did receive your release. The payment will be included (as a separate check) with your pay envelope next Friday. Does that work for you?

Best,

Wayne

ROA 01072

097^15. Adams email to Koon 9
-30-2014 (2).pdf

From: Wayne Adams wadams@newberrycounty.net
Subject: Re: Release
Date: September 30, 2014 at 3:47 PM
To: bkoon@backroads.net

ROA 01074

Judge Koon,

I did receive your release. The payment will be included (as a separate check) with your pay envelope next Friday. Does that work for you?

Best,

Wayne

ROA 01074

098^15. Adams email to Koon 9
-30-2014.pdf

From: bkoon@backroads.net
Subject: Release
Date: September 30, 2014 at 3:09 PM
To: Wayne Adams wadams@newberrycounty.net

ROA 01076

Good afternoon just checking to see if you received release I dropped off at your office last Tuesday and if so when will check be issued?
Thanks! Bary

Sent from my mobile via Mail.Ru

ROA 01076

099^16. Koon email to Adams 9
-30-2014 (2).pdf

From: bkoon@backroads.net
Subject: Release
Date: September 30, 2014 at 3:09 PM
To: Wayne Adams wadams@newberrycounty.net

ROA 01078

Good afternoon just checking to see if you received release I dropped off at your office last Tuesday and if so when will check be issued?
Thanks! Barry

Sent from my mobile via Mail.Ru

ROA 01078

100^16. Koon email to Adams 9
-30-2014.pdf

From: Wayne Adams wadams@newberrycounty.net
Subject: Fwd: Transfer of Equipment to Newberry Co. from SC Judicial
Date: October 28, 2014 at 7:38 PM
To: Jay Tothacer jtothacer@newberrycounty.net

ROA 01080

Let's discuss this on Wednesday.

Sent from my iPhone

ROA 01080

101^12. Adams email to
Tothacer 10-28-2014 (2).pdf

From: Wayne Adams wadams@newberrycounty.net
Subject: Fwd: Transfer of Equipment to Newberry Co. from SC Judicial
Date: October 23, 2014 at 7:38 PM
To: Jay Tothacer jtothacer@newberrycounty.net

ROA 01082

Let's discuss this on Wednesday.

Sent from my iPhone

ROA 01082

102^12. Adams email to
Tothacer 10-28-2014.pdf

From: Arthur Jayroe AJayroe@jayroecpa.com
Subject: Transfer of Equipment to Newberry Co. from SC Judicial
Date: October 28, 2014 at 6:07 PM
To: wadams@newberrycounty.net
Cc: Buddy Livingston BLivingston@newberry.k12.sc.us

ROA 01084

Hello Wayne,

On 10/20/2014 I forwarded a Transfer of Equipment to Newberry County (Magistrate Court) report to the administration for execution.

I also requested notification once the report had been signed & signed.

Please inform me as to the status of the report.

Thank you for your assistance,

Art Jayroe

ROA 01084

103^13. Jayroe email to Adams
10-28-2014 (2).pdf

From: Arthur Jayroe AJayroe@jayroecpa.com
Subject: Transfer of Equipment to Newberry Co. from SC Judicial
Date: October 28, 2014 at 6:07 PM
To: wadams@newberrycounty.net
Cc: Buddy Livingston BLivingston@newberry.k12.sc.us

ROA 01086

Hello Wayne,

On 10/20/2014 I forwarded a Transfer of Equipment to Newberry County (Magistrate Court) report to the administration for execution.

I also requested notification once the report had been signed & signed.

Please inform me as to the status of the report.

Thank you for your assistance,

Art Jayroe

ROA 01086

104^13. Jayroe email to Adams
10-28-2014.pdf

From: bkoon@backroads.net
Subject: Re: Re: Release
Date: September 30, 2014 at 3:58 PM
To: Wayne Adams wadams@newberrycounty.net

ROA 01088

Is it possible to pick that check up this week? Thanks for your assistance.
Barry

—
Sent from my mobile via Mail.Ru

ROA 01088

From: Wayne Adams wadams@newberrycounty.net
Subject: Re: Release
Date: September 30, 2014 at 3:47 PM
To: bkoon@backroads.net

ROA 01089

Judge Koon,

I did receive your release. The payment will be included (as a separate check) with your pay envelope next Friday. Does that work for you?

Best,

Wayne

ROA 01089

From: Wayne Adams wadams@newberrycounty.net
Subject: Re: Release
Date: September 30, 2014 at 3:47 PM
To: bkoon@backroads.net

ROA 01090

Judge Koon,

I did receive your release. The payment will be included (as a separate check) with your pay envelope next Friday. Does that work for you?

Best,

Wayne

ROA 01090

From: bkoon@backroads.net
Subject: Release
Date: September 30, 2014 at 3:09 PM
To: Wayne Adams wadams@newberrycounty.net

ROA 01091

Good afternoon just checking to see if you received release I dropped off at your office last Tuesday and if so when will check be issued?
Thanks! Barry

Sent from my mobile via Mail.Ru

ROA 01091

From: bkoon@backroads.net
Subject: Release
Date: September 30, 2014 at 3:09 PM
To: Wayne Adams wadams@newberrycounty.net

ROA 01092

Good afternoon just checking to see if you received release I dropped off at your office last Tuesday and if so when will check be issued?
Thanks! Barry

Sent from my mobile via Mail.Ru

ROA 01092

From: Wayne Adams wadams@newberrycounty.net
Subject: Fwd: Transfer of Equipment to Newberry Co. from SC Judicial
Date: October 28, 2014 at 7:38 PM
To: Jay Tothacer jtothacer@newberrycounty.net

ROA 01093

Let's discuss this on Wednesday.

Sent from my iPhone

ROA 01093

From: **Wayne Adams** wadams@newberrycounty.net
Subject: Fwd: Transfer of Equipment to Newberry Co. from SC Judicial
Date: October 28, 2014 at 7:38 PM
To: Jay Tothacer jtothacer@newberrycounty.net

ROA 01094

Let's discuss this on Wednesday.

Sent from my iPhone

ROA 01094

From: Arthur Jayroe AJayroe@jayroecpa.com
Subject: Transfer of Equipment to Newberry Co. from SC Judicial
Date: October 28, 2014 at 6:07 PM
To: wadams@newberrycounty.net
Cc: Buddy Livingston BLivingston@newberry.k12.sc.us

ROA 01095

Hello Wayne,

On 10/20/2014 I forwarded a Transfer of Equipment to Newberry County (Magistrate Court) report to the administration for execution.

I also requested notification once the report had been signed & signed.

Please inform me as to the status of the report.

Thank you for your assistance,

Art Jayroe

ROA 01095

From: Arthur Jayroe AJayroe@jayroecpa.com
Subject: Transfer of Equipment to Newberry Co. from SC Judicial
Date: October 28, 2014 at 6:07 PM
To: wadams@newberrycounty.net
Cc: Buddy Livingston BLivingston@newberry.k12.sc.us

ROA 01096

Hello Wayne,

On 10/20/2014 I forwarded a Transfer of Equipment to Newberry County (Magistrate Court) report to the administration for execution.

I also requested notification once the report had been signed & signed.

Please inform me as to the status of the report.

Thank you for your assistance,

Art Jayroe

ROA 01096

105^21. Adams email to
Tothacer 10-28-2014.pdf

Jay Tothacer

ROA 01098

From: Wayne Adams <wadams@newberrycounty.net>
Sent: Tuesday, October 28, 2014 7:38 PM
To: Jay Tothacer
Subject: Fwd: Transfer of Equipment to Newberry Co. from SC Judicial

Let's discuss this on Wednesday.

Sent from my iPhone

Begin forwarded message:

From: Arthur Jayroe <AJayroe@jayroecpa.com>
Date: October 28, 2014 at 6:06:51 PM EDT
To: "wadams@newberrycounty.net" <wadams@newberrycounty.net>
Cc: Buddy Livingston <BLivingston@newberry.k12.sc.us>
Subject: Transfer of Equipment to Newberry Co. from SC Judicial

Hello Wayne,

On 10/20/2014 I forwarded a Transfer of Equipment to Newberry County (Magistrate Court) report to the administration for execution.

I also requested notification once the report had been signed & signed.

Please inform me as to the status of the report.

Thank you for your assistance,

Art Jayroe

ROA 01098

106^8. Jayroe email to Adams
10-28-2014.pdf

Arthur Jayroe

ROA 01100

From: Arthur Jayroe
Sent: Tuesday, October 28, 2014 6:07 PM
To: 'wadams@newberrycounty.net'
Cc: 'Buddy Livingston'
Subject: Transfer of Equipment to Newberry Co. from SC Judicial

Hello Wayne,

On 10/20/2014 I forwarded a Transfer of Equipment to Newberry County (Magistrate Court) report to the administration for execution.

I also requested notification once the report had been signed & signed.

Please inform me as to the status of the report.

