

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas  
L. Casey Manning, Circuit Court Judge

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Appellate Case No. 2019-001603  
Case No. 2019-CP-40-01615

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**RECEIVED**

**Aug 20 2020**

**SC Court of Appeals**

T.D., by and through his guardians, A.D. and J.D.,

Appellants,

v.

Richland County School District Two,

Respondent.

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MOTION TO SEAL OR REMOVE  
RECORDS FROM PUBLICLY VISIBLE WEBSITE

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August 14, 2020

The Appellants request that the Court Seal portions of the Record on Appeal in the referenced matter based on the following:

1. This Appeal involves a minor, who was expelled from the Respondents schools in June 2018. The minor is represented by his grandparents in a representative capacity. The case also involves multiple statements of non-party minors, who are alleged victims and witnesses in this matter. Included in the Record on Appeal are numerous confidential and sensitive documents, including juvenile law enforcement records, medical records and educational records. Although the records have been partially redacted, minor Appellant and non-parties may be identified by the information contained in the record on appeal.

“Public access to court records may be restricted in certain situations, such as matters involving juveniles, legitimate trade secrets, or information covered by a recognized privilege. Restrictions may be based on a statute or the court’s inherent power to control its own records and supervise the functioning of the judicial system.” Ex Parte Capital U-Drive-It, Inc., 630 S.E.2d 464 (S.C. 2006) *See e.g.* S.C.Code Ann. § 63-3-590 (excluding general public from hearings which involve neglected, abused, or delinquent children); S.C. Code Ann. 63-19-2020 and 63-19-2030 (providing for confidentiality of juvenile court and law enforcement records). Moreover, some of these documents contain personal information as described in S.C. Code Ann. 30-2-30(1), including materials relevant to medical or disability information and education level.

Based on the potential for the minor Appellant and non-party witnesses to be identified and potentially suffer harm through the disclosure of sensitive personal information, the

Appellants request that the following portions of the Record on Appeal be sealed from public view or publication on the Court of Appeals' publicly visible C-Track website:

Record on Appeal Page numbers:

Volume I

Decision Letter of Board of Trustees dated February 18, 2019 ..... 27

Decision Letter of Hearing Officer L. Chishom dated January 11, 2019 .....29

Summary of Evidence and Resolution from December 12, 2018 Hearing .....31

Letter from Hearing Officer L. Chishom to A.D. and J.D. dated December 5, 2018.....34

Letter from K. Mazyck to A.D. and J.D. dated December 5, 2018.....35

Letter of A.D. Appealing Hearing Officer Decision, January 6, 2019.....36

Letter of D. Michael Mathison to School Board with Supplemental  
Grounds for Appeal and Caselaw dated February 5, 2019.....39

Letter of D. Michael Mathison to J. Drain dated February 8, 2012.....56

Student Appeals Report for Board Hearing on February 12, 2019.....60

Proceedings Before the Circuit Court

Notice of Appeal, Summons and Complaint, dated March 20, 2019.....62

Designation of Matter to be Included in the Record on Appeal, dated March 20, 2019.....79

Amended Certification of Record dated May 1, 2019.....106

Respondent's Designation of Additional Matter for Record dated May 2, 2019.....110

Respondent's Memorandum in Opposition dated July 18, 2019.....121

Appellants' Supplemental Reply Brief dated July 25, 2019.....158

**Audio Records, Transcripts and Exhibits**

Audio Records

Audio Recording (2) of December 12, 2018 Hearing.....	194
Audio Recording of February 12, 2019 Hearing .....	194
Audio Files of December 12, 2018 Hearing (Def’s Exhibits 34 and 35).....	194
Audio File of February 12, 2019 Hearing (Def’s Add’l Exhibit 19).....	194

Transcripts

Original Meeting Minutes of Hearing on December 12, 2018.....	196
Revised Meeting Minutes of Hearing on December 12, 2018.....	202
Transcript of Hearing December 12, 2018 Hearing .....	212
Opening Remarks.....	214
Discussion Between School Officials, Student and Student’s Family.....	217
Position Statement – School .....	230
Examination of Student T.D. by Hearing Officer.....	236
Transcript of Hearing before the School Board on February 12, 2019 .....	262
Transcript of Hearing before Circuit Court July 26, 2019.....	309

