

**RECEIVED**

**Nov 30 2020**

**SC Court of Appeals**

STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM THE ADMINISTRATIVE LAW COURT

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Appellate Case No. 2020-000950

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Dr. Agnes M. Slayman,

Appellant,

v.

The South Carolina Department of Education

Respondent.

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**MOTION TO ALLOW FILING OF  
SUPPLEMENTAL RECORD ON APPEAL**

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Respondent, through its undersigned counsel, would respectfully show unto the Court as follows:

**I.**

On October 16, 2020, Respondent filed and served its Initial Brief of Respondent and Designation of Matter. In its Designation of Matter, Respondent properly designated the same Designation of Matter to be included in the Record on Appeal as Appellant. Appellant's Designation of Matter included the Notice of Appeal to the Administrative Law Court filed October 4, 2019, Record on Appeal Vol. I-IV filed on October 28, 2019 with the Administrative Law Court, the Brief of Appellant filed November 27, 2019, Brief of Respondent filed December

23, 2019, Reply Brief of Appellant filed January 10, 2020, and the Final Order filed June 3, 2020 by the Honorable S. Phillip Lenski.

**II.**

On November 10, 2020, Appellant Dr. Agnes Slayman filed the Record on Appeal. While Respondent was preparing its Final Brief of Respondent, Respondent became aware that a number of pages were missing from Volume IX of the Record on Appeal (the same matter included in Volume IV of the Record on Appeal at the Administrative Law Court).

**III.**

Because properly designated matter was inadvertently omitted from the Record on Appeal, Respondent believes it is necessary to file a Supplemental Record on Appeal containing the applicable matter. See Rule 210(c), SCACR (“The Record on Appeal shall include all matter designated to be included by any party under Rule 209[.]”). Accordingly, Respondent asks this Court to permit and accept the filing of a Supplemental Record on Appeal containing the designated matter inadvertently omitted from the Record on Appeal. After discovering the missing pages, Respondent contacted Counsel for Appellant and she does not oppose the Respondent’s request.

**WHEREFORE**, Respondent prays that this Court will allow Respondent to file a Supplemental Record on Appeal; accept the filing of the Respondent’s Supplemental Record on Appeal; and for such other and further relief as the Court may deem just and proper.

Respectfully submitted,



V. Henry Gunter, Jr.  
S.C. Bar # 102259  
Deputy General Counsel

South Carolina Department of Education  
1429 Senate Street, Suite 1015  
Columbia, SC 29201  
(803) 734-8105

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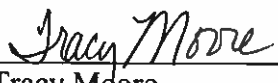
**PROOF OF SERVICE**

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I, Tracy Moore, certify I have served the within Motion to Allow Filing of Supplemental Record on Appeal and the Supplemental Record on Appeal on Appellant by sending two copies of the same to:

Shannon Marie Polvi, Esquire  
Cromer Babb Porter & Hicks, LLC  
PO Box 11675  
Columbia, SC 29211

I further certify all parties required by Rule to be served have been served.  
This 30th day of November, 2020.

  
\_\_\_\_\_  
Tracy Moore  
Administrative Assistant  
South Carolina Department of Education  
1429 Senate Street  
Columbia, SC 29201



**STATE OF SOUTH CAROLINA  
DEPARTMENT OF EDUCATION**

**MOLLY M. SPEARMAN**  
*STATE SUPERINTENDENT OF EDUCATION*

November 30, 2020

The Honorable Jenny A. Kitchings  
Clerk, South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

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**SC Court of Appeals**

RE: Dr. Agnes Slayman v. South Carolina Department of Education – Appellate Case  
No. 2020-000950

Dear Ms. Kitchings:

Enclosed please find for filing, the original Motion to Allow Filing of Supplemental Record on Appeal, and the original of the Supplemental Record on Appeal, along with proof of service, for filing in the above-referenced appeal.

Sincerely,

A handwritten signature in blue ink, appearing to read "V. Henry Gunter, Jr.", with a long horizontal flourish extending to the right.

V. Henry Gunter, Jr.  
Deputy General Counsel  
South Carolina Department of Education  
Bar Number 102259

cc: Shannon Polvi, Esquire