Thank you for your assistance,

Art Jayroe

008401

ROA 01100

107^11. Adams email to Jayroe
10-29-2014 (2).pdf

From: Wayne Adams wadams@newberrycounty.net
Subject: Re: Transfer of Equipment to Newberry Co. from SC Judicial
Date: October 29, 2014 at 11:07 AM
To: Arthur Jayroe AJayroe@jayroecpa.com
Cc: Buddy Livingston BLivingston@newberry.k12.sc.us, Jay Tothacer Jtothacer@newberrycounty.net

ROA 01102

Judge Jayroe:

I do not feel comfortable accepting the property listed without knowing where each of the items is located. There are names scribbled by some items on the list, but not by others. However, I need the documentation to state the physical location of each item. I also need explanations of what happened to items numbered 14488 (where is the property tag for this item?) and 14615. Also, item number 14250 was not on the list of property being transferred, but the tag for it is appended to the bottom of the list. This is more than \$25,000 worth of equipment, and two of the missing items account for more than 10% of the total value. It would also be helpful if you provided a typed letter indicating that you are in accord with the locations and answers requested.

Best,

Wayne



ROA 01102

ARTHUR L. JAYROE JR.
NEWBERRY COUNTY MAGISTRATE
P. O. BOX 95
LITTLE MOUNTAIN, SC 29075

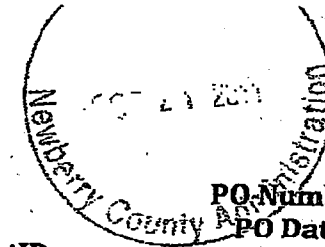
10/20/2014

To: NBT Co Administration
From: Art Jayroe, chief magistrate
Re: Transfer of Judicial Property

please have the appropriate person
sign date & return the enclosed
document to the SC Judicial Dept
at the address shown on page 5/5.
Also, please inform me once this
document has been signed & mailed.
Thank you.

Very truly yours,
Art Jayroe

Transfer of Equipment to Newberry County (Magistrate Court)



ROA 01104

Paste SCJD Property Tag in this column.	Property Tag	Serial Number	Description	CustID	PO Number/ PO Date/ Funding Source
NEWBERRY					
Magistrate Court					
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14454	14454	JXY00L1	LT, Dell Latitude E6500	NEWBERRY	100161 09/22/2009 Hollings IV \$ 2,299.00
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14455	14455	1ZY00L1	LT, Dell Latitude E6500	NEWBERRY	100161 09/22/2009 Hollings IV \$ 2,299.00
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14475	14475	VNBC99Y0SV	Printer, HP Laserjet P3015dn	NEWBERRY	100178 10/13/2009 Hollings IV \$ 928.00
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14476	14476	VNBC99Y0S9	Printer, HP Laserjet P3015dn	NEWBERRY	100178 10/13/2009 Hollings IV \$ 928.00
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14477	14477	VNBC99Y0TD	Printer, HP Laserjet P3015dn	NEWBERRY	100178 10/13/2009 Hollings IV \$ 928.00

Paste SCJD
Property Tag in
this column.

Property
Tag

Serial
Number

Description

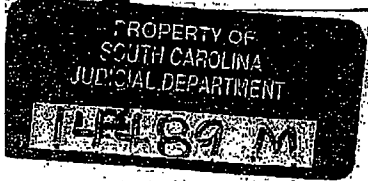
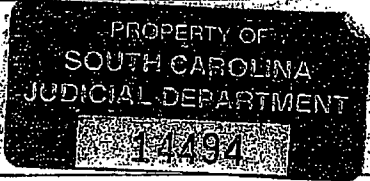
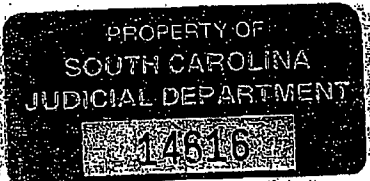
CustID

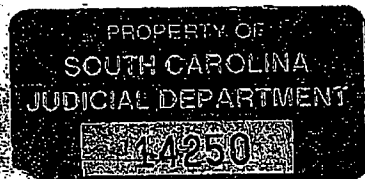
PO Number/
PO Date/
Funding Source

ROA 01105

PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14478	14478	VNBC99Y0XY	Printer, HP Laserjet P3015dn	NEWBERRY	100178 10/13/2009 Hollings IV \$ 928.00
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14483	14483	6HWZ0L1	LT, Dell Latitude E6500	NEWBERRY	100176 10/13/2009 Hollings IV \$ 2,267.00
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14484	14484	7HWZ0L1	LT, Dell Latitude E6500	NEWBERRY	100176 10/13/2009 Hollings IV \$ 2,267.00
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14485	14485	4KQ3JK1	PC, Dell Optiplex 760	NEWBERRY	100176 10/13/2009 Hollings IV \$ 1,691.00
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14485M	14485M	CN-0D319J-74261- 991-915L	Monitor, Dell 1908FP	NEWBERRY	100176 10/13/2009 Hollings IV \$
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14486	14486	4KP5JK1	PC, Dell Optiplex 760	NEWBERRY	100176 10/13/2009 Hollings IV \$ 1,691.00

Paste SCJD Property Tag in this Column.	Property Tag	Serial Number	Description	CustID	PO Number/ PO Date/ Funding Source	ROA 01106
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14486M	14486M	CN-0D319J-74261- 991-8FFI2 <i>Laze</i>	Monitor, Dell 1908FP	NEWBERRY	100176 10/13/2009 Hollings IV \$	
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14487	14487	4KQ4JK1 <i>Judy</i>	PC, Dell Optiplex 760	NEWBERRY	100176 10/13/2009 Hollings IV \$ 1,691.00	
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14487M	14487M	CN-0D319J-74261- 991-912L <i>Judy</i>	Monitor, Dell 1908FP	NEWBERRY	100176 10/13/2009 Hollings IV \$	
	14488	4KP4JK1 <i>[scribble]</i>	PC, Dell Optiplex 760	NEWBERRY	100176 10/13/2009 Hollings IV \$ 1,691.00 <i>These have been replaced by county</i>	
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14488M	14488M	CN-0D319J-74261- 991-939L <i>These</i>	Monitor, Dell 1908FP	NEWBERRY	100176 10/13/2009 Hollings IV \$	
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14489	14489	4KP3JK1 <i>part II</i>	PC, Dell Optiplex 760	NEWBERRY	100176 10/13/2009 Hollings IV \$ 1,691.00	

Paste SCJD Property Tag in this column.	Property Tag	Serial Number	Description	CustID	PO Number/ PO Date/ Funding Source	ROA 01107
	14489M	CN-0D319J-74261- 991-8EPL	Monitor, Dell 1908FP <i>cont II</i>	NEWBERRY	100176 10/13/2009 Hollings IV \$	
	14494	DLTZ0L1	LT, Dell Latitude E6500 <i>[Signature]</i>	NEWBERRY	100175 10/13/2009 Hollings IV \$ 2,267.00	
	14615	117186	Scanner, Fujitsu fi-6130	NEWBERRY	4600017084 12/30/2009 Hollings IV \$ 1,109.00	
	14616	117588	Scanner, Fujitsu fi-6130	NEWBERRY	4600017084 12/30/2009 Hollings IV \$ 1,109.00	
Number of Assets Transferred:		21			\$ 25,784.00	



*HP
laserjet
P4015
[Signature]*

[Signature]

Paste SCJD Property Tag in this column.	Property Tag	Serial Number	Description	CustID	PO Number/ PO Date/ Funding Source
The above item(s) were ordered and placed in the Newberry County Courts by the SC Judicial Department. These item(s) can now be permanently transferred to the County. Please remove the SCJD Property Tag from each item and tape it in the first column of this report. Sign and return the report (with decals) to: SC Judicial Department, ATTN: Karen Brown, 1015 Sumter Street, Suite 246, Columbia, SC 29201.					

On behalf of Newberry County, I accept ownership of the items listed above.

Signature

Date

Name and Title (Printed)

108^11. Adams email to Jayroe
10-29-2014.pdf

From: **Wayne Adams** wadams@newberrycounty.net
Subject: Re: Transfer of Equipment to Newberry Co. from SC Judicial
Date: October 29, 2014 at 11:07 AM
To: Arthur Jayroe AJayroe@jayroecpa.com
Cc: Buddy Livingston BLivingston@newberry.k12.sc.us, Jay Tothacer jtothacer@newberrycounty.net

ROA 01110

Judge Jayroe:

I do not feel comfortable accepting the property listed without knowing where each of the items is located. There are names scribbled by some items on the list, but not by others. However, I need the documentation to state the physical location of each item. I also need explanations of what happened to items numbered 14488 (where is the property tag for this item?) and 14615. Also, item number 14250 was not on the list of property being transferred, but the tag for it is appended to the bottom of the list. This is more than \$25,000 worth of equipment, and two of the missing items account for more than 10% of the total value. It would also be helpful if you provided a typed letter indicating that you are in accord with the locations and answers requested.

