

Alexander Guice

P.O. Box 13281  
Tampa, FL 33681  
Phone: (813) 562-0547  
Email: [alguice@hotmail.com](mailto:alguice@hotmail.com)

December 7, 2013

The Honorable Jenny A. Kitchings  
Clerk of Court  
SOUTH CAROLINA COURT OF APPEALS  
Post Office Box 11629  
Columbia, South Carolina 29211

Re: Alexander Guice v. US Foodservice, Inc. et al  
Case No. 2013-CP-32-01272  
Appellate Case No.

Dear Ms. Kitchings:

Please find enclosed an original and a copy of correspondence received from the Lexington County Clerk's Office; a response from the undersigned to the Lexington County Clerk's Office and proof of service in regard to the above referenced matter. Please forward to the appropriate individual for filing, and please return a file stamped copy of the same in the prepaid self-addressed stamped envelope enclosed for your convenience.

By copy of this letter, I have provided Erin L. Hantske, the representative for the Respondents', a copy of the same, via regular mail with enclosures. Should you have any questions or concerns, please do not hesitate to contact me. Thank you for your assistance in this matter.

Very truly yours,



Alexander Guice  
Appellant, *pro se*

/AG

Enclosures: As stated

cc: Erin L. Hantske, Esquire

RECEIVED

DEC 13 2013

SC Court of Appeals

# Alexander Guice

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P.O. Box 13281  
Tampa, FL 33681  
Phone: (813) 562-0547  
Email: [alguice@hotmail.com](mailto:alguice@hotmail.com)

December 7, 2013

The Honorable Beth A. Carrigg  
Clerk of Court  
Lexington County  
205 East Main Street  
Lexington, South Carolina 29072

Re: Alexander Guice v. US Foodservice, Inc., et al  
Case No.: 2013-CP-32-1272

Dear Ms. Carrigg:

This is in response to the correspondence mailed 12/04/2013 from your office which was received by the undersigned on 12/07/2013.

Please be advised the undersigned respectfully disagrees with your office with regards to the grounds your office has asserted to return the undersigned's NOTICE OF APPEAL in regard to the above referenced matter. In particular, in your correspondence with respect to returning the undersigned's documents, it states, "DOCUMENTS MUST BE FILED WITH THE COURT OF APPEALS AND DATE STAMPED PRIOR TO FILING A COPY IN THE LEXINGTON CLERK OF COURT'S OFFICE". Additionally, there was no rule or statute asserted in support of the aforementioned notice and action taken by your office.

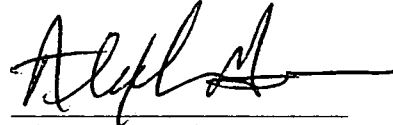
After a review of SCACR 203(a); SCACR 203(b)(1); SCACR 203(d)(1)(A); and SCACR 262, there is no provision, expressly stated or implied, that a party must first file the notice of appeal with the Court of Appeals and then file a copy of the date stamped notice of appeal received from the Court of Appeals with the lower court.

Based on the fact that the undersigned duly served a copy of the notice of appeal with your office and the counsel of record for the Defendants, within the time limits set forth pursuant to SCACR 203(b)(1), upon written notice of entry of the denial of the undersigned's Motion for Reconsideration, in particular, from Circuit Court Judge Thomas A. Russo dated 11/01/2013, which was received by the undersigned on 11/12/2013, the undersigned respectfully asserts that the notice of appeal filed by the undersigned was in fact **duly filed and served upon the lower court**.

In closing, the undersigned respectfully request that your office immediately respond and provide the rule, statute, or the like, in support of the decision to return the undersigned's notice of appeal, or in the alternative, respond and provide a retraction of the action taken.

By copy of this letter, I have provided Erin L. Hantske, Esquire, the attorney for the Defendants'; the Honorable Jenny A. Kitchings; and the Judicial Department, SCWCC a copy of the same, via regular mail with enclosures. Please respond at your earliest convenience, and thank you for your assistance in this matter.

Very truly yours,



Alexander Guice  
Claimant/Plaintiff/Appellant, *pro se*

/AG

Enclosures

cc: Erin L. Hantske, Esq.  
SC Court of Appeals  
SCWCC Judicial Department

YOUR DOCUMENT(S) ARE BEING RETURNED FOR THE FOLLOWING REASON(S):

