

From: Butch Bowers <Butch@ButchBowers.com>
To: Pisarik, HollyHollyPisarik@gov.sc.gov
Date: 2/10/2016 10:36:40 AM
Subject: Re: FOIA request clarification

Holly - did you get the confirmation of dismissal?

From: Singleton, Delbert <delbert@sfaa.sc.gov>
Sent: Tuesday, February 9, 2016 5:08:00 PM
To: Pisarik, Holly
Cc: Butch Bowers
Subject: Re: FOIA request clarification

Holly, I just received it from Jim not long ago. Will forward to you in just a few.

Sent from my iPhone

On Feb 9, 2016, at 4:56 PM, Pisarik, Holly <HollyPisarik@gov.sc.gov> wrote:

Have you heard anything back from him? Our answer is due on Monday.

From: Singleton, Delbert
Sent: Monday, February 08, 2016 3:14 PM
To: James Carpenter
Subject: RE: FOIA request clarification

Jim,

Just checking to see when we might receive a copy of the order dismissing the lawsuit.

Thanks,

Delbert

From: Singleton, Delbert
Sent: Wednesday, February 03, 2016 9:47 AM
To: 'James Carpenter'
Subject: RE: FOIA request clarification

Jim,

Attached are the documents pursuant to your FOIA requests. Please provide me with a copy of the order dismissing the lawsuit against the Governor's Office when it is received.

Thanks,

Delbert

From: James Carpenter [<mailto:james.carpenter@carpenterlawfirm.net>]
Sent: Monday, February 01, 2016 5:15 PM
To: Singleton, Delbert
Subject: RE: FOIA request clarification

Delbert,

It's in the mail to you.

Jim

From: Singleton, Delbert [<mailto:delbert@sfaa.sc.gov>]
Sent: Monday, February 01, 2016 4:29 PM
To: James Carpenter <james.carpenter@carpenterlawfirm.net>
Cc: Singleton, Delbert <delbert@sfaa.sc.gov>
Subject: RE: FOIA request clarification

Jim,

We have the documents ready for release electronically. The cost for providing the documents is \$45.00. Please provide a check or money order made payable to the State Fiscal Accountability Authority. Upon receipt of payment, the documents will be released to you electronically. You may mail payment to me at Post Office Box 12444 Columbia, SC 29201.

Delbert

<image001.jpg>

Delbert H. Singleton, Jr.

Assistant Executive Director and Authority Secretary

SC State Fiscal Accountability Authority

1200 Senate Street | Suite 600 | Columbia, SC 29201 | Office: (803) 734-2314

Fax: (803) 734-2117

***NOTE:** Act 121 of 2014 (SC Restructuring Act of 2014) abolished the Budget and Control Board and established the State Fiscal Accountability Authority effective July 1, 2015. Please update your contact information.*

From: James Carpenter [<mailto:james.carpenter@carpenterlawfirm.net>]
Sent: Friday, January 29, 2016 2:56 PM
To: Singleton, Delbert
Subject: RE: FOIA request clarification

Delbert,

I'm sorry. I had some errors in the case numbers. The ones we are interested in are the following from your second list:

10-CP-38-1260 (Hawkins) (P. 20)

11-CP-04-1810 (White) (P. 24)

12-CP-34-0086 (Calder) (P. 28)

14-CP-43-2540 (Jones) (P. 32)

I'm sorry for the confusion. Please let me know if you need anything else.

Jim Carpenter

From: Singleton, Delbert [<mailto:delbert@sfaa.sc.gov>]
Sent: Friday, January 29, 2016 10:12 AM
To: James Carpenter <james.carpenter@carpenterlawfirm.net>
Subject: RE: FOIA request clarification

Jim,

We are having issues with identifying the case numbers you've referenced. Please highlight the cases on the report and scan back to me.

Thanks,

Delbert

From: James Carpenter [<mailto:james.carpenter@carpenterlawfirm.net>]
Sent: Thursday, January 28, 2016 12:30 PM
To: Singleton, Delbert
Subject: RE: FOIA request clarification

Delbert,

Thank you for providing, pursuant to Mr. Sloan's FOIA requests, the two long lists of claims that DOT paid related to water on the roads and hydroplaning and other causes.

We have narrowed the focus of our interest to the following cases:

10-CP-38-1060
11-CP-04-1910
12-CP-14-0086
14-CP-43-2540

Please provide copies of the following documents related to these cases:

1. all complaints and amended complaints;
2. all orders, judgments, stipulations of dismissal, or the public record that concluded each action;
and
3. any settlement agreement related to these actions.

