

---

**From:** Staton, Jennifer A  
**Sent:** Friday, February 16, 2018 3:25 PM  
**To:** 'SRoberts@sbgvtv.com'  
**Cc:** Foster, James H  
**Subject:** RE: [FOIA Request] BCS Receives Two Subpoenas

Ms. Roberts,

Thank you for your request for public records pursuant to the South Carolina Freedom of Information Act. In accordance with S.C. Code Ann. 30-4-40(a)(3)(A) and (B), the BCSD exempts from disclosure your requested records on grounds the production thereof would interfere with a prospective law enforcement proceeding and/or would deprive a person of a right to a fair trial and/or an impartial adjudication.

The BCSD has been informed by the U.S. Attorney of its preference that grand jury subpoenas and the contents therein not be made public. As rationale, the U.S. Attorney specifically cited language similar to S.C. Code Ann. 30-4-40(a)(3)(A) and (B). Through its officers, the Board of Education made a public commitment that the “[t]he Board, the District, its counsel, and its employees will cooperate fully with this investigation.” The U.S. Attorney made an unambiguous recommendation that the subpoenas not be made public because doing so might hinder their investigation. It is impossible to reconcile the promise of full cooperation if the BCSD then acts in a manner inconsistent with law enforcement’s stated preference.

The Board officers also directed BCSD staff to release the subpoenas upon notification release no longer interferes with a law enforcement proceeding or would not deprive a person of a right to a fair trial or an impartial adjudication.

Jennifer Staton, MS, CSP  
Risk Manager  
Beaufort County School District  
843-322-2355 (w) | 843-812-6405 (m)

---

**From:** Foster, James H  
**Sent:** Tuesday, February 6, 2018 8:44 AM  
**To:** Staton, Jennifer A <Jennifer.Staton@beaufort.k12.sc.us>  
**Subject:** FW: [FOIA Request] BCS Receives Two Subpoenas

---

**From:** Shelbey Roberts [<mailto:SRoberts@sbgvtv.com>]  
**Sent:** Monday, February 5, 2018 5:34 PM  
**To:** Foster, James H <[James.Foster@beaufort.k12.sc.us](mailto:James.Foster@beaufort.k12.sc.us)>  
**Subject:** RE: [FOIA Request] BCS Receives Two Subpoenas

Hi Jim,

Per our phone conversation, I am requesting the two subpoenas that were recently issued to the Beaufort County School District by the US Attorney for South Carolina in conjunction with an investigation by the FBI.

Please advise,  
Shelbey Roberts

FOX 28 News  
912.667.0190

---

**From:** Shelby Roberts  
**Sent:** Monday, February 5, 2018 4:49 PM  
**To:** 'jim.foster@beaufort.k12.sc.us' <[jim.foster@beaufort.k12.sc.us](mailto:jim.foster@beaufort.k12.sc.us)>  
**Subject:** [FOIA Request] BCS Receives Two Subpoenas

Hi Jim,

I am requesting information about the two subpoenas that were recently issued to the Beaufort County School District by the US Attorney for South Carolina in conjunction with an investigation by the FBI. As part of my FOIA request, what investigation are the subpoenas pertaining to and what information are they requesting of the district?

Please advise,  
Shelby Roberts  
FOX 28 News  
912.667.0190