

STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Alison Renee Lee, Circuit Court Judge

Case No.: 2021-000171

Resource Properties, Inc.,
Respondent,

v.

CSS Enterprises, LLC,
Douglas E. Crolley, and Jeff C. Crolley,
Appellants.

**MOTION TO RECONSIDER/REHEARING
OF APPELLANTS**

NOW COME APPELLANTS pursuant to SCACR RULE 221, requesting this court to reconsider the conclusion that the Plaintiff/Respondent’s Exhibit 11 was properly introduced and relied upon as being the authentic contract between the parties. The decision of this court states, “Respondent, when moving to introduce the lease into evidence, stated it was offering the lease **to show it had an agreement with Appellants** to lease the property, which was in effect at the time of the transfer.” (emphasis added). However, during trial Respondent and the Court limited the use of the alleged lease to its proper scope. Nowhere in the colloquy did Respondent state “it had an agreement with Appellants”. Record p. 115 lns 14-25 and R. p.116 lines 1-10. The document was introduced for the limited purpose of being the document the management company received and relied upon. It was not introduced into evidence as being “an agreement

with Appellants” as the Court states. The admission of the lease at this point in the trial was merely to confirm the property management company received Plaintiff’s Exhibit 11.

The trial judge correctly limited the scope of the document to that purpose and ruled, “And that doesn't have anything to do with the authenticity of the signatures **or anything else ... So I'll admit it.**” R. p. 116. Since the trial judge appropriately limited the scope of the evidence, it would have been improper and redundant for counsel for Appellants to request it be limited in scope. See, SCRCP 43(c)(1) and Rule 43(i). From their initial Answer (R. p. 24) through the proposed Final Order (R. p. 479) Appellants continuously objected to the introduction of Respondents’ alleged lease as being the authentic lease.

April 14, 2023

Respectfully Submitted,

S/ William LaLima

William James LaLima
1635 Sunset Blvd.
Columbia, SC 29169
(803) 807-6292
Bill@LawLima.com
S.C. Bar No.: 15276

ATTORNEY FOR APPELLANT

RECEIVED

Apr 14 2023

SC Court of Appeals

STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Alison Renee Lee, Circuit Court Judge

Case No.: 2021-000171

Resource Properties, Inc.,
Respondent,

v.

CSS Enterprises, LLC,
Douglas E. Crolley, and Jeff C. Crolley,
Appellants.

PROOF OF SERVICE

I certify that I have served the MOTION FOR RECONSIDERATION/REHEARING of Appellants on Resource Properties, Inc. on April 14, 2023 by transmitting a copy to Respondent's attorney of record via e-mail to his AIS email address, bible@conlaw.com.

April 14, 2023

s/ William James LaLima
William James LaLima (SC Bar #15276)
1635 Sunset Blvd.
Columbia, SC 29169
(803) 807-6292
Bill@LawLima.com
Attorney for Appellants