

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

71150

APPEAL FROM ORANGEBURG COUNTY  
Court of Common Pleas

RECEIVED

JAN 31 2014

Richard B. Ness, Special Referee

SC Court of Appeals

Case No. 2009-CP-38-1170

Patrick J. Williams, Frank J. Wallmeyer and  
Mary B. Wallmeyer, ..... Respondents,

v.

F. Carlisle Smith and First Citizens Bank and  
Trust Company, ..... Defendants,

Of whom F. Carlisle Smith is ..... Appellant.

Notice of Appeal

F. Carlisle Smith, by and through his undersigned counsel, hereby appeals the Orders of the Honorable Richard B. Ness, Special Referee for Orangeburg County, dated October 1, 2013, and entered October 3, 2013 and dated December 20, 2013 and entered December 26, 2013. Appellant timely filed a motion pursuant to SCRCF 59(e) on October 14, 2013 directed to the October 1, 2013 order. Appellant received written notice of the entry of the December 26, 2013 order denying his Rule 59(e) motion on December 30, 2013.

January 29, 2014



CALLISON TIGHE & ROBINSON, LLC

Louis H. Lang, Esq. (SC Bar #03127)

Jennifer N. Stone, Esq. (SC Bar #72602)

Callison Tighe & Robinson, LLC

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CERTIFICATE OF SERVICE

I, Louis H. Lang, Esq., counsel for Appellant, of Callison Tighe & Robinson, LLC, certify I have served a copy of the **Notice of Appeal**, by causing a copy of the same to be deposited in the United States mail, with postage prepaid, addressed to counsel of record at the following address:

Gregory G. Williams, Esquire  
Post Office Box 727  
Columbia, South Carolina 29202-0727  
*Attorney for Respondents*

January 29, 2014

  
\_\_\_\_\_  
Louis H. Lang, Esq.

Columbia, South Carolina

10/10/10

10/10/10

**Attn: Crystal Smith**  
**CALLISON TIGHE & ROBINSON, LLC**  
1812 Lincoln Street, Suite 200  
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**Louis H. Lang, Esq. - Member**  
803-404-6900, ext. 3025  
LouisLang@callisontighe.com

CALLISON  TIGHE

January 31, 2014

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SC Court of Appeals

Hon. Tanya Gee  
Clerk, South Carolina Court of Appeals  
1015 Sumter St.  
PO Box 11629  
Columbia SC 29211

Re: *Patrick J. Williams, Frank J. Wallmeyer and Mary B. Wallmeyer v. F. Carlisle Smith and First Citizens Bank and Trust Company, Inc.* (2009-CP-38-1170)

Case Tracking #: Not assigned

Our File No: 5399.001

Dear Ms. Gee:

Enclosed please find the original and a two (2) copies of the following document concerning this matter:

1. Notice of Appeal with Certificate of Service.


Kindly file the same and return a clocked copy to me in the return envelope enclosed for your convenience. Also enclosed, please find our firm's check in the amount of \$100.00 representing the filing fee.

Should you have any questions regarding the foregoing, please do not hesitate to contact me.

With kind regards, I am

Sincerely yours,

CALLISON TIGHE & ROBINSON, LLC

  
Louis H. Lang

LHL/cs

Enclosure

cc: Hon. Richard B. Ness, Special Referee (w/ encl.)  
Hon. Winnifa Brown-Clark, Orangeburg County Clerk of Court (w/ encl.)  
Mr. F. Carlisle Smith (w/o encl.)  
Gregory G. Williams, Esq. (w/ encl.)  
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