Best,

Wayne



ROA 01110

ARTHUR L. JAYROE JR.
NEWBERRY COUNTY MAGISTRATE
P. O. BOX 95
LITTLE MOUNTAIN, SC 29075

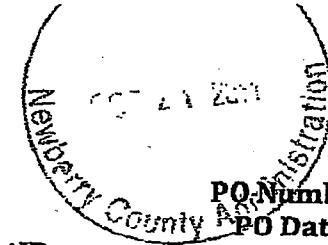
10/20/2014

To: NBT Co Administration
From: Art Jayroe, Chief Magistrate
Re: Transfer of Judicial Property

please have the appropriate person
sign date & return the enclosed
document to the SC Judicial Dept
at the address shown on page 5/5.
Also, please inform me once this
document has been signed & mailed.
Thank you.

Very truly yours,
Art Jayroe

Transfer of Equipment to Newberry County (Magistrate Court)



ROA 01112

Paste SCJD
Property Tag in
this column.

Property
Tag

Serial
Number

Description

CustID

PO Number/
PO Date/
Funding Source

EWBERRY

Magistrate Court

PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14454	14454	JXY00L1	LT, Dell Latitude E6500	NEWBERRY	100161 09/22/2009 Hollings IV \$ 2,299.00
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14455	14455	1ZY00L1 <i>AS</i>	LT, Dell Latitude E6500	NEWBERRY	100161 09/22/2009 Hollings IV \$ 2,299.00
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14475	14475	VNBC99Y0SV <i>[Signature]</i>	Printer, HP Laserjet P3015dn	NEWBERRY	100178 10/13/2009 Hollings IV \$ 928.00
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14476	14476	VNBC99Y0S9 <i>[Signature]</i>	Printer, HP Laserjet P3015dn	NEWBERRY	100178 10/13/2009 Hollings IV \$ 928.00
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14477	14477	VNBC99Y0TD	Printer, HP Laserjet P3015dn	NEWBERRY	100178 10/13/2009 Hollings IV \$ 928.00

Paste SCJD Property Tag in this column.	Property Tag	Serial Number	Description	CustID	PO Number/ PO Date/ Funding Source	
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14478	14478 <i>Bo</i>	VNBC99Y0XY	Printer, HP Laserjet P3015dn	NEWBERRY	100178 10/13/2009 Hollings IV \$ 928.00	
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14483	14483	6HWZ0L1	LT, Dell Latitude E6500	NEWBERRY	100176 10/13/2009 Hollings IV \$ 2,267.00	
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14484	14484	7HWZ0L1	LT, Dell Latitude E6500	NEWBERRY	100176 10/13/2009 Hollings IV \$ 2,267.00	
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14485	14485	4KQ3JK1 <i>Theresa</i>	PC, Dell Optiplex 760	NEWBERRY	100176 10/13/2009 Hollings IV \$ 1,691.00	
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14485M	14485M	CN-0D319J-74261- 991-015L <i>Theresa</i>	Monitor, Dell 1908FP	NEWBERRY	100176 10/13/2009 Hollings IV \$ -	
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14486	14486	4KP5JK1 <i>Kaye</i>	PC, Dell Optiplex 760	NEWBERRY	100176 10/13/2009 Hollings IV \$ 1,691.00	

ROA 01113

Paste SCJD Property Tag in this column.	Property Tag	Serial Number	Description	CustID	PO Number/ PO Date/ Funding Source	ROA 01114
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14486M	14486M	CN-0D319J-74261- 991-8FFI2 <i>Tag</i>	Monitor, Dell 1908FP	NEWBERRY	100176 10/13/2009 Hollings IV \$	
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14487	14487	4KQ4JK1 <i>Judy</i>	PC, Dell Optiplex 760	NEWBERRY	100176 10/13/2009 Hollings IV \$ 1,691.00	
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14487M	14487M	CN-0D319J-74261- 991-912L <i>Judy</i>	Monitor, Dell 1908FP	NEWBERRY	100176 10/13/2009 Hollings IV \$	
	14488	4KP4JK1 <i>Treasa</i>	PC, Dell Optiplex 760	NEWBERRY	100176 10/13/2009 Hollings IV \$ 1,691.00	
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14488M	14488M	CN-0D319J-74261- 991-939L <i>Treasa</i>	Monitor, Dell 1908FP	NEWBERRY	100176 10/13/2009 Hollings IV \$	
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14489	14489	4KP3JK1 <i>cont II</i>	PC, Dell Optiplex 760	NEWBERRY	100176 10/13/2009 Hollings IV \$ 1,691.00	

Paste SCJD
Property Tag in
this column.

Property
Tag

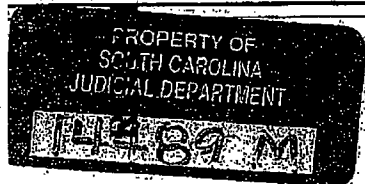
Serial
Number

Description

CustID

PO Number/
PO Date/
Funding Source

ROA 01115



14489M

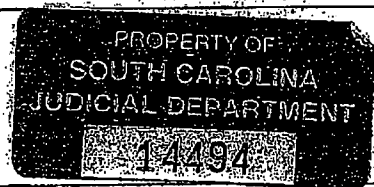
CN-0D319J-74261-
991-8EPL

Monitor, Dell 1908FP

NEWBERRY

100176
10/13/2009
Hollings IV
\$

cont II



14494

DLTZ0L1

LT, Dell Latitude
E6500

NEWBERRY

100175
10/13/2009
Hollings IV
\$ 2,267.00

Ron

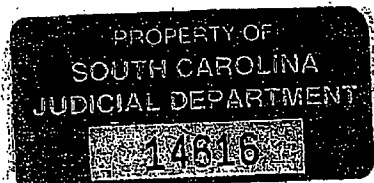
14615

117186

Scanner, Fujitsu
fi-6130

NEWBERRY

4600017084
12/30/2009
Hollings IV
\$ 1,109.00



14616

117588

Scanner, Fujitsu
fi-6130

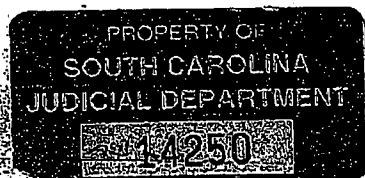
NEWBERRY

4600017084
12/30/2009
Hollings IV
\$ 1,109.00

Number of Assets Transferred:

21

\$ 25,784.00



*HP
asset
P4025 X
RTH*

Judy

Paste SCJD
Property Tag in
this column.

Property
Tag

Serial
Number

Description

CustID

PO Number/
PO Date/
Funding Source

The above item(s) were ordered and placed in the Newberry County Courts by the SC Judicial Department. These item(s) can now be permanently transferred to the County. Please remove the SCJD Property Tag from each item and tape it in the first column of this report. Sign and return the report (with decals) to: SC Judicial Department, ATTN: Karen Brown, 1015 Sumter Street, Suite 246, Columbia, SC 29201.

On behalf of Newberry County, I accept ownership of the items listed above.

Signature

Date

Name and Title (Printed)

109^22. Adams email to Jayroe
10-29-2014.pdf

From: Wayne Adams <wadams@newberrycounty.net>
Sent: Wednesday, October 29, 2014 11:07 AM
To: Arthur Jayroe
Cc: Buddy Livingston; Jay Tothacer
Subject: Re: Transfer of Equipment to Newberry Co. from SC Judicial
Attachments: Judge Jayroe Equipment Letter.pdf; Untitled attachment 00063.htm

Follow Up Flag: Follow up
Flag Status: Flagged

Judge Jayroe:

I do not feel comfortable accepting the property listed without knowing where each of the items is located. There are names scribbled by some items on the list, but not by others. However, I need the documentation to state the physical location of each item. I also need explanations of what happened to items numbered 14488 (where is the property tag for this item?) and 14615. Also, item number 14250 was not on the list of property being transferred, but the tag for it is appended to the bottom of the list. This is more than \$25,000 worth of equipment, and two of the missing items account for more than 10% of the total value. It would also be helpful if you provided a typed letter indicating that you are in accord with the locations and answers requested.

Best,

Wayne

ARTHUR L. JAYROE JR.
NEWBERRY COUNTY MAGISTRATE
P. O. BOX 95
LITTLE MOUNTAIN, SC 29075

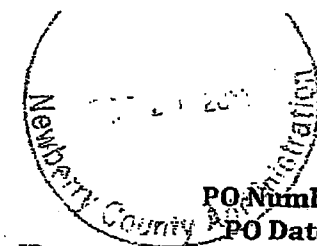
10/20/2014

To: NGT CS Administration
From: Art Jayroe, Chief Magistrate
Re: Transfer of Judicial Property

PLEASE have the appropriate person
SIGN DATE & Return the enclosed
DOCUMENT to the SC Judicial Dept
AT the ADDRESS shown on PAGE 5/5.
Also, PLEASE inform me once this
DOCUMENT has been signed & mailed.
Thank you.

Very truly yours,
Art Jayroe

Transfer of Equipment to Newberry County (Magistrate Court)



ROA 01120

Paste SCJD
Property Tag in
this column.

