



The South Carolina Court of Appeals

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April 15, 2024

The Honorable Elizabeth P. Folk
PO Drawer 10
Newberry SC 29108

REMITTITUR

Re: Jefferson Davis, Jr. v. Chad Connelly (3)
Lower Court Case No. 2020CP3600384
Appellate Case No. 2023-001624

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

Very truly yours,

A handwritten signature in blue ink that reads "Catherine Harrison, deputy".

CLERK

Enclosure

cc: Jefferson Davis, Jr.
M. Dawes Cooke, Jr., Esquire
Justin Paul Novak, Esquire
Geoffrey Kelly Chambers, Esquire

The South Carolina Court of Appeals

Jefferson Davis, Jr., Appellant,

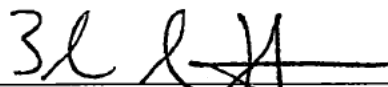
v.

Chad Connelly, Tom Persons, Geoffrey Chambers, Esq.,
and South Carolina Educational Credit for Exceptional
Needs Children Fund, Respondents.

Appellate Case No. 2023-001624

ORDER

After careful consideration, we grant Respondents' motion to dismiss this appeal because Appellant failed to serve the notice of appeal timely. *See* Rule 203(b)(1), SCACR (explaining "[a] notice of appeal shall be served on all respondents within thirty (30) days after receipt of written notice of entry of the order or judgment"); Rule 262(c)(3), SCACR (explaining that service may be accomplished by serving a copy on a person by electronic means in a manner provided by order of the supreme court); *Re: Methods of Electronic Filing & Service Under Rule 262 of the South Carolina Appellate Court Rules*, S.C. Sup. Ct. Order dated May 6, 2022 (stating only lawyers admitted to practice in South Carolina may serve other lawyers using the lawyer's primary email address in the Attorney Information System); *Mears v. Mears*, 287 S.C. 168, 169, 337 S.E.2d 206, 207 (1985) ("Service of notice of intent to appeal is a jurisdictional requirement, and this Court has no authority to extend or expand the time in which the notice of intent to appeal must be served."). No action will be taken on Appellant's motion to order the transcript outside the time prescribed. The remittitur will be sent as provided by Rule 221(b) of the South Carolina Appellate Court Rules.



FOR THE COURT

Columbia, South Carolina

FILED
Mar 28 2024

cc:

Jefferson Davis, Jr.

M. Dawes Cooke, Jr., Esquire

Justin Paul Novak, Esquire

Geoffrey Kelly Chambers, Esquire