\_\_\_\_\_ MISSING ORIGINAL DOCUMENTS

\_\_\_\_\_ WRONG DOCUMENTS

\_\_\_\_\_ MISSING CIVIL COVERSHEET

\_\_\_\_\_ MISSING MOTION COVERSHEET

\_\_\_\_\_ WRONG COUNTY

\_\_\_\_\_ MISSING CHECK / WRONG AMOUNT ON CHECK/NO PERSONAL CHECKS

\_\_\_\_\_ MISSING SIGNATURE ON CHECK

\_\_\_\_\_ MISSING SIGNATURE ON DOCUMENTS

\_\_\_\_\_ MISSING SEAL ON ORIGINAL DOCUMENT

\_\_\_\_\_ DOCUMENTS NOT NOTARIZED

\_\_\_\_\_ DOCUMENTS ARE INCOMPLETE

OTHER—DOCUMENTS MUST BE FILED WITH THE COURT OF APPEALS AND DATE STAMPED PRIOR TO FILING A COPY IN THE LEXINGTON CLERK OF COURT'S OFFICE

WE WILL NOT PROCESS MOTIONS OR CASES WITHOUT A COVERSHEET. ALL DOCUMENTS MUST BE ORIGINALS. USE BLUE INK SO THAT WE CAN DISTINGUISH ORIGINALS FROM COPIES. PLEASE SEND A SELF ADDRESSED, STAMPED ENVELOPE FOR RETURNED COPIES.

NOTE: FOR LEXINGTON COUNTY CLERK OF COURT FORMS – GO TO: [www.sccourts.org/forms](http://www.sccourts.org/forms)

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

**CLOCK IN  
ERROR**

APPEAL FROM LEXINGTON COUNTY  
Court of Common Pleas

Thomas A. Russo, Circuit Court Judge

Case No. 2013-CP-32-1272

US Foodservice, Inc. and Ace  
American Insurance Company  
c/o Gallagher Bassett Services, Inc.

Respondent,

v.

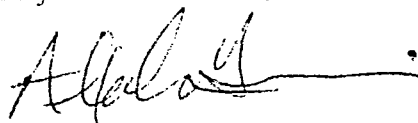
Alexander Guice,

Appellant.

NOTICE OF APPEAL

Alexander Guice appeals the order of the Honorable Thomas A. Russo dated June 10, 2013. Appellant received written notice of entry of the order denying Appellant's motion to reconsider on November 12, 2013.

November 13, 2013



Alexander Guice  
Post Office Box 13281  
Tampa, Florida 33681  
(813) 562-0547  
Pro Se

Other Counsel of Record:  
Erin L. Hantske  
Post Office Box 650007  
Mt. Pleasant, South Carolina 29465  
Attorney for Respondent  
(843) 576-2938

**RECEIVED**

DEC 13 2013

**SC Court of Appeals**

**COUNTY OF LEXINGTON**  
**BETH A. CARRIG**  
**CLERK OF COURT**  
*Lexington County Judicial Center*  
*205 East Main Street*  
*Lexington, S.C. 29072*



Alexander Guice  
P.O. Box 13281  
Tampa, Florida 33681

33681 9-3281 8003

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM LEXINGTON COUNTY  
Court of Common Pleas

Thomas A. Russo, Circuit Court Judge

Case No. 2013-CP-32-1272

US Foodservice, Inc. and Ace  
American Insurance Company  
c/o Gallagher Bassett  
Services, Inc.

Respondent,

v.

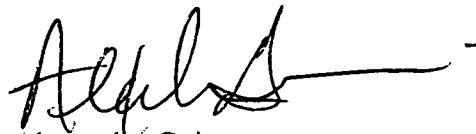
Alexander Guice,

Appellant.

PROOF OF SERVICE

I HEREBY CERTIFY that I provided a copy of correspondence received from the Lexington County Clerk's Office; a response submitted from Alexander Guice to the Lexington County Clerk's Office dated 12/07/2013 and proof of service by placing a copy of the same in the US Postal Service on 12/07/2013 via regular mail, with sufficient first class postage affixed, addressed to the Respondents' attorney of record, Erin L. Hantske, P.O. Box 650007, Mt. Pleasant, SC 29465.

December 7, 2013



Alexander Guice  
Post Office Box 13281  
Tampa, Florida 33681  
(813) 562-0547  
Pro Se

**RECEIVED**

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**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM LEXINGTON COUNTY  
Court of Common Pleas

Thomas A. Russo, Circuit Court Judge

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Case No. 2013-CP-32-1272

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US Foodservice, Inc. and Ace  
American Insurance Company  
c/o Gallagher Bassett  
Services, Inc.

Respondent,

v.

Alexander Guice,

Appellant.

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PROOF OF SERVICE

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I HEREBY CERTIFY that I provided to the respondent a copy of correspondence received from the Lexington County Clerk's Office; a response submitted from Alexander Guice to the Lexington County Clerk's Office dated 12/07/2013 and proof of service by placing a copy of the same in the US Postal Service on 12/07/2013 via regular mail, with sufficient first class postage affixed, addressed to SC Court of Appeals P.O. Box 11629 Columbia, SC 29211.

December 7, 2013



Alexander Guice  
Post Office Box 13281  
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Pro Se