

The State of South Carolina
In The Supreme Court

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Jul 07 2021

SC Court of Appeals

Appeal from Charleston County
Hon. J.C. Nicholson, Circuit Court Judge
Appellate Case No. 2017-001996

John Doe 2 and Jane Doe 4, John Doe 10, Jane Doe 11,
John Doe 193, Father Doe 194, John Doe 194, John Doe 245 and
Father Doe 245, and John Doe 297,

Appellants,

v.

The Bishop of Charleston, a Corporation Sole; Robert Gugliemone,
The Bishop Of Charleston, in his official capacity; Rev. Monsignor
Martin Laughlin, former Administrator of the Diocese of Charleston,
in his official capacity; Robert J. Baker, former Bishop of Charleston,
in his official capacity; Lawrence E. Richter, Jr.,
David K. Haller, and Richter and Haller, LLC,

Respondents.

Reply re Motion to Recall Remittitur

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In their joint opposition, Respondents Haller and Richter are correct that the only error identified in the motion as to the Petition for Certiorari and the Motion as to the Remittitur is the error of counsel. We do not dispute it. Had counsel's mother not passed away June 12, we are sure that counsel's June 14 error would not have occurred or would have been promptly corrected.

Pursuant to SCACR 260(a) the Court has discretion if supported by good cause in reinstating appeals. We acknowledge it is discretionary with the Court to recall the remittitur and consider the Petition on its merits. If the death of counsel's mother is not regarded as good cause then the motion should be denied. Given the extensive work done by counsel in this Court since his first appeal in 1987, we would request the Court consider the once in a lifetime disruptive event as constituting good cause, and permit counsel's clients to receive the Court's full consideration.

Conclusion

We ask that the Court recall the remittitur, accept the Petition as of June 14, and continue to process this appeal on its merits.

Respectfully submitted,

A handwritten signature in blue ink that reads "Gregg Meyers". The signature is written in a cursive style with a large, stylized "G" and "M".

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Respondents

Proof of Service

I hereby affirm that pursuant to SCACR 226C I have served upon counsel for the
defendants/respondent one copy of the Appellant's

Reply re: Motion to recall remittitur

by causing the documents and a copy of this Proof of Service to be sent via email to:

supctfilings@sccourts.org
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Done July 7, 2021.

Respectfully submitted,



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