PO Number/
PO Date/
Funding Source

NEWBERRY

Magistrate Court

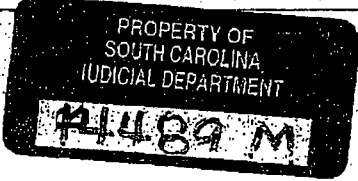
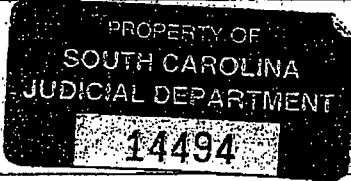
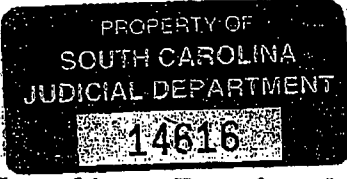
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14454	14454	JXY00L1	LT, Dell Latitude E6500	NEWBERRY	100161 09/22/2009 Hollings IV \$ 2,299.00
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14455	14455	1ZY00L1 <i>AS</i>	LT, Dell Latitude E6500	NEWBERRY	100161 09/22/2009 Hollings IV \$ 2,299.00
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14475	14475	VNBC99Y0SV <i>[Signature]</i>	Printer, HP Laserjet P3015dn	NEWBERRY	100178 10/13/2009 Hollings IV \$ 928.00
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14476	14476	VNBC99Y0S9 <i>[Signature]</i>	Printer, HP Laserjet P3015dn	NEWBERRY	100178 10/13/2009 Hollings IV \$ 928.00
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14477	14477	VNBC99Y0TD	Printer, HP Laserjet P3015dn	NEWBERRY	100178 10/13/2009 Hollings IV \$ 928.00

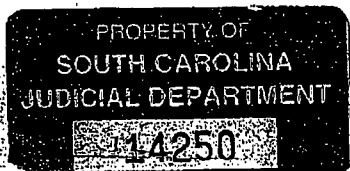
Wednesday, September 17, 2014

Paste SCJD Property Tag in this column.	Property Tag	Serial Number	Description	CustID	PO Number/ PO Date/ Funding Source	
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14478	14478	VNBC99Y0XY	Printer, HP Laserjet P3015dn	NEWBERRY	100178 10/13/2009 Hollings IV \$ 928.00	ROA 01121
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14483	14483	6HWZ0L1	LT, Dell Latitude E6500	NEWBERRY	100176 10/13/2009 Hollings IV \$ 2,267.00	
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14484	14484	7HWZ0L1	LT, Dell Latitude E6500	NEWBERRY	100176 10/13/2009 Hollings IV \$ 2,267.00	
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14485	14485	4KQ3JK1	PC, Dell Optiplex 760	NEWBERRY	100176 10/13/2009 Hollings IV \$ 1,691.00	
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14485M	14485M	CN-0D319J-74261- 991-915L	Monitor, Dell 1908FP	NEWBERRY	100176 10/13/2009 Hollings IV \$	
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14486	14486	4KP5JK1	PC, Dell Optiplex 760	NEWBERRY	100176 10/13/2009 Hollings IV \$ 1,691.00	

Paste SCJD Property Tag in this column.	Property Tag	Serial Number	Description	CustID	PO Number/ PO Date/ Funding Source	
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14486 M	14486M	CN-0D319J-74261- 991-8FFI2 <i>Kay</i>	Monitor, Dell 1908FP	NEWBERRY	100176 10/13/2009 Hollings IV \$	
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14487	14487	4KQ4JK1 <i>Judy</i>	PC, Dell Optiplex 760	NEWBERRY	100176 10/13/2009 Hollings IV \$ 1,691.00	
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14487M	14487M	CN-0D319J-74261- 991-912L <i>Judy</i>	Monitor, Dell 1908FP	NEWBERRY	100176 10/13/2009 Hollings IV \$	
	14488	4KP4JK1 <i>[scribble]</i>	PC, Dell Optiplex 760	NEWBERRY	100176 10/13/2009 Hollings IV \$ 1,691.00	<i>These have been replaced by county</i>
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14488 M	14488M	CN-0D319J-74261- 991-939L <i>Thoma</i>	Monitor, Dell 1908FP	NEWBERRY	100176 10/13/2009 Hollings IV \$	
PROPERTY OF SOUTH CAROLINA JUDICIAL DEPARTMENT 14489	14489	4KP3JK1 <i>part II</i>	PC, Dell Optiplex 760	NEWBERRY	100176 10/13/2009 Hollings IV \$ 1,691.00	

ROA 01122

Paste SCJD Property Tag in this column.	Property Tag	Serial Number	Description	CustID	PO Number/ PO Date/ Funding Source	ROA 01123
	14489M	CN-0D319J-74261- 991-8EPL	Monitor, Dell 1908FP <i>cont II</i>	NEWBERRY	100176 10/13/2009 Hollings IV \$	
	14494	DLTZ0L1	LT, Dell Latitude E6500 <i>Ron</i>	NEWBERRY	100175 10/13/2009 Hollings IV \$ 2,267.00	
	14615	117186	Scanner, Fujitsu fi-6130	NEWBERRY	4600017084 12/30/2009 Hollings IV \$ 1,109.00	
	14616	117588	Scanner, Fujitsu fi-6130	NEWBERRY	4600017084 12/30/2009 Hollings IV \$ 1,109.00	
Number of Assets Transferred:		21			\$ 25,784.00	



*HP
laserjet
P4015
Printer*

Judy

Paste SCJD
Property Tag in
this column.

Property
Tag

Serial
Number

Description

CustID

PO Number/
PO Date/
Funding Source

RC0401124

The above item(s) were ordered and placed in the Newberry County Courts by the SC Judicial Department. These item(s) can now be permanently transferred to the County. Please remove the SCJD Property Tag from each item and tape it in the first column of this report. **Sign and return the report (with decals) to: SC Judicial Department, ATTN: Karen Brown, 1015 Sumter Street, Suite 246, Columbia, SC 29201.**

On behalf of Newberry County, I accept ownership of the items listed above.

Signature

Date

Name and Title (Printed)

110^10. Jayroe email to Adams
11-4-2014.pdf

Arthur Jayroe

ROA 01126

From: Arthur Jayroe
Sent: Tuesday, November 04, 2014 2:58 PM
To: 'wadams@newberrycounty.net'
Cc: 'Riser, Judy'; 'Buddy Livingston'; 'Jay Tothacer'; 'dsnyder@newberrycounty.net'
Subject: RE: Transfer of Equipment to Newberry Co. from SC Judicial

Wayne,

I am informed by Dylan Snyder of county IT that item 14488 had a bad motherboard and was disposed of. The equipment was apparently removed from the court by Zack along with the tag. You or I can note on the report that it had a bad motherboard, that it was replaced by the county & disposed of. The procedure as I outlined meets with the approval of judicial for this item.

Item 14615 is no longer functioning & it was found in our file storage area. The tag is at your office

I informed judicial about your concern for item 14250. I have emailed you a separate transfer report for this item which judicial sent to me.

Tag 14454 is at the Peak magistrate's office.

Tags 14455 & 14478 are at the Little Mtn. magistrate's office.

Tags 14477 & 14483 are at the Whitmire magistrate's office.

Best,

Art Jayroe

From: Wayne Adams [<mailto:wadams@newberrycounty.net>]
Sent: Wednesday, October 29, 2014 11:07 AM
To: Arthur Jayroe
Cc: Buddy Livingston; Jay Tothacer
Subject: Re: Transfer of Equipment to Newberry Co. from SC Judicial

Judge Jayroe:

I do not feel comfortable accepting the property listed without knowing where each of the items is located. There are names scribbled by some items on the list, but not by others. However, I need the documentation to state the physical location of each item. I also need explanations of what happened to items numbered 14488 (where is the property tag for this item?) and 14615. Also, item number 14250 was not on the list of property being transferred, but the tag for it is appended to the bottom of the list. This is more than \$25,000 worth of equipment, and two of the missing items account for more than 10% of the total value. It would also be helpful if you provided a typed letter indicating that you are in accord with the locations and answers requested.

Best,

Wayne

660403
ROA 01126

On Oct 28, 2014, at 6:06 PM, Arthur Jayroe <AJayroe@jayroecpa.com> wrote:

ROA 01127

Hello Wayne,

On 10/20/2014 I forwarded a Transfer of Equipment to Newberry County (Magistrate Court) report to the administration for execution.

I also requested notification once the report had been signed & signed.

Please inform me as to the status of the report.

Thank you for your assistance,

Art Jayroe

111^9. Jayroe email to Adams
11-4-2014.pdf

Arthur Jayroe

ROA 01129

From: Arthur Jayroe
Sent: Tuesday, November 04, 2014 9:23 AM
To: 'wadams@newberrycounty.net'
Cc: 'Buddy Livingston'; 'Jay Tothacer'
Subject: Judicial Property to County
Attachments: CMS PROPERTY 2.PDF

Wayne,
Judicial inadvertently left the item off the list. They forwarded a separate report see attached.
Art Jayroe

660402
ROA 01129

112^10. Adams email to
Tothacer 11-5-2014 (2).pdf

From: Wayne Adams wadams@newberrycounty.net
Subject: Thursday
Date: November 5, 2014 at 8:27 PM
To: Jay Tothacer jtothacer@newberrycounty.net

ROA 01131

Jay,

On Thursday we need to deal with the Judge Jayroe equipment matter, and also the Republic/Allied contract.

