

STATE OF SOUTH CAROLINA	)	BEFORE THE SENATE
COUNTY OF RICHLAND	)	Pursuant to Article XV, Section 3
	)	Of the South Carolina Constitution
In the matter of S.534 - Concurrent Resolution	)	
Regarding the Removal of an Executive	)	
Officer	)	
	)	<b>REQUESTS FOR ADMISSION</b>
CURTIS M. LOFTIS, JR., TREASURER	)	
OF THE STATE OF SOUTH CAROLINA	)	
	)	
_____	)	

TO: THE SENATE OF THE STATE OF SOUTH CAROLINA, BY AND THROUGH  
SENATORS LAWRENCE K. GROOMS AND STEPHEN L. GOLDFINCH:

Curtis M. Loftis, Jr., Treasurer of the State of South Carolina, hereby serves upon you these written Requests for Admission. Pursuant to Rule 36, SCRCF, a party may serve upon any other party a written request for the admission, for purposes of the pending action only, of the truth of any matters within the scope of Rule 26(b) set forth in the request that relate to statements or opinions of fact or of the application of law to fact, including the genuineness of any documents described in the request. Any matter admitted under this rule is conclusively established unless the court on motion permits withdrawal or amendment of the admission. If objection is made, the reasons therefor shall be stated. The answer shall specifically deny the matter or set forth in detail the reasons why the answering party cannot truthfully admit or deny the matter. A denial shall fairly meet the substance of the requested admission, and when good faith requires that a party qualify his answer or deny only a part of the matter of which an admission is requested, he shall specify so much of it as is true and qualify or deny the remainder. Please respond to these requests within three (3) days after service.

**DEFINITIONS:**

**“Comptroller General’s Office”** refers to Comptroller General, the Agency of the State of South Carolina, and its staff.

**“Final Report”** refers to the *Final Report of Findings and Recommendations on the \$1.8 Billion Discrepancy in Treasury Balances and Certain Other Matters*, dated March 25, 2025.

**“Interim Report”** refers to the *Interim Report of Findings and Recommendations on the \$1.8 Billion Discrepancy in Treasury Balances and Certain Other Matters*, dated April 16, 2024.

**“Senate Finance Committee”** shall include the Senate Finance Committee as a whole, as well as its individual members (past and present) in both their official and personal capacity, and all relevant members of Senate staff, in both their official and personal capacity.

**“Subcommittee”** refers to the Constitutional Budget Subcommittee of the Senate Finance Committee, and shall include the Subcommittee as a whole, as well as its individual members (past and present) in both their official and personal capacity, and all relevant members of Senate staff, in both their official and personal capacity.

**“Treasurer”** refers to Curtis M. Loftis, Jr., specifically and individually, and shall not be interpreted to include the action, inaction, statements, or knowledge of any other person or entity.

**“Treasurer’s Office”** refers to the Agency of the State of South Carolina and its staff.

#### REQUESTS TO ADMIT:

1. Admit that there is **no evidence** of fraud related to the actions of the Treasurer or State Treasurer’s Office.
2. Admit that there is **no evidence** of missing money related to the actions of the Treasurer or State Treasurer’s Office.
3. Admit that there is **no evidence** that, prior to 2023, the Treasurer had actual, personal knowledge or belief that \$1.8 billion had been improperly recorded in SCEIS Fund 30350993.

4. Admit that the bank ledger of the South Carolina Enterprise Information System (“SCEIS”), reconciles to the corresponding bank statements.
5. Admit that, once the reversal accounting entries recommended by AlixPartners LLP are made, the SCEIS bank ledger will continue to reconcile to the corresponding bank statements.
6. Admit that, on or before the April 2, 2024, the date of the Subcommittee meeting in which the Treasurer made the qualified assertion that the \$1.8 billion balance in SCEIS Fund 30350993 represented cash, an employee of the Comptroller General’s Office had already privately informed the Subcommittee that some or all of the \$1.8 billion balance in SCEIS Fund 30350993 may not be composed entirely of cash and/or may be composed of appropriations.
7. Admit that there is **no evidence** that the Treasurer knew, during or before the April 2, 2024, Subcommittee meeting, that the \$1.8 billion balance in SCEIS Fund 30350993 did not represent real cash, or that any portion of that balance was composed of appropriations incorrectly recorded as cash.
8. Admit that Laura Showe, of the Comptroller General’s Office, stated in writing that David Starkey, of the Comptroller General’s Office, among other unnamed individuals, determined that SCEIS Fund 30350993 “should not be reported within the CAFR” and directed changes to the coding of SCEIS Fund 30350993 which “will ensure that it is not pulled into the General Fund reporting.”
9. Admit that David Starkey, of the Comptroller General’s Office, provided SCEIS conversion adjustments to the State Treasurer’s Office, which resulted in appropriations being incorrectly recorded as cash in SCEIS Fund 30350993, and that Starkey stated in

