

From: Catone, Tony <Tony.Catone@dss.sc.gov>

To: Robin Owensrowens@sowellgray.com

Monty Toddmtdodd@sowellgray.com

Whittle, AmandaAmanda.Whittle@dss.sc.gov

holly@pisariklawfirm.comholly@pisariklawfirm.com

Taylor, RicheleRicheleTaylor@gov.sc.gov

Butch BowersButch@ButchBowers.com

Pisarik, HollyHolly.Pisarik@dss.sc.gov

Date: 9/21/2016 3:03:49 PM

Subject: RE: Message on Behalf of Becky Laffitte \*\*\* FW: Michelle H., et al. v. Haley, et al. - DEFENDANTS' REDLINED VERSION - 9/20/16

Attachments: 2016 9 20 SC JOINT MOTION AND MEMORANDUM FOR FINAL APPROVAL2(09-21-16).docx

---

All,

I have attached the document with one additional revision on page 4, where I have changed an introductory reference to group homes "failing" to align with the language used later in the argument section. Holly was giving this a final close review and she should send word shortly if she suggests any further revisions.

Thank you for your help,

Tony

Anthony S. H. Catone  
General Counsel  
South Carolina Department of Social Services

Office of General Counsel  
P.O. Box 1520  
Columbia, SC 29202-1520

Office Phone: (803) 898-7368

Fax: 803-898-7245

Email: [tony.catone@dss.sc.gov](mailto:tony.catone@dss.sc.gov)

Privacy Notice: This message may contain information that is protected from disclosure by federal and/or state law, or is otherwise privileged or confidential. This communication is intended only for the use of the individual or entity to whom it is addressed. If you are not the intended recipient or the employee or agent responsible for delivering this message to the recipient, you are hereby notified that any dissemination, distribution, or copying of this message is strictly prohibited and violations of applicable federal and/or state law may subject you to civil and/or criminal penalties. If you have received this message in error, please notify the sender immediately by telephone and delete this message.

---

From: Robin Owens [<mailto:rowens@sowellgray.com>]

Sent: Tuesday, September 20, 2016 5:07 PM

To: Monty Todd <[mtodd@sowellgray.com](mailto:mtodd@sowellgray.com)>; Catone, Tony <Tony.Catone@dss.sc.gov>; Whittle, Amanda <[Amanda.Whittle@dss.sc.gov](mailto:Amanda.Whittle@dss.sc.gov)>; holly@pisariklawfirm.com; richeletaylor@gov.sc.gov; Butch Bowers <[Butch@ButchBowers.com](mailto:Butch@ButchBowers.com)>

Subject: Message on Behalf of Becky Laffitte \*\*\* FW: Michelle H., et al. v. Haley, et al. - DEFENDANTS' REDLINED VERSION - 9/20/16

Team – Please carefully review the attached (which was sent late this afternoon to us by Steve Suggs) for the changes Steve made compared to our redlined version. Becky has been out of town in depositions all today and will be in a mediation in our office tomorrow. She can break away for a conference call regarding this if and when you all are available. Please advise. Thanks.

Robin Owens  
Sowell Gray Stepp & Laffitte, LLC  
1310 Gadsden Street  
Post Office Box 11449  
Columbia, SC 29211  
Telephone: (803) 929-1400  
Fax: (803) 231-7851

---

From: Stephen Suggs [<mailto:SSuggs@scjustice.org>]  
Sent: Tuesday, September 20, 2016 4:31 PM  
To: Robin Owens <[rowens@sowellgray.com](mailto:rowens@sowellgray.com)>; Becky Laffitte <[blaffitte@sowellgray.com](mailto:blaffitte@sowellgray.com)>; Sue Berkowitz <[SBerk@scjustice.org](mailto:SBerk@scjustice.org)>; Matthew T. Richardson <[MRichardson@wyche.com](mailto:MRichardson@wyche.com)>; [ilustbader@childrensrights.org](mailto:ilustbader@childrensrights.org);  
Christina Remlin <[cremlin@childrensrights.org](mailto:cremlin@childrensrights.org)>; Kate Wood <[kwood@childrensrights.org](mailto:kwood@childrensrights.org)>  
Cc: Monty Todd <[mtodd@sowellgray.com](mailto:mtodd@sowellgray.com)>; Carenn Moore <[cmoore@sowellgray.com](mailto:cmoore@sowellgray.com)>; Catone, Tony <[Tony.Catone@dss.sc.gov](mailto:Tony.Catone@dss.sc.gov)>; Whittle, Amanda <[Amanda.Whittle@dss.sc.gov](mailto:Amanda.Whittle@dss.sc.gov)>; [holly@pisariklawfirm.com](mailto:holly@pisariklawfirm.com);  
[richeletaylor@gov.sc.gov](mailto:richeletaylor@gov.sc.gov); Butch Bowers <[Butch@ButchBowers.com](mailto:Butch@ButchBowers.com)>  
Subject: Re: Michelle H., et al. v. Haley, et al. - DEFENDANTS' REDLINED VERSION - 9/20/16

Attached hereto please find a version of the document containing your redlined changes (including those from your email at 4:08) as well as some redlined changes by the plaintiffs. Many are clean up changes such as adjusting the exhibit numbers but some reflect changes in response to your redlines.