Wayne

ROA 01131

113^10. Adams email to
Tothacer 11-5-2014.pdf

From: Wayne Adams wadams@newberrycounty.net
Subject: Thursday
Date: November 5, 2014 at 8:27 PM
To: Jay Tothacer jtothacer@newberrycounty.net

ROA 01133

Jay,

On Thursday we need to deal with the Judge Jayroe equipment matter, and also the Republic/Allied contract.

Wayne

ROA 01133

114^9. Tothacer email to Adams
11-5-2014 (2).pdf

From: Jay Tothacer jtothacer@newberrycounty.net
Subject: RE: Thursday
Date: November 5, 2014 at 8:44 PM
To: Wayne Adams wadams@newberrycounty.net

ROA 01135 

104

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

ROA 01135

115^9. Tothacer email to Adams
11-5-2014.pdf

From: Jay Tothacer jtothacer@newberrycounty.net
Subject: RE: Thursday
Date: November 5, 2014 at 8:44 PM
To: Wayne Adams wadams@newberrycounty.net

ROA 01137 

10 4

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

ROA 01137

116^23. Adams email to
Tothacer 11-18-2014.pdf

Jay Tothacer

ROA 01139

From: Wayne Adams <wadams@newberrycounty.net>
Sent: Tuesday, November 18, 2014 8:55 AM
To: Jay Tothacer
Subject: Fwd: time sheet

Follow Up Flag: Follow up
Flag Status: Flagged

FYI

Begin forwarded message:

From: Wayne Adams <wadams@newberrycounty.net>
Subject: time sheet
Date: November 17, 2014 at 12:15:47 PM EST
To: rlail@newberrycounty.net
Cc: Debbie Cromer <dcromer@newberrycounty.net>

Judge Lail:

Your time sheet for the dates November 7-9 have been brought to my attention.

Please know that the County will not normally pay part-time magistrates beyond their weekly scheduled hours; nor will we normally pay more than 4 hours per weekend call pay.

Exceptions to this rule must be sufficiently documented, with documentation stating the reasons for the unusually high workload. The County, in its own discretion, will determine whether the documentation is sufficient.

We do not pay mileage for travel to and from the place where an employee, magistrate or other appointed official reports to work.

Please let me know if you have any questions.

Sincerely,

Wayne Adams, Newberry County Administrator

ROA 01139

117^1. Adams email to Hill 11-19-2014 (2).pdf

Karen Brehmer

ROA 01141

From: Wayne Adams <wadams@newberrycounty.net>
Sent: Wednesday, November 19, 2014 3:18 PM
To: Wanda Hill
Cc: Debbie Cromer; Karen Brehmer; Jay Tothacer; Dirk Aydlette
Subject: pay for part-time magistrates

Wanda,

Yesterday, I sent an email to Judge Lail concerning his time sheet, which indicated 9 hrs., 8 hrs., and 8 hrs., respectively for November 7, 8, and 9 (Friday, Saturday, Sunday). He also made a request for mileage reimbursement to and from the detention center on those days.

My email to him stated that we normally would NOT 1) pay part-time magistrates to work more than their regular weekly hours during the workweek, 2) pay any part-time magistrate for more than four hours per weekend for on call duty, 3) pay mileage to anyone driving to and from his or her assigned work station.

These directives may only be overridden by extraordinary circumstances, the demonstration of which will be the responsibility of the part-time magistrate. Acceptance of the presented documentation would be entirely at the County's discretion.

Thanks.

Wayne

*From Karen
1/29*

9

ROA 01141

118^1. Adams email to Hill 11-
19-2014.pdf

From: Wayne Adams <wadams@newberrycounty.net>
Sent: Wednesday, November 19, 2014 3:18 PM
To: Wanda Hill
Cc: Debbie Cromer; Karen Brehmer; Jay Tothacer; Dirk Aydlette
Subject: pay for part-time magistrates

Wanda,

Yesterday, I sent an email to Judge Lail concerning his time sheet, which indicated 9 hrs., 8 hrs., and 8 hrs., respectively for November 7, 8, and 9 (Friday, Saturday, Sunday). He also made a request for mileage reimbursement to and from the detention center on those days.

My email to him stated that we normally would NOT 1) pay part-time magistrates to work more than their regular weekly hours during the workweek, 2) pay any part-time magistrate for more than four hours per weekend for on call duty, 3) pay mileage to anyone driving to and from his or her assigned work station.

These directives may only be overridden by extraordinary circumstances, the demonstration of which will be the responsibility of the part-time magistrate. Acceptance of the presented documentation would be entirely at the County's discretion.

Thanks.

Wayne=

119^24. Adams email to Hill 11-
19-2014.pdf

From: Wayne Adams <wadams@newberrycounty.net>
Sent: Wednesday, November 19, 2014 3:18 PM
To: Wanda Hill
Cc: Debbie Cromer; Karen Brehmer; Jay Tothacer; Dirk Aydlette
Subject: pay for part-time magistrates

Wanda,

Yesterday, I sent an email to Judge Lail concerning his time sheet, which indicated 9 hrs., 8 hrs., and 8 hrs., respectively for November 7, 8, and 9 (Friday, Saturday, Sunday). He also made a request for mileage reimbursement to and from the detention center on those days.

My email to him stated that we normally would NOT 1) pay part-time magistrates to work more than their regular weekly hours during the workweek, 2) pay any part-time magistrate for more than four hours per weekend for on call duty, 3) pay mileage to anyone driving to and from his or her assigned work station.

These directives may only be overridden by extraordinary circumstances, the demonstration of which will be the responsibility of the part-time magistrate. Acceptance of the presented documentation would be entirely at the County's discretion.

Thanks.

Wayne

120^5. Adams email to Hill 11-
19-2014.pdf

From: Wayne Adams <wadams@newberrycounty.net>
Sent: Wednesday, November 19, 2014 3:18 PM
To: Wanda Hill
Cc: Debbie Cromer; Karen Brehmer; Jay Tothacer; Dirk Aydlette
Subject: pay for part-time magistrates

Wanda,

Yesterday, I sent an email to Judge Lail concerning his time sheet, which indicated 9 hrs., 8 hrs., and 8 hrs., respectively for November 7, 8, and 9 (Friday, Saturday, Sunday). He also made a request for mileage reimbursement to and from the detention center on those days.

My email to him stated that we normally would NOT 1) pay part-time magistrates to work more than their regular weekly hours during the workweek, 2) pay any part-time magistrate for more than four hours per weekend for on call duty, 3) pay mileage to anyone driving to and from his or her assigned work station.

These directives may only be overridden by extraordinary circumstances, the demonstration of which will be the responsibility of the part-time magistrate. Acceptance of the presented documentation would be entirely at the County's discretion.

Thanks.

Wayne=

121^8. Adams email to Hill 11-
19-2014 (2).pdf

From: Wayne Adams wadams@newberrycounty.net

Subject: pay for part-time magistrates

Date: November 19, 2014 at 3:18 PM

To: Wanda Hill whill@newberrycounty.net

Cc: Debbie Cromer dcromer@newberrycounty.net, Karen Brehmer kbrehmer@newberrycounty.net, Jay Tothacer jtothacer@newberrycounty.net, Dirk Aydtette daydlette@gsblaw.net

ROA 01149

Wanda,

Yesterday, I sent an email to Judge Lall concerning his time sheet, which indicated 9 hrs., 8 hrs., and 8 hrs., respectively for November 7, 8, and 9 (Friday, Saturday, Sunday). He also made a request for mileage reimbursement to and from the detention center on those days.

My email to him stated that we normally would NOT 1) pay part-time magistrates to work more than their regular weekly hours during the workweek, 2) pay any part-time magistrate for more than four hours per weekend for on call duty, 3) pay mileage to anyone driving to and from his or her assigned work station.

These directives may only be overridden by extraordinary circumstances, the demonstration of which will be the responsibility of the part-time magistrate. Acceptance of the presented documentation would be entirely at the County's discretion.

Thanks,

Wayne

ROA 01149

122^8. Adams email to Hill 11-
19-2014.pdf

From: Wayne Adams wadams@newberrycounty.net
Subject: pay for part-time magistrates

Date: November 19, 2014 at 3:16 PM

To: Wanda Hill whill@newberrycounty.net

Cc: Debbie Cromer dcromer@newberrycounty.net, Karen Brehmer kbrehmer@newberrycounty.net, Jay Tothacer jtothacer@newberrycounty.net, Dirk Aydtette daydlette@gsblaw.net

ROA 01151

Wanda,

Yesterday, I sent an email to Judge Lail concerning his time sheet, which indicated 9 hrs., 8 hrs., and 8 hrs., respectively for November 7, 8, and 9 (Friday, Saturday, Sunday). He also made a request for mileage reimbursement to and from the detention center on those days.

