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**Jan 04 2024**

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM LEXINGTON COUNTY  
Court of Common Pleas

James O. Spence

Master in Equity

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Case No. 2019-CP-32-00630  
Appellate Case No. 2023-01417

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James G. Sercu and Sherri A. Sercu,

Respondents,

v.

Douglas Steven Hart,

Appellant.

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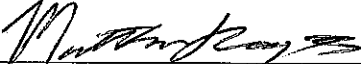
**MOTION FOR JUDICIAL NOTICE**

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YOU WILL PLEASE TAKE NOTICE that pursuant to 240 of the South Carolina Appellate Court Rules, the Respondents James G. Sercu and Sherri A. Sercu, by and through their undersigned attorney, moves for an Order for this Court to take Judicial Notice that Cliff Hall was the registered agent on file for Hall Builders, LLC, under the records located in the South Carolina Secretary of State Business Entities Online, as argued by the Respondents in their Initial Brief Section II(b), page 13-14.

DAVIS | FRAWLEY, LLC  
140 East Main Street, P.O. Box 489  
Lexington, South Carolina 29071  
(803) 359-2512

Lexington, South Carolina  
January 4<sup>th</sup>, 2024

BY:   
Matthew G. Rogers, SC Bar No. 104239  
ATTORNEYS FOR RESPONDENTS

Other Counsel of Record:

C. Cantzon Foster, II  
SC Bar No 69501  
Foster Law Office, LLC  
3100 Devine Street,  
Columbia, SC 29205  
Cantzon@FosterSC.com  
803-400-1921  
803-400-1951 Facsimile  
Attorneys for Appellant

# Business Entities Online

File, Search, and Retrieve Documents Electronically

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## HALL BUILDERS, LLC

### Corporate Information

**Entity Id:** 00374187

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**Entity Type:** Limited Liability Company

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**Status:** Dissolved

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**Domestic/Foreign:** Domestic

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**Incorporated State:** South Carolina

### Important Dates

**Effective Date:** 09/08/2004

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**Expiration Date:** N/A

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**Term End Date:** N/A

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**Dissolved Date:** 03/28/2012

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### Registered Agent

**Agent:** CLIFF HALL

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**Address:** 3308 WESTBURY DR  
COLUMBIA, South Carolina 29201

### Official Documents On File

| Filing Type  | Filing Date |
|--------------|-------------|
| Dissolution  | 03/28/2012  |
| Organization | 09/08/2004  |

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For filing questions please contact us at **803-734-2158**

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**MEMORANDUM IN SUPPORT OF MOTION FOR  
JUDICIAL NOTICE**

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Respondents have argued in their Initial Brief that this Court should consider taking judicial notice that Cliff Hall was the registered agent on file for Hall Builders, LLC, under the records located in the South Carolina Entities Online. (*Cf.* Exhibit 1 – Entity Profile – Business Entities Online – S.C. Secretary of State). (See generally *Masters v. Rodgers Dev. Group*, 283 S.C. 251, 256, 321 S.E.2d 194, 197 (Ct. App. 1984) ([W]e hold that original judicial notice of adjudicative facts at the appellate level should be limited to matters which are indisputable). Appellant’s argument that Cliff Hall signature was improper is misplaced and, in addition to what was argued

in the Respondent's Initial Brief in Section II(b) and the Trial Court's Order page 11, taking judicial notice of Cliff Hall being the registered agent completely resolves this issue for the Court. Such information is of public knowledge and is indisputable.

Therefore, the Respondents request that this Court take judicial notice of Cliff Hall being the registered agent in support of Respondents' arguments in their Initial Brief.

DAVIS FRAWLEY, LLC

*s/James Randall Davis*

James Randall Davis, S.C. Bar No. 1580

Matthew G. Rogers, S.C. Bar No. 104239

140 East Main Street (29072)

PO Box 489

Lexington SC 29071-0489

(803) 359-2512

[randy@oldcourthouse.com](mailto:randy@oldcourthouse.com)

[mrogers@oldcourthouse.com](mailto:mrogers@oldcourthouse.com)

ATTORNEYS FOR RESPONDENTS

JAMES G. SERCU AND SHERRIE A.

SERCU

Lexington, South Carolina  
January 4, 2024

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**PROOF OF SERVICE**

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I, Nicole T. Price, a paralegal with the law firm of DAVIS | FRAWLEY, LLC, do hereby certify that I have served the following with the foregoing **MOTION JUDICIAL NOTICE**, by mailing a copy of same to them at the following address:

C. Cantzon Foster, II, Esquire  
Foster Law Office, LLC  
3100 Devine Street  
Columbia, SC 29205  
Attorneys for Appellant

on this 4<sup>th</sup> day of January, 2024 all in accordance with Rule 5 (b)(1) of the South Carolina Rules of Civil Procedure.



Leslie Price, Paralegal  
DAVIS | FRAWLEY, LLC  
140 East Main Street  
Lexington, South Carolina 29071

Lexington, South Carolina

ATTORNEYS FOR RESPONDENTS