



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
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July 15, 2022

Dr. Marie Assa'ad-Faltas
PO Box 9115
Columbia SC 29209

Re: City of Columbia v. Marie Assa'ad-Faltas
Appellate Case No. 2022-000339

Dear Dr. Faltas:

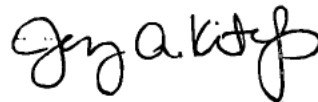
The Court received a proof of service for the notice of appeal. At the time your notice of appeal should have been timely served, you were represented by counsel. Service must have been accomplished within thirty days after receipt of the order on appeal in a manner set forth by Rule 262(c), SCACR. Your proof of service is deficient in the following manners:

- The proof of service indicates that you hand-delivered the notice of appeal to the Supreme Court on March 15, 2022. This is not sufficient to meet the burden of serving the notice of appeal on the respondent, as required by Rule 203(b)(1) and Rule 262(c)(1).
- The notice of appeal is accompanied by a cover letter from your former attorney, R. Daniel Addison, dated March 15, 2022. Mr. Addison included a cc line showing the notice of appeal was copied to counsel for the respondent. However, the proof of service you provided does not indicate that counsel for the respondent was served via U.S. mail, does not include a mailing address for counsel for the respondent, and does not indicate sufficient postage was attached, as required by Rule 262(c)(2).

- Mr. Addison's cover letter indicates the notice of appeal was copied on counsel for the respondent "via email w/enclosures." Rule 262(c)(3) permits service by electronic means as set forth by Supreme Court order *See RE: Methods of Electronic Filing and Service Under Rule 262 of the South Carolina Appellate Court Rules* (S.C. Sup. Ct. Order dated August 25, 2021), available at <https://sccourts.org/courtOrders/displayOrder.cfm?orderNo=2021-08-25-02>.¹ Your proof of service is deficient because you did not enclose a copy of the sent email showing service on counsel for the respondent using the lawyer's primary e-mail address listed in the Attorney Information System (AIS). *Id.* at paragraph (d)(1).

Failure to correct the deficiency within ten (10) days of the date of this letter will result in dismissal of your appeal.

Very truly yours,



CLERK

cc: Marshall Schumpert James, Esquire
Richard Daniel Addison, Esquire

¹ On May 6, 2022, the Supreme Court amended the order permitting electronic service pursuant to Rule 262. *See RE: Methods of Electronic Filing and Service Under Rule 262 of the South Carolina Appellate Court Rules (As Amended May 6, 2022)* (S.C. Sup. Ct. Order dated May 6, 2022), available at <https://sccourts.org/whatsnew/displayWhatsNew.cfm?indexId=2695>. Both orders contain a requirement that counsel enclose a copy of the sent email with the proof of service.