Please review and accept any changes you agree with.

Thank you

Steve



Stephen R. Suggs  
Deputy Director  
SC Appleseed Legal Justice Center  
(803) 779-1113 ext. 106  
<http://www.scjustice.org>

---

From: Robin Owens <[rowens@sowellgray.com](mailto:rowens@sowellgray.com)>  
Date: Tuesday, September 20, 2016 at 4:08 PM  
To: Becky Laffitte <[blaffitte@sowellgray.com](mailto:blaffitte@sowellgray.com)>, Stephen Suggs <[SSuggs@scjustice.org](mailto:SSuggs@scjustice.org)>, Sue Berkowitz <[SBerk@scjustice.org](mailto:SBerk@scjustice.org)>, Matthew Richardson <[MRichardson@wyche.com](mailto:MRichardson@wyche.com)>, "[ilustbader@childrensrights.org](mailto:ilustbader@childrensrights.org)" <[ilustbader@childrensrights.org](mailto:ilustbader@childrensrights.org)>, Christina Remlin <[cremlin@childrensrights.org](mailto:cremlin@childrensrights.org)>, Kate Wood <[kwood@childrensrights.org](mailto:kwood@childrensrights.org)>  
Cc: Monty Todd <[mtodd@sowellgray.com](mailto:mtodd@sowellgray.com)>, Carenn Moore <[cmoore@sowellgray.com](mailto:cmoore@sowellgray.com)>, "Catone, Tony" <[Tony.Catone@dss.sc.gov](mailto:Tony.Catone@dss.sc.gov)>, "Whittle, Amanda" <[Amanda.Whittle@dss.sc.gov](mailto:Amanda.Whittle@dss.sc.gov)>, "[holly@pisariklawfirm.com](mailto:holly@pisariklawfirm.com)" <[holly@pisariklawfirm.com](mailto:holly@pisariklawfirm.com)>, "[richeletaylor@gov.sc.gov](mailto:richeletaylor@gov.sc.gov)" <[richeletaylor@gov.sc.gov](mailto:richeletaylor@gov.sc.gov)>, "'[butch@butchbowers.com](mailto:butch@butchbowers.com)'" <[Butch@ButchBowers.com](mailto:Butch@ButchBowers.com)>  
Subject: RE: Michelle H., et al. v. Haley, et al. - DEFENDANTS' REDLINED VERSION - 9/20/16

Steve – attached please find the Joint Motion from the defense team with redlined revisions. Thanks.

Robin O.



ROBIN OWENS LEGAL ASSISTANT **VCARD**

1310 Gadsden Street | Columbia, SC 29201 | 803.231.7805  
sowellgray.com

**NOTICE:** This e-mail and any files transmitted with it are confidential and may contain information which is legally privileged or otherwise exempt from disclosure. They are intended solely for the use of the individual or entity to whom this e-mail is addressed. If you are not one of the named recipients or otherwise have reason to believe that you have received this message in error, please immediately notify the sender and delete this message immediately from your computer. Any other use, retention, dissemination, forwarding, printing, or copying of this e-mail is strictly prohibited.

**IRS DISCLAIMER:** As required by U.S. Treasury Regulations governing tax practice, you are hereby advised that any written tax advice contained herein was not written or intended to be used (and cannot be used) by any taxpayer for the purpose of avoiding penalties that may be imposed under the Internal Revenue Code.

**SUPPORTING GREEN. PLEASE PRINT WISELY.**

---

From: Becky Laffitte

Sent: Monday, September 19, 2016 4:44 PM

To: Stephen Suggs <[SSuggs@scjustice.org](mailto:SSuggs@scjustice.org)>; Sue Berkowitz <[SBerk@scjustice.org](mailto:SBerk@scjustice.org)>; Matthew T. Richardson <[MRichardson@wyche.com](mailto:MRichardson@wyche.com)>; [ilustbader@childrensrights.org](mailto:ilustbader@childrensrights.org); Christina Remlin <[cremlin@childrensrights.org](mailto:cremlin@childrensrights.org)>; Kate Wood <[kwood@childrensrights.org](mailto:kwood@childrensrights.org)>