writing to State Treasurer's Office staff that the adjustments "will only convert the cash, as the appropriations have been eliminated."

10. Admit that John Morrison, of the Comptroller General's Office, provided SCEIS adjustments to State Treasurer's Office which resulted in appropriations being incorrectly recorded as cash in SCEIS Fund 30350993, and that Morrison stated in writing to State Treasurer's Office staff that the adjustments were a "list of the balances" that the Comptroller General's office had "identified that need to be washed through the conversion account based on our conversation."
11. Admit that the adjustments proposed by the Comptroller General's Office, as described in Requests for Admission Nos. 9 and 10, when entered into SCEIS, resulted in the \$1.8 billion balance in SCEIS Fund 30350993.
12. Admit that the Comptroller General's Office created a general ledger account within SCEIS Fund 30350993 with the title "Due to Other Funds – Equity in Pooled Cash."
13. Admit that the Comptroller General's Office, by and through Starkey, Morrison, or others, directed the State Treasurer's Office to transfer the \$1.8 billion into the "Due to Other Funds – Equity in Pooled Cash" account that the Comptroller General's Office had created in SCEIS Fund 30350993.
14. Admit that the report described in S.C. Code § 11-5-185(7), the Treasurer's noncompliance with which is cited as a cause for removal, requires that the Treasurer make a determination whether information would be "pertinent," "of value," or "appropriate" to report to the General Assembly, **within his sole discretion.**

15. Admit that the Treasurer cannot determine whether information would be “pertinent,” “of value,” or “appropriate” to report to the General Assembly S.C. Code § 11-5-185(7) when he does not have knowledge of the information.
16. Admit that the Treasurer did not release sensitive state financial information.
17. Admit that the Treasurer did not attempt to release sensitive state financial information.
18. Admit that the “splitter balance in Fund 30350993 with a balance of negative \$29.1 billion” on page 43 of the Final Report, indicates that a cumulative \$29.1 billion was transferred out of SCEIS Fund 30350993 and into other SCEIS Funds, which resulted in a corresponding positive \$29.1 billion in those other SCEIS Funds.
19. Admit that the DUE TO/DUE FROM General Ledger account, or “splitter” account, **nets to zero across all SCEIS Funds in SCEIS**, the State’s book of record.
20. Admit that the Senate presenters identified in Section (D) of the Sense of the Senate agree to **waive all immunity or protections from personal or professional liability or discipline**, of any type, whether express or implied, for any false statements made orally or in writing, questioning based on false or misleading premises, or any other false information published or re-published, by the Senate presenters regarding any person, in its responses to discovery, and during the entire course of the removal hearing. **The truth of said statements will remain a defense** if proven by the appropriate standard.
21. Admit that Senator Goldfinch, an attorney licensed by the Supreme Court of the State of South Carolina, is— for all purposes related to the Sense of the Senate, Senate Bill 534, the discovery process, and the removal hearing— acting in a prosecutorial role on behalf of the Senate, before a tribunal, and agrees to waive **all immunity or protections from personal or professional liability or discipline**, and is furthermore bound by the South

Carolina Rules of Professional Conduct, including but not limited to Rule 3.3 which requires that “a lawyer shall not knowingly make a false statement of fact or law to a tribunal or fail to correct a false statement of material fact or law previously made to the tribunal by the lawyer” or “offer evidence that the lawyer knows to be false.”

Respectfully submitted,

s/ Deborah Barbier

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ATTORNEYS FOR CURTIS LOFTIS

April 8, 2025  
Columbia, South Carolina