

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

68209

APPEAL FROM BERKELEY COUNTY
Court of Common Pleas

R. Markley Dennis, Jr., Circuit Court Judge

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APR 29 2013

Case No. 2010-CP-08-3732

SC Court of Appeals

Jane Roe, as parent and natural guardian of
Judy Roe, James Roe, and Joyce Roe, minor
children under the age of eighteen (18).....Appellants,

v.

Daniel Bibby, Sr., and Michelle Bibby

Of whom, Michelle Bibby is.....Respondent.

APPELLANTS' MOTION TO AMEND INITIAL BRIEF AND DESIGNATION OF
MATTER TO BE INCLUDED IN THE RECORD ON APPEAL

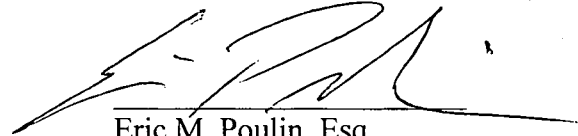
Appellants, by and through undersigned counsel, move this Honorable Court to permit and accept their filing of an amended Initial Brief and Designation of Matter to be included in the Record on Appeal. Appellants filed and served their Initial Brief and Designation of Matter on February 25, 2013.

On April 17, 2013, Respondent filed a Motion to Strike Appellant's designation number 8; the deposition transcript of Michelle Bernadette Quattlebaum. Respondent noted that this transcript was not before the lower court. Appellants agree that this designation should be stricken and not included in the record on appeal. Accordingly,

Appellants have prepared an amended Designation of Matter. Appellants have also necessarily amended their Initial Brief, only to the extent that two sentences had to be removed to reflect the change in the Record on Appeal.

Wherefore, the amended Brief and Designation of Matter are submitted contemporaneously with this Motion, and Appellants respectfully request an Order permitting the same to be filed.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'E. Poulin', written over a horizontal line.

Eric M. Poulin, Esq.
S.C. Bar No.: 100209
Anastopoulo Law Firm, LLC
2557 Ashley Phosphate Road
North Charleston, SC 29418
(843) 614-8888

April 24, 2013

Attorney for Appellants

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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R. Markley Dennis, Jr., Circuit Court Judge

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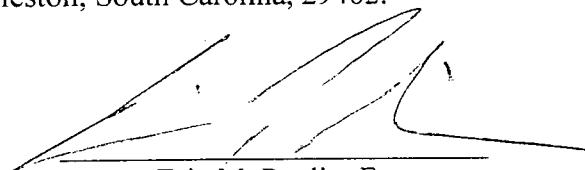
Daniel Bibby, Sr., and Michelle Bibby

Of whom, Michelle Bibby is.....Respondent.

PROOF OF SERVICE

I certify that I have served Appellants' Motion to Amend; Amended Initial Brief; and Amended Designation of Matter on Michelle Bibby by depositing a copy of it in the United States Mail, postage prepaid, on April 26, 2013, addressed to her attorney of record, Eugene P. Corrigan, III, Post Office Box 547, Charleston, South Carolina, 29402.

April 26, 2013



Eric M. Poulin, Esq.
S.C. Bar No.: 100209
Anastopoulò Law Firm, LLC
2557 Ashley Phosphate Rd.
North Charleston, SC 29418
(843) 614-8888

Attorney for Appellant

APR 29 2013
SC COURT OF APPEALS

Other Counsel of Record:

Eugene P. Corrigan, III
Post Office Box 547
Charleston, SC 29402
(866) 215-5602

ANASTOPOULO LAW FIRM, LLC

ATTORNEYS AT LAW

Toll Free: (800) 313-2546
Facsimile: (843) 853-2291
Mailing Address: 2557 Ashley Phosphate Rd.
North Charleston, SC 29418

Akim A. Anastopoulos (SC)
John I. Henderson, (SC)

Eric M. Poulin (NC) (SC)
Daniel J. Crooks, III (DC) (SC)

Florence Office: 150 W. Evans Street, Florence, SC

Reply to the North Charleston Office

April 26, 2013

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

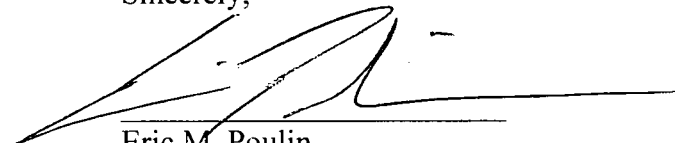
RE: *Jane Roe v. Michelle Bibby*
Case No.: 2010-CP-08-3732
Tracking No.: 2012-213350

Dear Ms. Kitchings:

Please find enclosed an original and seven (7) copies of Appellants' Motion to Amend their Designation of Matter and Initial Brief; and a check in the amount of \$25 for the filing fee. Also enclosed is an original and one copy of Appellants' Amended Designation of Matter and Amended Initial Brief, should they be accepted for filing; and an original and one copy of proof of service of the above upon the Respondent. We would greatly appreciate it if you would file the originals and required copies and return one of each of the clocked in copies to us through the enclosed envelope.

Please do not hesitate to contact me should you have any questions.

Sincerely,



Eric M. Poulin
2557 Ashley Phosphate Road
North Charleston, SC 29418
(843) 614-8888

Cc: Eugene P. Corrigan, III (w/ enclosures)
Post Office Box 547
Charleston, SC 29402
(866) 215-5602

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ADDITIONAL OFFICES

Florence, South Carolina * Greenville, South Carolina * Columbia, South Carolina
Myrtle Beach, South Carolina * Wilmington, North Carolina

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