

The B00 House
2148 Gamecock Circle
Little River, SC 29566
September 13, 2013

RECEIVED
SEP 18 2013
SC Court of Appeals

VIA U.S. MAIL
The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211
Clerk of Court

Re: Elizabeth A. Crotty and James K. Orzech vs. Windjammer Village of
Little River, South Carolina, Property Owners' Association

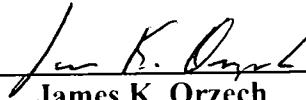
C/A No. 2009-CP-26-10523

Appellate Case No: 2012-213287

Dear Ms. Kitchings:

Please find enclosed for filing an original and six (6) copies of Appellants' RETURN TO RESPONDENT'S MOTION TO EXTEND TIME PENDING THE COURT'S DISPOSITION OF RESPONDENT'S MOTION TO STRIKE MATTER INCLUDED IN APPELLANTS' AMENDED DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL. The Proof of Service is also enclosed.

Sincerely,


James K. Orzech
Pro Se Appellant

Cc: Kenneth R, Moss, Respondent's attorney

ORIGINAL

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM HORRY COUNTY

Court of Common Pleas

Steven H. John, Presiding Judge

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Case No. 2009-CP-26-10523

Appellate Case No. 2012-213287

Elizabeth A. Crotty and James K. Orzech..... Appellants,

v.

Windjammer Village of Little River,
Property Owners' Association, a South Carolina
Eleemosynary Corporation..... Respondent.

**RETURN TO RESPONDENT'S MOTION TO EXTEND TIME PENDING THE
COURT'S DISPOSITION OF RESPONDENT'S MOTION TO STRIKE MATTER
INCLUDED IN APPELLANTS' AMENDED DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL**

Regarding RESPONDENT'S MOTION TO EXTEND TIME PENDING THE
COURT'S DISPOSITION OF RESPONDENT'S MOTION TO STRIKE MATTER INCLUDED
IN APPELLANTS' AMENDED DESIGNATION OF MATTER, *Pro Se* Appellant James K.
Orzech comments as follows:

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Appellants' Amended Designation of Matter, dated May 24, 2012, contains essentially the same Matter as the original, dated March 13th. However, the amended version is much better organized, eliminating nineteen redundant listings and ten unneeded documents. Of the seventeen documents with attachments on the amended version, there are only two are new listings, compared to the original version.

These include:

- **#2:** 2009 Windjammer Village of Little River, SC, Property Owners Association By-Laws (revision of July 11, 2009). (11pp), and
- **#16:** 2012 11 05 AFFIDAVIT OF PLAINTIFFS' COMPLIANCE WITH THE COURT'S FEBRUARY 22, 2012, ORDER. Kenneth R. Moss, Esq. (3pp).

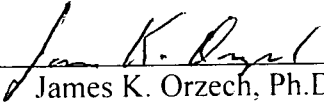
Document **#2**, Windjammer Village's By-Laws, was added to complement the POA's Restrictions-Rules-Regulations and Declaration of Restrictions & Easements (Document **#1**), which are listed on both versions. Document **#16** was added for completeness, in response to Respondent's frequent referral to Costs in its many prior MOTIONS. Use of the amended version, previously approved by Court ORDER on July 2, 2013, rather than the original version, should make it much easier for attorney Moss to prepare Respondent's INITIAL BRIEF, as well as for the Court to render its decision.

Appellants' amended INITIAL BRIEF first complied with the Court's ORDER to remove two-plus pages from the Statement of Issues on Appeal. The layout then was reworked, so that it could be more easily read, and the format was standardized from one section to another. Some sentences were removed, added or reworked for the sake of clarity, but virtually no new material was introduced, except that the section entitled "The

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Appeals Process to Date” was brought up to date. References to Documents in the amended Designation of Matter were introduced, anticipating that requirement in the FINAL BRIEF. The “Conclusions” section was modified to reflect changes that we proposed for the FINAL BRIEF in a prior RETURN.

Respectfully submitted,


James K. Orzech, Ph.D.
Pro Se Appellant

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Tel: (843) 281-2299

Little River, South Carolina
September 13, 2013

Attorney for Respondent
Kenneth R. Moss, Esq.
628A Sea Mountain Highway
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Tel: (843) 281-9901

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas of the Fifteenth Judicial Circuit
Steven H. John, Presiding Judge

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Case No. 2009-CP-26-10523

Appellate Case No. 2012-213287

Elizabeth A. Crotty and James K. Orzech, Appellants,

v.

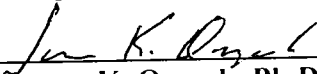
Windjammer Village of Little River, Property Owners' Association, a South
Carolina Eleemosynary Corporation, Respondent.

PROOF OF SERVICE

I certify that I have served a copy of Appellant's RETURN TO RESPONDENT'S MOTION TO EXTEND TIME PENDING THE COURT'S DISPOSITION OF RESPONDENT'S MOTION TO STRIKE MATTER INCLUDED IN APPELLANTS' AMENDED DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL and Proof of Service of same in the above-captioned Appeal to Respondent's Counsel of Record by United States Mail, with sufficient first-class postage affixed, addressed as follows:

Kenneth R. Moss, Esq.
Wright, Worley, Pope, Ekster & Moss, PLLC
628A Sea Mountain Highway
North Myrtle Beach, SC 29582

Respectfully submitted,


James K. Orzech, Ph.D.

Pro Se Appellant
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Little River, SC 29566

September 13, 2013