

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY
G. Edward Welmaker, Circuit Court Judge
Charles B. Simmons, Jr., Master-in-Equity

Case No. 2010-CP-23-6767

Arthur M. Field,..... Respondent-Appellant,

v.

Henry McMaster, Attorney General, Appellant-Respondent.

**MOTION TO FILE EXHIBITS UNDER SEAL
AND
TO STAY ANY ACTION PERTAINING TO EXHIBITS PENDING THE
RESOLUTION OF THIS MOTION**

Appellant-Respondent, the Attorney General of South Carolina, hereby
moves for an Order in providing that the exhibits designated to be included as part

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of the Record on Appeal may be filed with this Court under seal and not disclosed to Respondent-Appellant Arthur M. Field during the pendency of this appeal.¹

The reason for this motion is that this case involves the issue of whether certain documents are required to be provided to Field pursuant to the Freedom of Information Act. Unless those exhibits are filed under seal, the case would effectively be mooted without a decision by the Court on the merits of the case.


The Record on Appeal is currently due to be served by Appellant-Respondent on March 13, 2013. Appellant-Respondent does not request that that deadline be altered, except to the extent that it might involve the exhibits, that is, the documents whose disclosure is in issue. Appellant-Respondent therefore requests that the March 13, 2013 deadline be stayed, with regard to the exhibits only, pending the resolution of this motion.

¹ As discussed more fully in the accompanying Memorandum in Support, this motion is filed in an abundance of caution at the appellate stage of this case. The lower court had ordered that disclosure should be stayed in the event of an appeal.

The grounds for this motion are discussed more fully in the accompanying Memorandum filed herewith.

Respectfully submitted,

DAVIDSON & LINDEMANN, P.A.

BY:  _____

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