My email to him stated that we normally would NOT 1) pay part-time magistrates to work more than their regular weekly hours during the workweek, 2) pay any part-time magistrate for more than four hours per weekend for on call duty, 3) pay mileage to anyone driving to and from his or her assigned work station.

These directives may only be overridden by extraordinary circumstances, the demonstration of which will be the responsibility of the part-time magistrate. Acceptance of the presented documentation would be entirely at the County's discretion.

Thanks.

Wayne

ROA 01151

123^9. Adams email to Hill 11-
19-2014.pdf

From: Wayne Adams <wadams@newberrycounty.net>
Sent: Wednesday, November 19, 2014 3:18 PM
To: Wanda Hill
Cc: Debbie Cromer; Karen Brehmer; Jay Tothacer; Dirk Aydlette
Subject: pay for part-time magistrates

Wanda,

Yesterday, I sent an email to Judge Lail concerning his time sheet, which indicated 9 hrs., 8 hrs., and 8 hrs., respectively for November 7, 8, and 9 (Friday, Saturday, Sunday). He also made a request for mileage reimbursement to and from the detention center on those days.

My email to him stated that we normally would NOT 1) pay part-time magistrates to work more than their regular weekly hours during the workweek, 2) pay any part-time magistrate for more than four hours per weekend for on call duty, 3) pay mileage to anyone driving to and from his or her assigned work station.

These directives may only be overridden by extraordinary circumstances, the demonstration of which will be the responsibility of the part-time magistrate. Acceptance of the presented documentation would be entirely at the County's discretion.

Thanks.

Wayne=

124^25. Adams email to
Tothacer 12-1-2014.pdf

From: Wayne Adams <wadams@newberrycounty.net>
Sent: Monday, December 01, 2014 9:59 AM
To: Jay Tothacer
Subject: Re: Revised Jayroe verification

Where the letter states, "I further verify that it," replace "it" with "all such equipment."
On Dec 1, 2014, at 9:50 AM, Jay Tothacer <jtothacer@newberrycounty.net> wrote:

> <Jayroe Court Administration assets listing 2014.doc>

125^26. Tothacer email to
Adams 12-1-2014.pdf

Jay Tothacer

ROA 01157

From: Jay Tothacer <jtothacer@newberrycounty.net>
Sent: Monday, December 01, 2014 10:37 AM
To: "Wayne Adams"
Subject: RE: Revised Jayroe verification
Attachments: Jayroe Court Adminstration assets listing 2014.doc

See attached

—Original Message—

From: Wayne Adams [<mailto:wadams@newberrycounty.net>]
Sent: Monday, December 01, 2014 9:59 AM
To: Jay Tothacer
Subject: Re: Revised Jayroe verification

Where the letter states, "I further verify that it," replace "it" with "all such equipment."
On Dec 1, 2014, at 9:50 AM, Jay Tothacer <jtothacer@newberrycounty.net> wrote:

> <Jayroe Court Adminstration assets listing 2014.doc>

ROA 01157



ROA 01158

COUNTY OF NEWBERRY

OFFICE OF THE COUNTY COUNCIL
POST OFFICE BOX 156
NEWBERRY, SOUTH CAROLINA 29108

(803)321-2100
FAX: (803)321-2102

COUNCILMEN:

HENRY H. LIVINGSTON, III, CHAIRMAN
KIRKSEY KOON, VICE-CHAIRMAN
JOHN E. CALDWELL
WILLIAM D. WALDROP
LESLIE HIPPE
STEVE STOCKMAN
SCOTT CAIN

WAYNE ADAMS
COUNTY ADMINISTRATOR
A. J. TOTHACER, JR.
COUNTY ATTORNEY
LAURIE N. RENWICK
CLERK TO COUNCIL

December 1, 2014

As Chief Magistrate for Newberry County, I acknowledge and verify that the recent listing of assets provided by Court Administration that I forwarded to Wayne Adams, as County Administrator, for acceptance on behalf of the County is correct in the listing and location of all items to be turned over to the County by Court Administration. I further verify that the listed assets are in the custody of and under the safe keeping of Newberry County Summary Court.

Sincerely,

Arthur L. Jayroe, Jr.
Chief Magistrate, Newberry County

ROA 01158

126^27. Adams email to
Tothacer 12-1-2014.pdf

Jay Tothacer

ROA 01160

From: Wayne Adams <wadams@newberrycounty.net>
Sent: Monday, December 01, 2014 10:39 AM
To: Jay Tothacer
Subject: Re: Revised Jayroe verification.

Yes. That's good.

On Dec 1, 2014, at 10:37 AM, Jay Tothacer <jtothacer@newberrycounty.net> wrote:

> <Jayroe Court Administration assets listing 2014.doc>

ROA 01160

127^4. Adams email to Renwick
12-1-2014 (2).pdf

From: Wayne Adams wadams@newberrycounty.net
Subject: Re: Revised Jayroe verification
Date: December 1, 2014 at 10:38 AM
To: Jay Tothacer jtothacer@newberrycounty.net

ROA 01162

Yes. That's good.

On Dec 1, 2014, at 10:37 AM, Jay Tothacer <jtothacer@newberrycounty.net> wrote:

! <Jayroe Court Administration assets listing 2014.doc>

ROA 01162

128^4. Adams email to Renwick
12-1-2014.pdf

From: Wayne Adams wadams@newberrycounty.net
Subject: Re: Revised Jayroe verification
Date: December 1, 2014 at 10:38 AM
To: Jay Tothacer jtothacer@newberrycounty.net

ROA 01164

Yes. That's good.

On Dec 1, 2014, at 10:37 AM, Jay Tothacer <jtothacer@newberrycounty.net> wrote:

| <Jayroe Court Administration assets listing 2014.doc>

ROA 01164

129^5. Tothacer email to Adams
12-1-2014 (2).pdf

From: Jay Tothacer jtothacer@newberrycounty.net
Subject: RE: Revised Jayroe verification
Date: December 1, 2014 at 10:37 AM
To: Wayne Adams wadams@newberrycounty.net

ROA 01166



See attached

ROA 01166



ROA 01167

COUNTY OF NEWBERRY

OFFICE OF THE COUNTY COUNCIL

POST OFFICE BOX 156

NEWBERRY, SOUTH CAROLINA 29108

(803)321-2100

FAX: (803)321-2102

COUNCILMEN:

HENRY H. LIVINGSTON, III, CHAIRMAN

KIRKSEY KOON, VICE-CHAIRMAN

JOHN E. CALDWELL

WILLIAM D. WALDROP

LESLIE HIPPE

STEVE STOCKMAN

SCOTT CAIN

WAYNE ADAMS

COUNTY ADMINISTRATOR

A. J. TOTHACER, JR.

COUNTY ATTORNEY

LAURIE N. RENWICK

CLERK TO COUNCIL

December 1, 2014

As Chief Magistrate for Newberry County, I acknowledge and verify that the recent listing of assets provided by Court Administration that I forwarded to Wayne Adams, as County Administrator, for acceptance on behalf of the County is correct in the listing and location of all items to be turned over to the County by Court Administration. I further verify that the listed assets are in the custody of and under the safe keeping of Newberry County Summary Court.

Sincerely,

Arthur L. Jayroe, Jr.

Chief Magistrate, Newberry County

ROA 01167

130^5. Tothacer email to Adams
12-1-2014.pdf

From: Jay Tothacer jtothacer@newberrycounty.net
Subject: RE: Revised Jayroe verification
Date: December 1, 2014 at 10:37 AM
To: Wayne Adams wadams@newberrycounty.net

ROA 01169



See attached

ROA 01169



ROA 01170

COUNTY OF NEWBERRY

OFFICE OF THE COUNTY COUNCIL
POST OFFICE BOX 156
NEWBERRY, SOUTH CAROLINA 29108

(803)321-2100
FAX: (803)321-2102

COUNCILMEN:

HENRY H. LIVINGSTON, III, CHAIRMAN
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JOHN E. CALDWELL
WILLIAM D. WALDROP
LESLIE HIPP
STEVE STOCKMAN
SCOTT CAIN

WAYNE ADAMS
COUNTY ADMINISTRATOR
A. J. TOTHACER, JR.
COUNTY ATTORNEY
LAURIE N. RENWICK
CLERK TO COUNCIL

December 1, 2014

As Chief Magistrate for Newberry County, I acknowledge and verify that the recent listing of assets provided by Court Administration that I forwarded to Wayne Adams, as County Administrator, for acceptance on behalf of the County is correct in the listing and location of all items to be turned over to the County by Court Administration. I further verify that the listed assets are in the custody of and under the safe keeping of Newberry County Summary Court.

