

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Maite Murphy, Circuit Court Judge

Appellant case No. 2023-001295

RECEIVED

SEP 11 2023

SC Court of Appeals

Willie J. Bennett..... Appellant.

Sasha N. Gray, Claire H. Eckert,
and Chick-Fil-a, Inc..... Respondents.

**APPELLANT AMENDED MOTION TO STAY ORDER TO APPELLANT MOTION TO
STAY ORDER**

Appellant, Willie J. Bennett, Appellant’s Motion appeals the order of the Honorable Maite Murphy dated, August 11, 2023, Order Granting Defendant Chick-Fil-A Motion to Substitute Real Party in Interest (**Exhibit A**), Pursuant to Rule 17, SCRCF. Appellant received written notice of entry of this order by United States Mail, non-post marked envelope (**Exhibit B**), on August 22, 2023. The two Order were received on separate dates. The Order currently on appeal was received August 14, 2023.

The Motion Roster Motion Roster Hearing of June 27, 2023, was heard by Judge Murphy. Transcripts of that hearing has been ordered and the request is on file at the Court of Appeals.

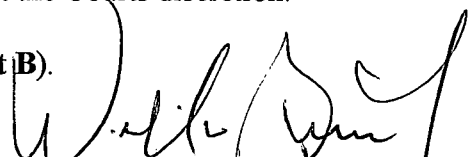
The attached Order Granting Defendant Chick-Fil-A, Inc.'s Motion to Substitute Real Party in Interest Pursuant to Rule 17, SCRCP is essentially the same and duplication of an existing Order that is currently on appeal. This can be construed as a shotgun effect by the Defendants, if one order fails, the other will survive.

Appellant contends that information and facts that has been previously submitted to the Court to support Appellant's Motion to Stay Order of August 15, 2023, is relevant and supports the attached Motion to Amend. If the Court needs additional information, Appellant will be very willing to provide it.

Appellant ask the court to:

- a. Consolidate the two Orders, both are identical, and have a hearing on one.
- b. Dismiss both Orders.
- c. Return the Orders to the lower Court and allow Appellant proper discovery to defense his case.
- d. Reinstate Claire H. Eckert as a Defendant and
- e. Adjudicate the Appeal at the Courts discretion.

Transcript request (**Exhibit B**).



Willie J. Bennett, Appellant, Pro Se
113 Healing Springs Road
Hopkins, South Carolina 29061
(803) 319-5740

September 11, 2023

Other Counsels of Record:

Collins Lacy, Attorney at Law
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Collins Lacy, Attorney at Law
ATTN: Kyle L. Brady
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Columbia, South Carolina 29201

EXHIBIT

A

STATE OF SOUTH CAROLINA

COUNTY OF RICHLAND

WILLIE J. BENNETT,

Plaintiff,

vs.

SASHA N. GRAY, CLAIRE H. ECKERT
and CHICK-FIL-A, INC.,

Defendants.

IN THE COURT OF COMMON PLEAS

FIFTH JUDICIAL CIRCUIT

Civil Action No.: 2023-CP-400-0017

**ORDER GRANTING DEFENDANT
CHICK-FIL-A, INC.'S MOTION TO
SUBSTITUTE REAL PARTY IN
INTEREST PURSUANT TO RULE 17,
SCRPC**

IT IS HEREBY ORDERED THAT 2CE, LLC, is hereby substituted for Chick-fil-A, Inc. as Plaintiff's claims against Chick-fil-A, Inc. are improper, and 2CE, LLC is the real party in interest and the franchisee, owner and operator of the subject Chick-fil-A branded restaurant business. In all future filings, the case caption shall be amended to reflect that 2CE, LLC has been added as a Defendant and Chick-fil-A, Inc. has been dismissed from this action.



Richland Common Pleas

Case Caption: Willie J Bennett vs Sasha N Gray , defendant, et al
Case Number: 2023CP4000017
Type: Order/Substitution of Parties

So Ordered

s/ Maite Murphy 2166

Electronically signed on 2023-08-11 13:44:41 page 2 of 2

EXHIBIT

B



Collins & Lacy
ATTORNEYS AT LAW

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Willie J. Bennett
113 Healing Springs Road
Hopkins, SC 29061

1033-148

EXHIBIT

C



South Carolina Judicial Branch

TRANSCRIPT REQUEST FORM

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Aug 21 2023

SC Court of Appeals

Pursuant to Rule 207 and 607 of the South Carolina Appellate Court Rules, the transcribed paper copy is the official record of court proceedings. You may request a transcript by completing this form and emailing it to the Court Reporter/Transcriptionist and to South Carolina Court Administration at transcripts@sccourts.org. If WebEx or DCRP were used to capture the record, please indicate below and send the form to transcripts@sccourts.org.

Requestor's Information: Full Name Willie James Bennett, Law Firm/Agency Pro Se, Phone Number (803) 319-5740. Email Address Wjbennett29061@yahoo.com, Mailing Address 113 Healing Springs Road, Hopkins, SC 29061. Transcript Information: Docket Number 2023-CP-40-00017, Full Case Caption Willie J. Bennett v. Sasha N. Gray, Claire H. Eckert, and Chick-Fil-A, Inc., Circuit Family. Date(s) of Proceeding June 27, 2023, County Richland, Appeal pending Yes, Death Penalty No. Presiding Judge Maité Murphy. Special Circumstances: Termination of parental rights, Adoption, Any actions involving child custody/visitation. Delivery Timeframe: Regular delivery (60 days). Delivery Method: PDF & Hard Copy/Priority Mail (\$50 + shipping). Responsible Payor: Private / Self. Next Hearing Date.

Requestor's Signature: Willie J. Bennett Date: August 21, 2023 (Typed name will serve as signature)

NOTE: Requests will be processed pursuant to Rule 207 and 607 of the SCACR. Rule 607(h) governs the fees for transcripts, which are not provided for free or at reduced rates to any party, regardless of indigent status. Please promptly submit your payment in the method of payment requested, in order for the transcript to be produced. In some cases, a deposit may be required before the transcript can be placed in the production queue. You may also request a quote before deciding to order. If you need to cancel the transcript request for any reason, you are responsible for paying for the pages of the transcript that have already been completed at the time of the cancellation.

If you are ordering a transcript pursuant to Rule 207(a)(1), SCACR, you must contemporaneously furnish all parties, the



South Carolina Judicial Branch

TRANSCRIPT REQUEST FORM

Office of Court Administration, and the clerk of the appellate court with copies of all correspondence with the court reporter or transcriptionist.

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APPEAL FROM RICHLAND COUNTY

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Maite Murphy, Circuit Court Judge SC Court of Appeals

Appellant Case No. 2023-001295

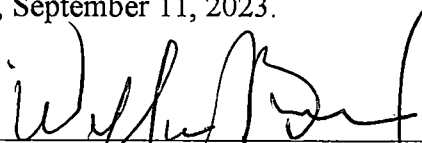
PROOF OF SERVICE

Willie J. Bennett..... Appellant.

Sasha N. Gray, Claire H. Eckert,
and Chick-Fil-a, Inc..... Respondents.

PROOF OF SERVICE

The undersigned certifies that a copy of the enclosed Appellant Amended Motion to Stay Order to Appellant Motion to Stay Order and Transcript Request has been sent to the below attorneys of records via United State Mail, postage prepaid, September 11, 2023.


Willie J. Bennett, Plaintiff, Pro Se
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(803) 319-5740 Cell

September 11, 2023
Hopkins, South Carolina.

Other Counsels of Record:

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