Volume II

Exhibits

Text and Email Correspondence between K. Mazyck and Sgt. R.C. Truluck Dated December 4, 2018 .....	351
Attachment to email sent to K. Mazyck by Sgt. R.C. Truluck on December 4, 2018 (Defendant’s Add’l Exhibit 21).....	355-406
Juvenile Petitions.....	355
Juvenile On Demand Access Report .....	358
Youth Arbitration Referral Form.....	359
Sheriff’s Department Incident Report dated December 1, 2018.....	360

Supplemental Sheriff's Department Incident Report dated December 2, 2018.....	361
Richland County Sheriff Department Investigative Follow Up .....	362
Richland County Sheriff's Department Arrest Report .....	364
Richland County Custodial Release Form.....	365
Emailed statement of Student C.G. to Investigator S. Boyd dated December 2, 2018.....	366
Written Statement of Student H.G. to Investigator C. Truluck dated December 2, 2018.....	367
Statement Refusal of T.D. dated December 2, 2018.....	368
Consent to Search Form.....	369
T.D.'s Medical Records November 16, 2018.....	370
Richland County Incident Report dated December 1, 2018 .....	374
Richland County Incident Report dated October 21, 2018.....	376
Richland County Incident Report dated September 23, 2018.....	377
Richland County Incident Report dated May 8, 2018.....	379
Images of phone messages.....	380
Sheriff's Department Juvenile Petition Worksheets.....	393
Youth Arbitration Checklist .....	396
Images of phone screens.....	397

Exhibits Referenced During Hearing on December 12, 2018

T.D. Student Disciplinary Summary.....	407
T.D. Grades and Attendance for 2018-2019 School Year.....	408
Disciplinary Referral dated December 4, 2018.....	411
Sheriff's Department Incident Report dated December 1, 2018.....	412

BMS Incident Statement from Student K.M. dated December 5, 2018.....414

BMS Incident Statement from Student H.C. dated December 5, 2018.....415

BMS Incident Statement from Student C.G. dated December 5, 2018.....416

Sheriff’s Department Investigative Follow-Up Report .....417

Picture of Message (A.R. Exhibit 18, p. 1) ..... 419

Additional Exhibits

Screenshots/Photographs of social media and/or text exchanges in Board Record (A.R. Exhibit 18, p. 2-12).....420

Amended Letter dated December 5, 2018 from Blythwood High School, Karis Mazyck, to Superintendent Baron Davis regarding expulsion..... 431

Appellant’s List of Exhibits to be Introduced at Board Hearing on February 12, 2019 .....432

Statement of T.D. dated November 27, 2018.....433

T.D.’s Statement Refusal to Sheriff’s Department dated December 2, 2018.....434

Email of Student C.G. to Inv. S. Boyd dated December 2, 2018.....435

Statement of Student H.G. December 2, 2018, to Sheriff’s Department .....436

Email and text Correspondence between K. Mazyck and Inv. Truluck .....437

Letter of Sheriff’s Deputy James Smith dated January 8, 2018 .....441

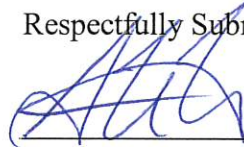
About Wireless Receipt dated November 23, 2019, (Plaintiffs’ Exhibit 1).....442

Medical Records of T.D. dated December 1, 2019 (Plaintiffs’ Exhibit 2) .....444

Images of Screenshots/Phones (Plaintiffs’ Exhibit 3) .....448

Appellants have attached a copy of the Record on Appeal to this Motion. Respondents previously sought an order sealing these materials at the Richland County Circuit Court [R. p. 114]; however, the Circuit Court has not ruled on the motion. Appellants have previously communicated with opposing counsel about this request.

Respectfully Submitted,



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