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Feb 15 2024

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM SPARTANBURG COUNTY
Master-in-Equity

The Honorable Shannon M. Phillips, Master-in-Equity
Case No.: 2019-CP-42-03418

Appellate Case No. 2022-001304

Kesha Petty,

Appellant,

v.

Cathy Biggerstaff, individually and as owner of B&B Amusement, Inc., and B&B Amusement, Inc.,

Respondents.

RESPONDENTS MOTION TO DISMISS

K. Jay Anthony
650 E. Washington Street
Greenville, South Carolina 29601
864.301.8141 p
864.203.8877 f
janthony@anthonylawsc.com

Attorney for Respondents

Appellant filed the Notice of Appeal in this matter on September 13, 2022. The parties filed briefs in this matter however, as noted in prior correspondence with the Court, Appellant filed a Final Reply Brief which is entirely different from the Initial Reply Brief in violation of Rule 211(b), SCACR. The Court of Appeals then issued an order dated November 20, 2023 requiring that Appellant file and serve an Amended Final Brief with the Court within thirty (30) days of the order. Respondent has not been served an any Amended Final Brief and, to my knowledge, Appellant has not filed the same.

Given the above, Respondent moves that the appeal be dismissed.

Respectfully Submitted,

ANTHONY LAW, LLC

s/K. Jay Anthony

K. Jay Anthony, S.C. Bar No.: 77433

Kenneth C. Anthony, Jr., S.C. Bar No.: 0404

650 E. Washington Street

Greenville, S.C. 29601

(864) 582-2355 Phone

(864) 583-9772 Facsimile

janthony@anthonylaw.com

ATTORNEY FOR RESPONDENTS

February 14, 2024

Greenville, South Carolina

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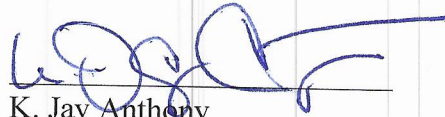
Respondents.

PROOF OF SERVICE

I certify that on this date, February 15, 2024, I filed the foregoing Respondent's Motion to Dismiss with the South Carolina Court of Appeals via electronic filing only, to ctappfilings@sccourts.org and served a copy on Appellants via USPS, addressed as listed below:

(Addresses and Signature Page Follow)

Kesha Petty
Pro-Se Appellant
553 Chastine Drive
Spartanburg SC 29301
Keshaedwards412@gmail.com



K. Jay Anthony
650 E. Washington Street
Greenville, South Carolina 29601
864.301.8141 p
864.203.8877 f
janthony@anthonylawsc.com

Attorney for Respondents

Greenville, South Carolina
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janthony@anthonylawsc.com | anthonylawsc.com

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SC Court of Appeals

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South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

RE: *Petty vs. Biggerstaff*

Dear Sir or Madam:

Enclosed please Respondent's Motion to Dismiss along with our Proof of Service and filing fee for the same.

If you have any questions please contact our office.

Best Regards,

A handwritten signature in blue ink that reads 'Julianna Wolfla'.

Julianna Wolfla
Paralegal to K. Jay Anthony

:jw
Enclosure