Sincerely,

Arthur L. Jayroe, Jr.
Chief Magistrate, Newberry County

ROA 01170

131^6. Adams email to Tothacer
12-1-2014 (2).pdf

From: Wayne Adams wadams@newberrycounty.net
Subject: Re: Revised Jayroe verification
Date: December 1, 2014 at 9:58 AM
To: Jay Tothacer jtothacer@newberrycounty.net

ROA 01172

Where the letter states, "I further verify that it," replace "it" with "all such equipment."
On Dec 1, 2014, at 9:50 AM, Jay Tothacer <jtothacer@newberrycounty.net> wrote:

| <Jayroe Court Administration assets listing 2014.doc>

ROA 01172

132^6. Adams email to Tothacer
12-1-2014.pdf

From: Wayne Adams wadams@newberrycounty.net
Subject: Re: Revised Jayroe verification
Date: December 1, 2014 at 9:58 AM
To: Jay Tothacer jtothacer@newberrycounty.net

ROA 01174

Where the letter states, "I further verify that it", replace "it" with "all such equipment."
On Dec 1, 2014, at 9:50 AM, Jay Tothacer <jtothacer@newberrycounty.net> wrote:

| <Jayroe Court Administration assets listing 2014.doc>

ROA 01174

133^7. Tothacer email to Adams
12-1-2014 (2).pdf

From: Jay Tothacer jtothacer@newberrycounty.net
Subject: Revised Jayroe verification
Date: December 1, 2014 at 9:50 AM
To: Wayne Adams wadams@newberrycounty.net

ROA 01176

See attached

A.J. Tothacer, Jr.
Newberry County Attorney
P.O. Box 156
Newberry, S.C. 29108
Office - (803) 321-1415
Fax - (803) 321-2102

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ROA 01176



ROA 01177

COUNTY OF NEWBERRY

OFFICE OF THE COUNTY COUNCIL
POST OFFICE BOX 156
NEWBERRY, SOUTH CAROLINA 29108

(803)321-2100
FAX: (803)321-2102

COUNCILMEN:
HENRY H. LIVINGSTON, III, CHAIRMAN
KIRKSEY KOON, VICE-CHAIRMAN
JOHN E. CALDWELL
WILLIAM D. WALDROP
LESLIE HIPP
STEVE STOCKMAN
SCOTT CAIN

WAYNE ADAMS
COUNTY ADMINISTRATOR
A. J. TOTHACER, JR.
COUNTY ATTORNEY
LAURIE N. RENWICK
CLERK TO COUNCIL

December 1, 2014

As Chief Magistrate for Newberry County, I acknowledge and verify that the recent listing of assets provided by Court Administration that I forwarded to Wayne Adams, as County Administrator, for acceptance on behalf of the County is correct in the listing and location of all items to be turned over to the County by Court Administration. I further verify that it is in the custody of and under the safe keeping of Newberry County Summary Court.

Sincerely,

Arthur L. Jayroe, Jr.
Chief Magistrate, Newberry County

ROA 01177

134^7. Tothacer email to Adams
12-1-2014.pdf

From: Jay Tothacer jtothacer@newberrycounty.net
Subject: Revised Jayroe verification
Date: December 1, 2014 at 9:50 AM
To: Wayne Adams wadams@newberrycounty.net

ROA 01179 

See attached

A.J. Tothacer, Jr.
Newberry County Attorney
P.O. Box 156
Newberry, S.C. 29108
Office - (803) 321-1415
Fax - (803) 321-2102

CONFIDENTIAL - COMMUNICATION: The information contained in this message contains legally privileged and confidential information intended only for the use of the individuals and entities named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or duplication of this transmission is strictly prohibited. If you have received this communication in error, please notify me by telephone or email immediately and return the original message to me and destroy any printed and electronic copies. Nothing in this transmission is intended to be an electronic signature nor to constitute an agreement of any kind under applicable law unless otherwise expressly indicated. Intentional interception or dissemination of electronic mail not belonging to you may violate federal or state law.



ROA 01179



ROA 01180

COUNTY OF NEWBERRY

OFFICE OF THE COUNTY COUNCIL

POST OFFICE BOX 156

NEWBERRY, SOUTH CAROLINA 29108

(803)321-2100

FAX: (803)321-2102

COUNCILMEN:

HENRY H. LIVINGSTON, III, CHAIRMAN

KIRKSEY KOON, VICE-CHAIRMAN

JOHN E. CALDWELL

WILLIAM D. WALDROP

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SCOTT CAIN

WAYNE ADAMS

COUNTY ADMINISTRATOR

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COUNTY ATTORNEY

LAURIE N. RENWICK

CLERK TO COUNCIL

December 1, 2014

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Sincerely,

Arthur L. Jayroe, Jr.

Chief Magistrate, Newberry County

ROA 01180

135^5. Livingston email to
Adams 12-4-2014.pdf

From: Kirksey Koon <kirkseykoon@yahoo.com>
Sent: Tuesday, February 03, 2015 11:29 AM
To: Laurie Renwick
Subject: Fwd: Freedom of Information Act (FOIA) Request

Sent from my iPad

Begin forwarded message:

From: Buddy Livingston <BLivingston@newberry.k12.sc.us>
Date: December 4, 2014 at 5:53:49 PM EST
To: Wayne Adams <wadams@newberrycounty.net>
Cc: Kirksey Koon <kirkseykoon@yahoo.com>, Les Hipp <hippcouncil@bellsouth.net>, Leslie Hipp <lchipp@bellsouth.net>, Scott Cain <scain@newberrycounty.net>, Bill Waldrop <bwaldrop@newberrycounty.net>, "Steve Stockman" <scstockman@att.net>, John Caldwell <johnpatcaldwell@att.net>, "Jay Tothacer" <jtothacer@newberrycounty.net>, Dirk Aydlette <daydlette@gsgblaw.net>
Subject: Re: Freedom of Information Act (FOIA) Request

I think the research needs to be done when it will not effect county daily operations and the labor charged at an overtime rate.

Sent from my iPhone

On Dec 4, 2014, at 4:42 PM, "Wayne Adams" <wadams@newberrycounty.net> wrote:

Gentlemen,

Please see the attached FOIA request from West Columbia attorney Desa Ballard.

The request covers a large volume of material focusing on magistrate's court, but also ALL electronic communications between members of Council and me.

This request will require untold staff hours and expense to fulfill. We will pass on as much of the cost of this research and copying as possible to the requesting attorney, but within the bounds of the SC Freedom of Information Act.

I wanted to alert you to this request, chiefly because it will require significant staff time in the weeks ahead.

Let me know if you have questions.

ROA 01183

Best,

Wayne

<Desa Ballard letter.pdf>

136^6. Adams email to
Livingston 12-4-2014.pdf

Laurie Renwick

ROA 01185

From: Kirksey Koon <kirkseykoon@yahoo.com>
Sent: Tuesday, February 03, 2015 11:30 AM
To: Laurie Renwick
Subject: Fwd: Freedom of Information Act (FOIA) Request
Attachments: Desa Ballard letter.pdf; Untitled attachment 00086.htm

Sent from my iPad

Begin forwarded message:

From: Wayne Adams <wadams@newberrycounty.net>
Date: December 4, 2014 at 4:41:39 PM EST
To: Buddy Livingston <blivingston@newberry.k12.sc.us>, Kirksey Koon <kirkseykoon@yahoo.com>, Les Hipp <hippcouncil@bellsouth.net>, Leslie Hipp <lchipp@bellsouth.net>, Scott Cain <scain@newberrycounty.net>, Bill Waldrop <bwaldrop@newberrycounty.net>, Steve Stockman <sstockman@att.net>, John Caldwell <johnpatcaldwell@att.net>
Cc: Jay Tothacer <jtothacer@newberrycounty.net>, Dirk Aydlette <daydlette@gsblaw.net>
Subject: Freedom of Information Act (FOIA) Request

Gentlemen,

Please see the attached FOIA request from West Columbia attorney Desa Ballard.

The request covers a large volume of material focusing on magistrate's court, but also ALL electronic communications between members of Council and me.

This request will require untold staff hours and expense to fulfill. We will pass on as much of the cost of this research and copying as possible to the requesting attorney, but within the bounds of the SC Freedom of Information Act.

I wanted to alert you to this request, chiefly because it will require significant staff time in the weeks ahead.

Let me know if you have questions.

Best,

Wayne

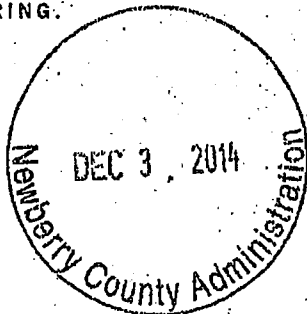


Ballard & Watson
Attorneys at Law
PERSISTENT. UNWAVERING.

ROA 01186
Desa Ballard
Harvey M. Watson III

December 2, 2014

Via U.S. Mail
Wayne Adams
County Administrator
County of Newberry
Post Office Box 156
Newberry, South Carolina 29108



Post Office Box 6338 | West Columbia, SC 29171
226 State Street | West Columbia, SC 29169
ph 803.796.9299 | fx 803.796.1066 | desaballard.com

Re: Freedom of Information Act Request

Dear Mr. Adams:

This correspondence is addressed to you based upon your position as custodian of records for Newberry County pursuant to S.C. Code Ann. § 30-1-20 or the records officer thereof, for purposes of receiving and responding to the request herein. If you are not the proper individual for receipt of this request, please advise by return mail. Otherwise, the requesting party will consider the request properly received by you in accordance with the Act.

