

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

**RECEIVED**  
MAY 09 2013  
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, Defendants,

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

**RESPONDENT'S RETURN TO APPELLANTS' MOTION TO AMEND**

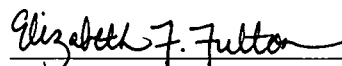
Respondent, by and through her undersigned counsel, submits this Return to Appellants' Motion to Amend their Initial Brief and Designation of Matter to be included in the Record on Appeal, filed April 26, 2013 ("Motion to Amend").

Appellants' Motion to Amend followed Respondent's Motion to Strike Items No. 7 and No. 8 from Appellants' Designation of Matter and any reference thereto in Appellants' Initial Brief. Respondent agrees that Item No. 8, the deposition transcript of Michelle Bernadette Quattlebaum, should be omitted from Appellants'

Designation of Matter and Initial Brief. However, Respondent maintains its argument that Item No. 7, Dorchester Children's Interview Report, should also be omitted from Appellants' Amended Initial Brief and Designation of Matter because it was not part of the record below.

For the reasons stated above, Respondent does not object to Appellants' amendment omitting Item No. 8, but per the pending Motion to Strike, respectfully submits that Appellants' Initial Brief and Designation of Matter should be further amended to omit any reference to 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  
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ATTORNEYS FOR RESPONDENT  
MICHELLE BIBBY

May 6, 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 RETURN TO APPELLANTS' MOTION TO AMEND** on all parties of record by depositing a copy of it in the United States Mail, postage prepaid, on May 6, 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]**

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*Elizabeth Fulton*

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ATTORNEYS FOR RESPONDENT  
MICHELLE BIBBY

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ATTORNEYS AT LAW

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

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

May 6, 2013

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

Tracking No.: 2012-213350

Our File No. C1001.M0151

Dear Ms. Kitchings:

Enclosed for filing please find an original and seven copies of *Respondent's Return to Appellants' Motion to Amend* and Certificate of Service in the above-captioned matter. Please file the original and return a clocked copy to me 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 let us know.

With best regards, I am

Yours very truly,



Elizabeth F. Fulton

EFF:lsb  
Enclosures (as noted)

cc: Eric M. Poulin, Esquire (w/enclosure)

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MAY 09 2013

**SC Court of Appeals**