

RECEIVED

Jan 30 2025

S.C. SUPREME COURT

THE STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

IN THE ORIGINAL JURISDICTION OF THE SUPREME COURT

CASE NO. 2025-000102

David J. Mason, Individually and as Class Representative.....Petitioner

vs.

Town of Surfside Beach, SC; City of North Myrtle Beach, SC; and P2 of SC, LLC, d/b/a Pivot Parking ..... Respondents

AMENDED PROOF OF SERVICE

PERSONALLY appeared before me, Barbara A. Smith, who being duly sworn, deposes and says that she is an employee of Kelaher, Connell & Connor, P.C., and that the Notice Pursuant to Rule 245(c), SCACR, Petition for Original Jurisdiction and Expedited Consideration, and Summons and Complaint were served on the following, pursuant to the attached:

Town of Surfside Beach
Certified Mail Return Receipt 1-21-25

City of North Myrtle Beach
Acceptance of Service of Elbert S. Dorn, Esq.
1-21-25

P2 of SC, LLC
Acceptance of Service of James E. Smith Jr.,
Esq. 1-28-25

Barbara A. Smith
Barbara A. Smith

SWORN AND SUBSCRIBED before me,
this 30th day of January, 2025.

Notary Public for South Carolina
My Commission Expires: 1.22.29

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Gérald Vincent  
Town Manager  
Town of Surfside Beach  
210 Hwy. 17 South  
Surfside Beach, SC 29575



9590 9402 8570 3244 6333 77

2. Article Number (Transfer from service label)

7022 3330 0001 9402 1768

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

*[Handwritten Signature]*  
B. Received by (Printed Name)  
Brian Gray

- Agent
- Addressee

C. Date of Delivery  
1-21-25

- D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

3. Service Type

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

mail  
mail Restricted Delivery  
(0)

**THE STATE OF SOUTH CAROLINA**  
**IN THE SUPREME COURT**  
**IN THE ORIGINAL JURISDICTION OF THE SUPREME COURT**

---

David J. Mason, Individually and as Class Representative.....Petitioner

vs.

Town of Surfside Beach, SC; City of North Myrtle Beach, SC;  
and P2 of SC, LLC, d/b/a Pivot Parking ..... Respondents

---

**ACCEPTANCE OF SERVICE**

---

The undersigned, Elbert S. Dorn, Esquire, as Attorney for the Defendant, City of North Myrtle Beach in the above-entitled action, without waiving any jurisdictional, substantive, or procedural defenses, hereby accepts and acknowledges the due service of the Notice of Petition, Petition for Original Jurisdiction and Expedited Consideration, and proposed Summons and Complaint on 21st day of January, 2025.



---

Elbert S. Dorn, Esquire  
MaynardNexen  
1101 Johnson Avenue  
Suite 300  
Myrtle Beach, South Carolina 29577  
(843) 213 5412  
EDorn@maynardnexsen.com

**THE STATE OF SOUTH CAROLINA**  
**IN THE SUPREME COURT**  
**IN THE ORIGINAL JURISDICTION OF THE SUPREME COURT**

---

David J. Mason, Individually and as Class Representative.....Petitioner

vs.

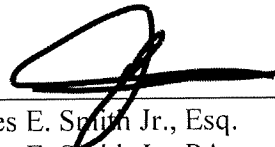
Town of Surfside Beach, SC; City of North Myrtle Beach, SC;  
and P2 of SC, LLC, d/b/a Pivot Parking ..... Respondents

---

**ACCEPTANCE OF SERVICE**

---

The undersigned, James E. Smith Jr., Esquire, as Attorney for the Defendant, P2 of SC, LLC, d/b/a Pivot Parking in the above-entitled action, without waiving any jurisdictional, substantive and procedural defenses, hereby accepts and acknowledges the due service of the Notice of Petition, Petition for Original Jurisdiction and Expedited Consideration, and Summons and Complaint on 28<sup>th</sup> day of January, 2025.



---

James E. Smith Jr., Esq.  
James E. Smith Jr., PA  
1422 Laurel St.,  
Columbia, SC 29201  
(803-933-9800  
James@JamesSmithPA.com