

RECEIVED

Apr 24 2024

S.C. SUPREME COURT

From: [Margaret A. Collins, Attorney](#)
To: [Drew Radeker](#); [Lizzy Moore, Attorney](#)
Cc: [Court Of Appeals Filings](#); [Supreme Court Filings](#)
Subject: RE: Noel Owens v. Mountain Air Heating & Cooling // 2020-000054
Date: Wednesday, April 24, 2024 2:07:39 PM
Attachments: [image001.png](#)
[image002.png](#)

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Drew

Now I am no appellate expert and Lizzy is the attorney of record here. But SCACR Rule 242(e) uses mandatory language for an appendix to be filed with your petition. What am I missing?

See also: Appellate Practice in South Carolina, 3rd Ed, Toal, Walker, and Baker, page 306-307 "In addition to the petition itself, the petitioner must file an appendix with the Supreme Court. The appendix must include: 1) a copy of the record on appeal and brief(s) , or in PCR matters where a petitioner is seeking a writ of certiorari to a Court of Appeals' decision, a copy of the appendix, petition for writ of certiorari, return, reply, and any briefs filed under Rule 243, SCACR; 2) if the Court of Appeals dismissed the case on procedural grounds or for other reasons, any documents relevant to the dismissal, including any motion to dismiss and any return or reply that may have been filed; 3) a copy of the decision of the Court of Appeals for which certiorari is sought; and 4) a copy of the petition for rehearing or reinstatement filed in the Court of Appeals and the court's decision on that petition."

PALMETTO STATE LAW GROUP

Margaret A. Collins | *Managing Attorney*

[2241 Bush River Road, Columbia, SC 29210](#)

P. [803.708.7442](#) | F. [803.753.9352](#) | meg@pslawsc.com

www.pslawsc.com

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From: Drew Radeker <Drew@radekerlaw.com>

Sent: Wednesday, April 24, 2024 1:26 PM
To: Lizzy Moore, Attorney <lizzy@pslawsc.com>
Cc: Margaret A. Collins, Attorney <meg@pslawsc.com>
Subject: RE: Noel Owens v. Mountain Air Heating & Cooling // 2020-000054

Lizzy, no, one was not filed. Not required.

Thank you.

Drew Radeker
RADEKER LAW, P.A.

APPEALS • LITIGATION & TRIAL SUPPORT • MEDIATION • JUDGMENTS • SPECIAL REFEREE
Post Office Box 6903, Columbia, SC 29260 • (803) 500-0891
www.radekerlaw.com • drew@radekerlaw.com

From: Lizzy Moore, Attorney <lizzy@pslawsc.com>
Sent: Wednesday, April 24, 2024 1:07 PM
To: Court Of Appeals Filings <ctappfilings@sccourts.org>; Drew Radeker <Drew@radekerlaw.com>;
Supreme Court Filings <supctfilings@sccourts.org>
Cc: Margaret A. Collins, Attorney <meg@pslawsc.com>
Subject: RE: Noel Owens v. Mountain Air Heating & Cooling // 2020-000054

Good Afternoon:

Was an Appendix per Rule 242(e) filed? I did not see it attached and have not received it.

Sincerely,

Lizzy Moore | *Senior Associate Attorney*
Palmetto State Law Group, LLC
2241 Bush River Road, Columbia, SC 29210
P.803.708.7442 | F.803.753.9352 | lizzy@pslawsc.com
www.pslawsc.com

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From: Court Of Appeals Filings <ctappfilings@sccourts.org>

Sent: Thursday, April 18, 2024 8:25 AM

To: Drew Radeker <Drew@radekerlaw.com>; Supreme Court Filings <supctfilings@sccourts.org>

Cc: Court Of Appeals Filings <ctappfilings@sccourts.org>; Lizzy Moore, Attorney <lizzy@pslawsc.com>; Margaret A. Collins, Attorney <meg@pslawsc.com>

Subject: RE: Noel Owens v. Mountain Air Heating & Cooling // 2020-000054

Dear Counsel:

The Court has received your filing. A stamped copy is attached for your records.