If we receive these materials by February 5, we will deem both FOIA requests satisfied, and we will terminate the lawsuit related to these matters.

Sincerely yours,

Jim Carpenter

James G. Carpenter
The Carpenter Law Firm, PC
819 E. North St.
Greenville, SC 29601
(864) 235-1269 phone
(864) 331-3083 fax
www.carpenterlawfirm.net

<image002.jpg>

When It's Worth Fighting For!

From: Singleton, Delbert [<mailto:delbert@sfaa.sc.gov>]
Sent: Tuesday, January 26, 2016 6:10 PM
To: James Carpenter <james.carpenter@carpenterlawfirm.net>
Subject: RE: FOIA request clarification

Jim,

Attached is the report for 2010-2016 that you requested for your second FOIA request dated January 25, 2016. Please note that the report before and the one attached are both for claims that were closed during those time periods (regardless of date of loss). Also there is an overlap of the claims closed in 2010. As before, please let me know the complaints your client is interested in.

Additionally, the estimated cost for providing the copies for the original request is \$781.00. Prior to processing the original request, we will need a deposit of \$390.50. A check or money order should be made payable to the State Fiscal Accountability Authority.

Please let me know if you have any questions.

Delbert

<image001.jpg>

Delbert H. Singleton, Jr.

Assistant Executive Director and Authority Secretary

SC State Fiscal Accountability Authority

1200 Senate Street | Suite 600 | Columbia, SC 29201 | Office: (803) 734-2314

Fax: (803) 734-2117

***NOTE:** Act 121 of 2014 (SC Restructuring Act of 2014) abolished the Budget and Control Board and established the State Fiscal Accountability Authority effective July 1, 2015. Please update your contact information.*

From: James Carpenter [<mailto:james.carpenter@carpenterlawfirm.net>]
Sent: Monday, January 25, 2016 12:08 PM
To: Singleton, Delbert
Subject: RE: FOIA request clarification

Delbert,

Thank you for the loss report for the DOT. We have reviewed it. We notice that it covers claims from 1997 through 2010. Please send us a similar report for claims from 2010 to the present. I understand that this is in addition to the documents originally requested. Please consider this a new request under the Freedom of Information Act.

By the way, after we sent the original written request to the Governor, we sent a similar request to you a few days ago. We do not have the green card back (return receipt), but we do have a report from the online US Post Office source that the letter containing the request was delivered to your office. You should have received it last week. Please let us know if you have not received it, and we can email you another copy.

Thank you for your assistance. Please call me if you wish to discuss this.

Jim Carpenter
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Greenville, SC 29601
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(864) 331-3083 fax
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<image002.jpg>

When It's Worth Fighting For!

From: Singleton, Delbert [<mailto:delbert@sfaa.sc.gov>]
Sent: Wednesday, January 20, 2016 5:06 PM
To: James Carpenter <james.carpenter@carpenterlawfirm.net>
Cc: Singleton, Delbert <delbert@sfaa.sc.gov>
Subject: RE: FOIA request clarification

Jim,

Attached is a copy of a loss report for DOT that we believe contains information that falls within your request. As you will note, the report contains more than 17 claims. Upon review, please let me know the 17 claims you're interested in.

Delbert

From: James Carpenter [<mailto:james.carpenter@carpenterlawfirm.net>]
Sent: Wednesday, January 20, 2016 1:09 PM
To: Singleton, Delbert
Subject: FOIA request clarification

Delbert,

Mr. Sloan found a report entitled, "The Relationship of SCDOT Damage Claims and Lawsuits to Roadway Engineering Safety Issues" issued by Clemson University in 2010 or shortly thereafter. I found a copy of it on the Internet by Googling that name. The report, with appendices, is 208 pages long.

For your convenience I attach a copy of the title page (which is the first page of the report) and Appendix G (which is at the end of the report).

Appendix G under "Cause Code" lists "Water on Road Surface" as the third most frequent Cause Code and shows 23 lawsuits and 17 payouts costing more than \$2 million.

This is the document that prompted our FOIA request.

I hope this helps. We look forward to your response.

Jim
James G. Carpenter

The Carpenter Law Firm, PC

819 E. North St.

Greenville, SC 29601

(864) 235-1269 phone

(864) 331-3083 fax

www.carpenterlawfirm.net

<image002.jpg>

When It's Worth Fighting For!