Cc: Monty Todd <[mtodd@sowellgray.com](mailto:mtodd@sowellgray.com)>; Robin Owens <[rowens@sowellgray.com](mailto:rowens@sowellgray.com)>; Carenn Moore <[cmoore@sowellgray.com](mailto:cmoore@sowellgray.com)>; Catone, Tony <[Tony.Catone@dss.sc.gov](mailto:Tony.Catone@dss.sc.gov)>; Whittle, Amanda <[Amanda.Whittle@dss.sc.gov](mailto:Amanda.Whittle@dss.sc.gov)>; [holly@pisariklawfirm.com](mailto:holly@pisariklawfirm.com); [richeletaylor@gov.sc.gov](mailto:richeletaylor@gov.sc.gov); Butch Bowers <[Butch@ButchBowers.com](mailto:Butch@ButchBowers.com)>; Becky Laffitte <[blaffitte@sowellgray.com](mailto:blaffitte@sowellgray.com)>

Subject: RE: Michelle H., et al. v. Haley, et al. - DEFENDANTS' REDLINED VERSION - 9/19/16 \*\*\*\*\* URGENT SENT REDLINE VERSION PREMATURELY \*\*\*\*\*

Importance: High

Stephen and All:

---

MY error...I failed to circulate the red-lined changes to the DEFENSE team for review and approval as I agreed to do. Therefore, there may be additional changes and comments after their review. Carenn will be out on vacation the remainder of the week and I simply jumped the gun. Again, my apologies...any additional changes will be circulated upon receipt. Becky

---

From: Becky Laffitte

Sent: Monday, September 19, 2016 4:09 PM

To: Stephen Suggs <[SSuggs@scjustice.org](mailto:SSuggs@scjustice.org)>; Sue Berkowitz <[SBerk@scjustice.org](mailto:SBerk@scjustice.org)>; Matthew T. Richardson <[MRichardson@wyche.com](mailto:MRichardson@wyche.com)>; [ilustbader@childrensrights.org](mailto:ilustbader@childrensrights.org); Christina Remlin <[cremlin@childrensrights.org](mailto:cremlin@childrensrights.org)>; Kate Wood <[kwood@childrensrights.org](mailto:kwood@childrensrights.org)>

Cc: Monty Todd <[mtodd@sowellgray.com](mailto:mtodd@sowellgray.com)>; Becky Laffitte <[blaffitte@sowellgray.com](mailto:blaffitte@sowellgray.com)>; Robin Owens <[rowens@sowellgray.com](mailto:rowens@sowellgray.com)>; Carenn Moore <[cmoore@sowellgray.com](mailto:cmoore@sowellgray.com)>; Catone, Tony <[Tony.Catone@dss.sc.gov](mailto:Tony.Catone@dss.sc.gov)>; Whittle, Amanda <[Amanda.Whittle@dss.sc.gov](mailto:Amanda.Whittle@dss.sc.gov)>; [holly@pisariklawfirm.com](mailto:holly@pisariklawfirm.com); [richeletaylor@gov.sc.gov](mailto:richeletaylor@gov.sc.gov); Butch Bowers <[Butch@ButchBowers.com](mailto:Butch@ButchBowers.com)>

Subject: Michelle H., et al. v. Haley, et al. - DEFENDANTS' REDLINED VERSION - 9/19/16

Good afternoon, Stephen and all. Following a conference call with the defense team this afternoon, we are submitting a redlined version of suggested changes to the Joint Motion/Memo for Final Approval of Class Action Settlement.

Given the hours we spent in jointly selecting and agreeing to words to be used in the Consent Interim Agreement and

proposed Settlement Agreement, we would respectfully request that the specific provisions be recited rather than summarized when reference is made in the Joint Motion/Memo.

We are checking the numbers in the document and will verify the accuracy as soon as possible. Thank you for allowing us an opportunity to review and comment. Have a nice afternoon.

Becky

**BECKY LAFFITTE** MEMBER **VCARD**

1310 Gadsden Street | Columbia, SC 29201 | 803.231.7831  
**sowellgray.com**

**NOTICE:** This e-mail and any files transmitted with it are confidential and may contain information which is legally privileged or otherwise exempt from disclosure. They are intended solely for the use of the individual or entity to whom this e-mail is addressed. If you are not one of the named recipients or otherwise have reason to believe that you have received this message in error, please immediately notify the sender and delete this message immediately from your computer. Any other use, retention, dissemination, forwarding, printing, or copying of this e-mail is strictly prohibited.

**IRS DISCLAIMER:** As required by U.S. Treasury Regulations governing tax practice, you are hereby advised that any written tax advice contained herein was not written or intended to be used (and cannot be used) by any taxpayer for the purpose of avoiding penalties that may be imposed under the Internal Revenue Code.

**SUPPORTING GREEN. PLEASE PRINT WISELY.**