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Sep 11 2024

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

The Honorable R. Lawton McIntosh, Circuit Court Judge

Case No. 2020-CP-23-03949
Appellant Case No. 2023-001227

Nery Rodas d/b/a RNG Contracting, LLC.....Respondent,

v.

Brian W. Bowles and Kristina Bowles.....Appellants.

RESPONDENT’S MOTION TO DISMISS

Respondent, by and through his undersigned attorneys, move the Court of Appeals for an order of dismissal, pursuant to Rule 210 and 260 of the South Carolina Appellate Court Rules and Appellants failure to follow this court’s directive to the Appellants included in its letter dated July 31, 2024, to Appellants that Appellants must file and serve the record on appeal within thirty (30) days of its letter dated July 31, 2024.

Appellants have not filed the record on appeal as directed by this court. Accordingly, Respondent moves this court for an Order of Dismissal of this appeal.

Signature on Following Page

Respectfully submitted,

GOODWYN LAW FIRM, LLC

/s/CHARLES G. BLACKBURN

Charles Grant Blackburn (SC Bar #: 64598)

T. Jeff Goodwyn, Jr. (SC Bar #:73789)

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Attorneys for Respondent

Columbia, South Carolina

September 11, 2024

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v.

Brian W. Bowles and Kristina Bowles.....Appellants.

PROOF OF SERVICE

I certify that I have served a copy of the **Respondents' Motion to Dismiss**, including a proof of service of this date, upon Appellants via U.S. Regular Mail, at the address of record, on September 11, 2024.

Brian W. Bowles
380 Tate Chapman Road
Simpsonville SC 29681

Kristina Bowles
380 Tate Chapman Road
Simpsonville SC 29681

GOODWYN LAW FIRM, LLC

/s/ CHARLES G. BLACKBURN
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Columbia, South Carolina
September 11, 2024

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*Also Licensed in Georgia
† Certified Circuit Court Mediator
** Of Counsel

September 11, 2024

VIA E-FILING AND HAND DELIVERY

The Honorable Jenny Abbott Kitchings
Clerk of Court, South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

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SC Court of Appeals

RE: *Nery Rodas v. Brian W. Bowles, et al.*
Appellate Case No.: 2023-001227
Our File No.: 3000-0712

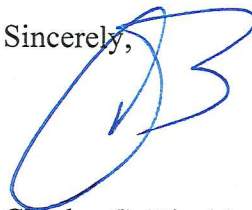
Dear Ms. Kitchings:

Enclosed for filing, please find Respondent's Motion to Dismiss and Proof of Service in regards to the above referenced matter. Please file the original and return a filed copy of same to me via email. Please be advised a check in the amount of \$50.00 representing the filing fees will be hand-delivered directly to the Court of Appeals tomorrow.

As evidenced in the Proof of Service, I have served all interested parties, with a copy of this Motion.

Thank you for your attention to this matter and should you have any questions, please do not hesitate to contact me.

Sincerely,



Charles G. Blackburn

CGB:cnc

Enclosures

cc: Brian W. Bowles
Kristina Bowles
Nery Rodas