Thank you.

From: Drew Radeker <Drew@radekerlaw.com>

Sent: Wednesday, April 17, 2024 5:06 PM

To: Supreme Court Filings <supctfilings@sccourts.org>

Cc: Court Of Appeals Filings <ctappfilings@sccourts.org>; Lizzy Moore <lizzy@pslawsc.com>; Meg Collins (meg@pslawsc.com) <meg@pslawsc.com>

Subject: RE: Noel Owens v. Mountain Air Heating & Cooling // 2020-000054

***** EXTERNAL EMAIL:** This email originated from outside the organization. Please exercise caution before clicking any links or opening attachments. ***

Ms. Howard:

Attached for filing is a petition for certiorari, with proof of service of the same. Please file these materials. I will deliver the filing fee check, probably tomorrow.

By copy of this email message, I also provide this petition to the Court of Appeals for filing.

Thank you. Of course, if you or other court personnel have any questions or concerns, please do not hesitate to contact me.

Drew Radeker

RADEKER LAW, P.A.

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Post Office Box 6903, Columbia, SC 29260 • (803) 500-0891

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From: Court Of Appeals Filings <ctappfilings@sccourts.org>

Sent: Thursday, September 7, 2023 2:03 PM

To: Drew Radeker <Drew@harrisonfirm.com>; Court Of Appeals Filings <ctappfilings@sccourts.org>

Cc: Lizzy Moore <lizzy@pslawsc.com>; Bill Padget <bill@hhplawgroup.com>; Rhonda Schaub <Rhonda@harrisonfirm.com>; Caitlynn Havird <caitlynn@hhplawgroup.com>; Meg Collins

(meg@pslawsc.com) <meg@pslawsc.com>

Subject: RE: Noel Owens v. Mountain Air Heating & Cooling // 2020-000054

Dear Counsel:

The Court has received your filing. A stamped copy is attached for your records.

Thank you.

From: Drew Radeker <Drew@harrisonfirm.com>

Sent: Thursday, September 7, 2023 1:40 PM

To: Court Of Appeals Filings <ctappfilings@sccourts.org>

Cc: Lizzy Moore <lizzy@pslawsc.com>; Bill Padget <bill@hhplawgroup.com>; Rhonda Schaub <Rhonda@harrisonfirm.com>; Caitlynnne Havird <caitlynnne@hhplawgroup.com>; Meg Collins <meg@pslawsc.com> <meg@pslawsc.com>

Subject: RE: Noel Owens v. Mountain Air Heating & Cooling // 2020-000054

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Dear Sir or Madam:

Attached for filing is a petition for rehearing in this case, along with its exhibit (an affidavit from the record on appeal) and proof of service. Please file these materials. The motion fee check will be delivered shortly.

Thank you.

Drew Radeker



923 Calhoun Street,
Columbia, South Carolina 29201
Post Office Box 50143,
Columbia, South Carolina 29250
Telephone: (803) 779-2211
Facsimile: (803) 779-6700
www.harrisonfirm.com

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From: Court Of Appeals Filings <ctappfilings@sccourts.org>

Sent: Wednesday, March 8, 2023 10:28 AM

To: Drew Radeker <Drew@harrisonfirm.com>; Court Of Appeals Filings <ctappfilings@sccourts.org>;

Caitlynne Havird <caitlynne@hhplawgroup.com>

Cc: Lizzy Moore <lizzy@pslawsc.com>; Bill Padget <bill@hhplawgroup.com>; Rhonda Schaub <Rhonda@harrisonfirm.com>

Subject: RE: Noel Owens v. Mountain Air Heating & Cooling // 2020-000054

Dear Counsel:

The Court has received your filing. A stamped copy is attached for your records.

Thank you.

