

From: Patrick Dennis <PatrickDennis@schouse.gov>
To: Ken MoffittKenMoffitt@scsenate.gov
'Bob Cook'BCook@scag.gov
Bobby Stepprstepp@sowellgray.com
Emory SmithESmith@scag.gov
CC: Roland Franklinfranklin@sowellgray.com
Gossett, Jeffjeffgossett@scsenate.gov
Reid, Charlescharlesreid@schouse.gov
Pisarik, HollyHollyPisarik@gov.sc.gov
Betsy Graygray@sowellgray.com
Date: 10/26/2015 8:22:43 AM
Subject: RE: Reply to Return to Petition to Vacate Supplemental Order - Abbeville

I think the House is in complete agreement with Ken and Jeff's sentiment. We'd encourage the inclusion of Bob's language to highlight that the plaintiff's suggestion remains unconstitutional. Otherwise, the document seems perfect in length, substance and tone to us.

Patrick Dennis
Chief of Staff and
Legal Counsel to the Speaker
Speaker of the South Carolina House of Representatives
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From: Ken Moffitt
Sent: Monday, October 26, 2015 8:10 AM
To: 'Bob Cook'; Bobby Stepp; Emory Smith
Cc: Roland Franklin; Jeff Gossett; Patrick Dennis; Charles Reid; Pisarik, Holly; Betsy Gray
Subject: RE: Reply to Return to Petition to Vacate Supplemental Order - Abbeville

The recommendations from Bob and Emory are very good and we have no objection to working in them in - particularly the idea that the Plaintiff's proposal is still unconstitutional. However, we would like to see the return remain very much in its current form with regards to both its brevity and substance.

From: Bob Cook [<mailto:BCook@scag.gov>]
Sent: Monday, October 26, 2015 8:01 AM
To: Bobby Stepp; Emory Smith
Cc: Roland Franklin; Jeff Gossett; Patrick Dennis; Ken Moffitt; Charles Reid; Pisarik, Holly; Betsy Gray
Subject: RE: Reply to Return to Petition to Vacate Supplemental Order - Abbeville

It looks good. I only offer this sentence which I proposed earlier if you would like to insert.

This Order represents the first time in the Court's history that the Court has intruded upon the powers of the Legislature by ordering it to comply with a timetable which is unworkable, unattainable and most importantly

unconstitutional.

From: Bobby Stepp [<mailto:rstepp@sowellgray.com>]
Sent: Friday, October 23, 2015 5:29 PM
To: Emory Smith
Cc: Bob Cook; Roland Franklin; Jeff Gossett; Patrick Dennis; Ken Moffitt; CharlesReid@schouse.gov; Pisarik, Holly; Betsy Gray
Subject: Re: Reply to Return to Petition to Vacate Supplemental Order - Abbeville

Thanks, Emory. We were trying to keep it short and fairly soft. We will of course revise it to accommodate the consensus of the group.

Bobby Stepp
803-231-7836 (O)
803-315-0064 (M)

On Oct 23, 2015, at 5:26 PM, Emory Smith <ESmith@scag.gov> wrote:

Good work, Roland.

I do suggest that the Return a little more specifically address why the time deadline for legislative action as suggested by the Plaintiffs and their suggestion for a Court appointed experts do not avoid the separation of powers problems. If all of you prefer that it be more general on those points, I defer to you.

Thanks.

Emory

From: Bobby Stepp [<mailto:rstepp@sowellgray.com>]
Sent: Friday, October 23, 2015 3:23 PM
To: Bob Cook; Roland Franklin; Jeff Gossett; Patrick Dennis; Ken Moffitt; CharlesReid@schouse.gov; Emory Smith; Pisarik, Holly
Cc: Betsy Gray
Subject: RE: Reply to Return to Petition to Vacate Supplemental Order

We look forward to your comments, Bob. Have a good weekend.

From: Bob Cook [<mailto:BCook@scag.gov>]
Sent: Friday, October 23, 2015 3:21 PM
To: Roland Franklin <rfranklin@sowellgray.com>; Jeff Gossett <JeffGossett@scsenate.gov>; Patrick Dennis <PatrickDennis@schouse.gov>; Ken Moffitt <KenMoffitt@scsenate.gov>; CharlesReid@schouse.gov; Emory Smith <ESmith@scag.gov>; Pisarik, Holly <HollyPisarik@gov.sc.gov>
Cc: Bobby Stepp <rstepp@sowellgray.com>; Betsy Gray <egrays@sowellgray.com>
Subject: RE: Reply to Return to Petition to Vacate Supplemental Order

I plan to read over the weekend. But I am sure it is good. Emory has some thoughts I believe. Does anyone need anything from me?

From: Roland Franklin [<mailto:rfranklin@sowellgray.com>]
Sent: Friday, October 23, 2015 2:56 PM
To: Jeff Gossett; Patrick Dennis; Ken Moffitt; CharlesReid@schouse.gov; Emory Smith; Bob Cook; Pisarik, Holly
Cc: Bobby Stepp; Betsy Gray
Subject: Reply to Return to Petition to Vacate Supplemental Order
Importance: High

Counsel:

Attached for your review is a draft of our Reply to Return to Petition to Vacate Supplemental Order. The Reply must be filed on or before October 30, 2015. Please let me know of any revisions or comments you have at your earliest convenience.

Roland

<image001.jpg>

Roland M. Franklin v-card
Attorney

803 231.7826
www.sowellgray.com



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