

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM BERKELEY COUNTY  
Court of Commons Pleas

R. Markley Dennis Jr., Circuit Court Judge

Case No. 2010-CP-07-03732

Jane Roe, as parent and natural  
guardian of Judy Roe, James Roe,  
and Joyce Roe, Minor Children  
Under the Age of Eighteen, (18)

RECEIVED  
MAY 06 2013  
SC Court of Appeals

Appellants.

v.

Daniel Bibby Sr. and Michelle  
Bibby, Defendants,

Of Whom Michelle Bibby is.....Respondent.

**RESPONDENT'S REPLY TO APPELLANT'S  
RETURN TO MOTION TO STRIKE**

Respondent, by and through her undersigned counsel, hereby replies to  
Appellant's Return to the Motion to Strike.

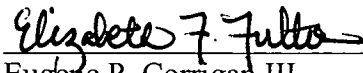
First, Appellants concede that Item No. 8 was not before the lower court and  
should be removed from Appellants' Designation of Matter and Initial Brief.

Respondent agrees, and this concession addresses half of the pending motion.

Second, Appellants clarified that Item No. 7 was intended to refer to Exhibit  
2 of Michelle Bibby's Deposition. Appellants contend that this item is properly in

the record because the lower court's order makes passing reference to a video interview of one of the minor Appellants. Nonetheless, Item No. 7 (identified as "Dorchester Children's Interview Report") is not mentioned in the lower court's order, nor does it appear in the lower court's file. Therefore, Respondent respectfully asks that this Court grant its Motion to Strike and require Appellants to further amend their Initial Brief and Designation of Matter, omitting Item No. 7.

Respectfully submitted,



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Eugene P. Corrigan III  
J.W. Nelson Chandler  
Elizabeth F. Fulton  
CORRIGAN & CHANDLER LLC  
PO Box 547  
Charleston, SC 29402  
Phone: (843) 577-5410  
Fax: (843) 577-5650

ATTORNEYS FOR RESPONDENT  
MICHELLE BIBBY

May 1, 2013

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM BERKELEY COUNTY  
Court of Commons Pleas

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R. Markley Dennis Jr., Circuit Court Judge

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Case No. 2010-CP-07-03732

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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.

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**PROOF OF SERVICE**

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I certify that I have served the foregoing **RESPONDENT'S REPLY TO APPELLANTS' RETURN TO MOTION TO STRIKE** on all parties of record by depositing a copy of it in the United States Mail, postage prepaid, on May 1, 2013, addressed to their attorneys of record as follows:

Eric M. Poulin, Esq.  
Anastapoulo Law Firm, LLC  
2557 Ashley Phosphate Road  
North Charleston, SC 29418

*Attorney for Appellants*

***[SIGNATURE PAGE TO FOLLOW]***

*Elizabeth Fulton*

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Elizabeth F. Fulton  
CORRIGAN & CHANDLER LLC  
PO Box 547  
Charleston, SC 29402  
Phone: (843) 577-5410  
Fax: (843) 577-5650

ATTORNEYS FOR RESPONDENT  
MICHELLE BIBBY

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# CORRIGAN & CHANDLER LLC

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ATTORNEYS AT LAW

Elizabeth F. Fulton  
(843) 577-5412 (direct)  
elizabeth@corriganhandler.com

REPLY TO:  
P.O. Box 547  
Charleston, SC 29402

May 1, 2013

**VIA U.S. MAIL**

The Honorable Jennie Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
P.O. Box 11629  
1015 Sumter St.  
Columbia, SC 29211

Re: *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, Defendants, Of Whom Michelle Bibby is Respondent.*  
Case No. 2010-CP-08-3732  
Appellate Case No. 2012-213350

Dear Ms. Kitchings:

We represent Respondent Michelle Bibby in the above-referenced case. Enclosed, please find one (1) original and seven (7) copies of *Respondent's Reply to Appellants' Return to Motion to Strike*. Please file the original and required copies and return one of the file-stamped copies in the enclosed self-addressed stamped envelope.

By copy of this letter, we are serving opposing counsel with a copy of the same.

Should you have any questions, please do not hesitate to contact us.

With highest professional regards, I am

Sincerely yours,



Elizabeth F. Fulton

cc: Eric M. Poulin, Esquire

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