From: Drew Radeker <Drew@harrisonfirm.com>

Sent: Wednesday, March 8, 2023 10:05 AM

To: Court Of Appeals Filings <ctappfilings@sccourts.org>; Caitlynne Havird <caitlynne@hhplawgroup.com>

Cc: Lizzy Moore <lizzy@pslawsc.com>; Bill Padget <bill@hhplawgroup.com>; Rhonda Schaub <Rhonda@harrisonfirm.com>

Subject: RE: Noel Owens v. Mountain Air Heating & Cooling // 2020-000054

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I write to follow up on the court's suggestion that we discuss settlement and notify the court of the results of that discussion. We've discussed it, and fresh offers were exchanged all around, but we are at a standstill in negotiations and do not believe we can get this case resolved by agreement.

Thank you.

Drew Radeker



923 Calhoun Street,
Columbia, South Carolina 29201
Post Office Box 50143,
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From: Court Of Appeals Filings <ctappfilings@sccourts.org>

Sent: Wednesday, February 1, 2023 4:53 PM

To: Drew Radeker <Drew@harrisonfirm.com>; Court Of Appeals Filings <ctappfilings@sccourts.org>; Caitlynne Havird <caitlynne@hhplawgroup.com>
Cc: kelly@salleylawfirm.com; Bill Padget <bill@hhplawgroup.com>; Rhonda Schaub <Rhonda@harrisonfirm.com>; debbie@salleylawfirm.com
Subject: RE: Noel Owens v. Mountain Air Heating & Cooling // 2020-000054

Dear Counsel:

The Court has received your filing. A stamped copy is attached for your records.

Thank you.

From: Drew Radeker <Drew@harrisonfirm.com>
Sent: Wednesday, February 1, 2023 4:43 PM
To: Court Of Appeals Filings <ctappfilings@sccourts.org>; Caitlynne Havird <caitlynne@hhplawgroup.com>
Cc: kelly@salleylawfirm.com; Bill Padget <bill@hhplawgroup.com>; Rhonda Schaub <Rhonda@harrisonfirm.com>; debbie@salleylawfirm.com
Subject: RE: Noel Owens v. Mountain Air Heating & Cooling // 2020-000054

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Dear Sir or Madam:

Please file this email message as my acknowledgement that oral argument in this case is scheduled to for March 6, 2023, at 10:40 a.m. in Courtroom I.

Thank you.

Drew Radeker



923 Calhoun Street,
Columbia, South Carolina 29201
Post Office Box 50143,
Columbia, South Carolina 29250
Telephone: (803) 779-2211
Facsimile: (803) 779-6700
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From: Court Of Appeals Filings <ctappfilings@sccourts.org>
Sent: Wednesday, February 1, 2023 3:58 PM
To: Caitlynn Havid <caitlynn@hhplawgroup.com>; Court Of Appeals Filings <ctappfilings@sccourts.org>
Cc: Drew Radeker <Drew@harrisonfirm.com>; kelley@salleylawfirm.com; Bill Padget <bill@hhplawgroup.com>; Rhonda Schaub <Rhonda@harrisonfirm.com>; debbie@salleylawfirm.com
Subject: RE: Noel Owens v. Mountain Air Heating & Cooling // 2020-000054

Dear Counsel:

The Court has received your filing. A stamped copy is attached for your records.

Thank you.

From: Caitlynn Havid <caitlynn@hhplawgroup.com>
Sent: Wednesday, February 1, 2023 3:55 PM
To: Court Of Appeals Filings <ctappfilings@sccourts.org>
Cc: Drew Radeker <Drew@harrisonfirm.com>; kelley@salleylawfirm.com; Bill Padget <bill@hhplawgroup.com>; Rhonda Schaub <Rhonda@harrisonfirm.com>; debbie@salleylawfirm.com
Subject: Noel Owens v. Mountain Air Heating & Cooling // 2020-000054

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Good Afternoon,

Please find a scanned copy of the Acknowledgement signed by Mr. Padget.

Thank you,

Caitlynn Havid
Litigation Paralegal
HHP Law Group, LLC
P.O. Box 83 (29202)
924 Gervais Street
Columbia, South Carolina 29201
Phone: 803-400-8277
Fax: 803-845-4900
Caitlynn@HHPLawGroup.com
HHPLawGroup.com



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