

STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM YORK COUNTY  
Court of Common Pleas

S. Jackson Kimball, Master in Equity

Case No. 2012-ES-46-04406

71386

T.D. BANK, N.A., ..... Respondent,

vs.

GLEND A JENKINS,  
DORIS G. JOHNSON, and  
The South Carolina Department of Revenue,  
of whom  
Glenda Jenkins and Doris G. Johnson are ..... Appellants.

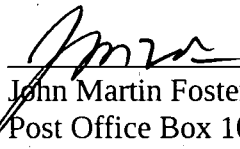
MOTION TO DISMISS APPEAL

Pursuant to Rules 260(c), S.C.A.C.R., the Appellants, by their counsel herein, move this Court to dismiss their appeal, upon such terms as may be fixed by the Court.

The basis of this Motion is the within-cited Rule, the records of this appeal, and any attached affidavit or stipulation of the undersigned, which items are hereby incorporated in this Motion.

WHEREFORE, the Appellants herein move this Court to dismiss their appeal, as set out above, pursuant to Rule 260(c), S.C.A.C.R.

February 21, 2014

  
\_\_\_\_\_  
John Martin Foster  
Post Office Box 106  
Rock Hill, South Carolina 29731  
803 324-8100  
Attorney for Appellants

Other Counsel of Record:

Jaime Leigh Shye  
Riley Pope & Laney, LLC  
Attorneys for Respondent  
PO Box 11412  
Columbia, SC 29211

Milton G. Kimpson  
General Counsel  
South Carolina Department of Revenue  
PO Box 12265  
Columbia, SC 29211

**RECEIVED**

FEB 25 2014

**SC Court of Appeals**

STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM YORK COUNTY  
Court of Common Pleas

S. Jackson Kimball, Master in Equity

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Case No. 2012-ES-46-04406

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T.D. BANK, N.A., ..... Respondent,

vs.

GLEND A JENKINS,  
DORIS G. JOHNSON, and  
The South Carolina Department of Revenue,  
of whom  
Glenda Jenkins and Doris G. Johnson are ..... Appellants.

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PROOF OF SERVICE

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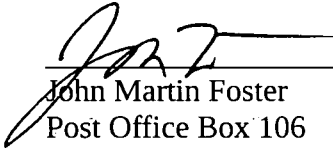
I certify that I have served the Motion to Dismiss the appeal, dated February 21, 2014, on the following counsel or persons of record:

Jaime Leigh Shye  
Riley Pope & Laney, LLC  
Attorneys for Respondent  
PO Box 11412  
Columbia, SC 29211

Milton G. Kimpson  
General Counsel  
South Carolina Department of Revenue  
PO Box 12265  
Columbia, SC 29211

by depositing the same with the United States mail, with sufficient first class postage attached, properly addressed to the clerk of the Court, and with a copy also directed to the respective last known address(es) of those attorney(s) and/or persons set out above, pursuant to Rule 262, S.C.A.C.R.

February 21, 2014

  
\_\_\_\_\_  
John Martin Foster  
Post Office Box 106  
Rock Hill, S. C. 29731-6106  
803 324-8100  
Attorney for Appellants

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FEB 25 2014

**SC Court of Appeals**

**JOHN MARTIN FOSTER**

*Attorney at law*

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223 East Main Street Suite 520      Rock Hill SC      803 324 8109 Fax  
Rock Hill South Carolina 29730      29731-6106      jmfoster@comporium.net

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February 21, 2014

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
1015 Sumter Street  
Post Office Box 11629  
Columbia, SC 29211

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FEB 25 2014

**SC Court of Appeals**

Re: T.D. Bank, N.A., Respondent,  
v. Glenda Jenkins,  
Doris G. Johnson, and  
South Carolina Department of Revenue,  
of whom Lucas Glenda Jenkins and Doris G. Johnson are Appellants.

Case No. 2012-CP-46-04406

Dear Ms. Kitchings:

In accordance with Rule 260(c), S.C.A.C.R., enclosed herewith please find the original and seven (7) copies of the Appellants' Motion to Dismiss the appeal, together with Certificate of Service for the same in the above referenced case. I also enclose our check for the Motion fee of \$25.00.

By copy of this letter, I am serving the attorney for the Respondent with copies of the said Motion, as evidenced by the Certificate of Service. Please return the extra conformed copy to my office in the enclosed self-addressed, stamped envelope. As always, thank you, and your staff, for your assistance in these matters.

Sincerely,

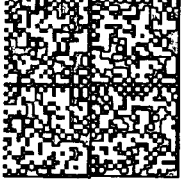
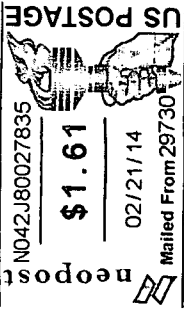


John Martin Foster  
Post Office Box 106  
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803 324-8100  
Attorney for Appellants

jmf  
enclosures

cc: Jaime Leigh Shye  
Riley Pope & Laney, LLC  
Attorneys for Respondent  
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Milton G. Kimpson  
General Counsel  
South Carolina Department of Revenue  
PO Box 12265  
Columbia, SC 29211



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FEB 25 2014

SC Court of Appeals

**John Martin Foster Attorney**

223 East Main St Suite 520

Post Office Box 106

Rock Hill SC 29731-6106

**TO:**

THE HONORABLE JENNY ABBOTT KITCHINGS

CLERK OF THE COURT OF APPEALS

POST OFFICE BOX 11629

COLUMBIA, S.C. 29211