Pursuant to S.C. Code Ann. §§30-4-10 *et seq.*, the Freedom of Information Act (herein "the act"), you are requested to produce to the undersigned copies of the following public records. The term "public records" is defined in Section 30-4-20(c), as amended. This request does not include a request for any materials that are protected by the attorney-client relationship or are otherwise privileged or materials that exempt from disclosure by statutory law. Provided, however, any documents which are responsive to this request that are withheld on the basis of privilege or exemption should be identified, along with the basis upon which such document(s) is withheld from disclosure. Such identification shall include the author and date of the document, a general description thereof, as well as the names of all recipient(s) of such document, in order to allow the requesting party to determine whether there is need for further inquiry to determine the validity of the response.

Within five (5) days of the receipt of this letter, please provide an estimate of the fees you anticipate will be required in order to produce the materials requested. Pursuant to Section 30-4-30(b), fees may not be charged for examination and review to determine if the documents requested are subject to disclosure. Such five (5) day period shall not reduce or extend the response time period provided by Section 30-4-30(c).

1. The records management program for Newberry County Magistrate's Court as required by Section 30-1-80.

ROA 01186

2. Any and all approvals received by Newberry County or any of its agents from the Director of the State Archives authorizing the destruction of any public record regarding the Magistrate's Court of Newberry County at any time since 1995, as required by S.C. Code Ann. § 30-1-110.
3. Documents related to the appointment of magistrates for Newberry County at all times from 2010 to the present, including communication in any form with any member of the South Carolina Senate, including but not limited to Senator Ronnie Cromer.
4. Documents related to the number of full-time or part-time magistrates for Newberry County at all times from 2007 to the present, including communication in any form with any member of the South Carolina Senate, including but not limited to Senator Ronnie Cromer.
5. Any memoranda or document from 2010 to the present in which the operations and/or staffing of the Newberry County Magistrate Court, including its judges and/or employees, is discussed or referenced in any manner, directly or indirectly.
6. Any and all documents related to the case of Thomas Abraham v. Newberry County, Case No. 8:11-cv-03016-TMC (United States District Court for the District of South Carolina) and Case No. 2011-CP-36-464 (Newberry County Court of Common Pleas). Your response should not include any documents that available of record through the Newberry County Clerk of Court public files or the public files of the United States District Court for the District of South Carolina nor should it include any materials exempt from disclosure pursuant to the attorney-client relationship. It should include any and all correspondence generated or received during the litigation of the case or afterwards, if related.
7. Any and all electronic messages (to or from wadams@newberrycounty.net or any private email address), including texts on private cell phones, sent to or received by you with the members of county council or any of their agents for the period 2010 to the present.
8. Any and all communications of any kind between any officer or agent of Newberry County with Robert L. McCurdy of South Carolina Court Administration regarding the Magistrate's Court for Newberry County.
9. Any and all opinions requested or received from any officer or agent of Newberry County from the South Carolina Attorney General regarding compensation of magistrates.
10. Any and all documents relating to the implementation of the \$4,500.00 payment authorized by county council at its meeting in September, 1995, other than confidential compensation reports, including but not limited to memoranda, documents, emails, notes, or other form of communication or recordation, at any time from September 1995 to the present.

11. Any and all electronic messages sent to or received by tabraham@newberrycounty.net from 2005 to the present.
12. Agenda or minutes reflecting agenda or items discussed (or to be discussed) for all meetings of executive session of county council from 2004 to the present.
13. All agenda for Newberry County Public Safety and Courts committee from 2004 to the present.
14. All minutes for Newberry County Public Safety and Courts committee from 2004 to the present.
15. Voting records for any action taken in executive session whether during county council meetings or otherwise for any time since 2004 to the present.
16. Any and all documents evidencing or reflecting directives from Chief Magistrate Jayroe regarding the allocation of use of the supplemental full-time magistrate's pay approved by resolution or other action of Newberry County Council in or about September, 2005.

To the extent the requested materials are stored or held by the custodian by electronic means, we will provide at your request electronic media storage device(s) to assist with reproduction for purposes of responding to this request. Any materials stored electronically are requested to be produced in electronic format that is capable of being read by generally-available and identifiable software which we may use to access the produced materials.

We look forward to hearing from you.

Sincerely yours,

Desa Ballard by H. H. H. H. H.
Desa Ballard
desab@desaballard.com

137^7. Council email to Adams
12-4-2014.pdf

Laurie Renwick

ROA 01190

From: Kirksey Koon <kirkseykoon@yahoo.com>
Sent: Tuesday, February 03, 2015 11:30 AM
To: Laurie Renwick
Subject: Fwd: Freedom of Information Act (FOIA) Request

Sent from my iPad

Begin forwarded message:

From: Hipp Council <hippcouncil@bellsouth.net>
Date: December 4, 2014 at 5:23:46 PM EST
To: Wayne Adams <wadams@newberrycounty.net>
Cc: Buddy Livingston <blivingston@newberry.k12.sc.us>, Kirksey Koon <kirkseykoon@yahoo.com>, Leslie Hipp <lhipp@bellsouth.net>, Scott Cain <scain@newberrycounty.net>, Bill Waldrop <bwaldrop@newberrycounty.net>, Steve Stockman <scstockman@att.net>, John Caldwell <johnpatcaldwell@att.net>, Jay Tothacer <jtothacer@newberrycounty.net>, Dirk Aydlette <daydlette@gsblaw.net>
Subject: Re: Freedom of Information Act (FOIA) Request

It is my understanding that there is no time limit to provide the information even though there is a proposal in the legislature to change this. It is also my understanding that we can charge reasonable fees for the assimilation of this information. I think we need to cooperate with the request fully but we need to take a reasonable time and we need to charge appropriate fees in doing so. The FOI act is meant to protect the interests of both parties involved.

Sent from my iPhone

On Dec 4, 2014, at 4:41 PM, Wayne Adams <wadams@newberrycounty.net> wrote:

Gentlemen,

Please see the attached FOIA request from West Columbia attorney Desa Ballard.

The request covers a large volume of material focusing on magistrate's court, but also ALL electronic communications between members of Council and me.

This request will require untold staff hours and expense to fulfill. We will pass on as much of the cost of this research and copying as possible to the requesting attorney, but within the bounds of the SC Freedom of Information Act.

I wanted to alert you to this request, chiefly because it will require significant staff time in the weeks ahead.

ROA 01191

Let me know if you have questions.

Best,

Wayne

<Desa Ballard letter.pdf>

138^28. Adams email to
Tothacer 12-17-2014.pdf

Jay Tothacer

ROA 01193

From: Wayne Adams <wadams@newberrycounty.net>
Sent: Wednesday, December 17, 2014 12:28 PM
To: Jay Tothacer
Subject: judicial equipment list

Jay,

Have we fully resolved this issue?

Wayne

ROA 01193

139^29. Tothacer email to
Adams 12-147-2014.pdf

Jay Tothacer

ROA 01195

From: Jay Tothacer <jtothacer@newberrycounty.net>
Sent: Wednesday, December 17, 2014 2:11 PM
To: Wayne Adams
Subject: FW: Court Administration assets list
Attachments: Jayroe Court Adminstration assets listing 2014.doc

FYI

From: Jay Tothacer [mailto:jtothacer@newberrycounty.net]
Sent: Wednesday, December 03, 2014 6:21 PM
To: Arthur Jayroe
Cc: Wayne Adams
Subject: Court Administration assets list

Judge,

Attached is a brief form that we would like for you to sign and return to Wayne for retention in our files. As soon as we receive it we will sign and forward the assets listing to Court Administration.

Thanks

Jay

A.J. Tothacer, Jr.
Newberry County Attorney
P.O. Box 156
Newberry, S.C. 29108
Office - (803) 321-1415
Fax - (803) 321-2102

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ROA 01195



ROA 01196

COUNTY OF NEWBERRY

OFFICE OF THE COUNTY COUNCIL
POST OFFICE BOX 156
NEWBERRY, SOUTH CAROLINA 29108

(803)321-2100
FAX: (803)321-2102

COUNCILMEN:

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STEVE STOCKMAN
SCOTT CAIN

WAYNE ADAMS
COUNTY ADMINISTRATOR
A. J. TOTHACER, JR.
COUNTY ATTORNEY
LAURIE N. RENWICK
CLERK TO COUNCIL

December 4, 2014

As Chief Magistrate for Newberry County, I acknowledge and verify that the recent listing of assets provided by Court Administration that I forwarded to Wayne Adams, as County Administrator, for acceptance on behalf of the County is correct in the listing and location of all items to be turned over to the County by Court Administration. I further verify that the listed assets are in the custody of and under the safe keeping of Newberry County Summary Court.

Sincerely,

Arthur L. Jayroe, Jr.
Chief Magistrate, Newberry County

ROA 01196