

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

RECEIVED
MAR 10 2014
SC Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

The Honorable R. Markley Dennis, Jr., Circuit Court Judge
Circuit Court Case No. 2010-CP-10-9305

11521

APPELLATE CASE NO.: 2013-001632

Cambridge Lakes HOA,.....Respondent,

v.

Johnson Koola,.....Appellant.

APPELLANT'S MOTION TO DISMISS RESPONDENT'S MOTION TO STRIKE

Appellant pro se hereby moves this Court to enter an Order dismissing the Respondent's Motion to Strike.

On January 24, 2014, Respondent through its attorneys filed a Motion to Strike certain materials from Appellant's Designation of Matter, filed with this Court on September 16, 2013. Simultaneously, Respondent postponed the filing of the Respondent's Initial Brief and Designation of Matter, which was due on Feb. 3, 2014, without the approval of the Court of Appeals.

A reading of Rule 240 (b), SCACR, instructs that the time limits imposed by Court rules shall not be stayed by the filing of a motion or petition except for a motion to

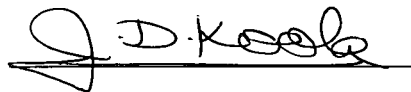
dismiss or a motion to relieve counsel. Respondent is in violation of the Appellate Court rules with respect to time limits imposed by the Court rules.

This Court, by an Order dated December 4, 2013 following Dismissal of Respondent's Motion to Dismiss Appellant's Appeal, advised that the Respondent's initial brief and designation of matter must be served by January 4, 2014. This Court, by another Order dated Dec. 20, 2013, granted Respondent's Request for an extension of time to Feb. 3, 2014. Respondent has now violated the Feb. 3, 2014 deadline without prior Court Order.

Conclusion

For the reasons stated above, Appellant pro se respectfully requests that the Court of Appeals dismiss Respondent's Motion to Strike and grant any other relief available to Appellant pro se under Court rules.

Respectfully submitted,



Johnson D. Koola
1587 Cambridge Lakes Dr.
Mt. Pleasant, SC 29464
(843) 849-9241

Appellant pro se

Mt. Pleasant, SC
March 08, 2014

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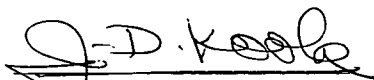
PROOF OF SERVICE

I, appellant pro se, under penalty of perjury, certify that on March 8, 2014, I served a copy of Appellant's Motion to Dismiss Respondent's Motion to Strike by mailing a true copy of the same to the following counsels of record for the respondent:

Eugene P. Corrigan III, Esq.
Corrigan & Chandler, LLC
16, Charlotte St., St. B
Charleston, SC 29403

Lydia P. Brooks, Esq.
Krawcheck and Davidson, LLC
9 State Street
Charleston, SC 29401

Dated: Mt. Pleasant, SC
March 8, 2014


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Appellant pro se
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MAR 10 2014

SC Court of Appeals

March 8, 2014

The Hon. Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1015 Sumter Street
Columbia, S.C. 29201

Re: Cambridge Lakes HOA v. Johnson Koola
Appeal Case No.: 2013-001632

Sub: Appellant's Motion to Dismiss Respondent's Motion to Strike

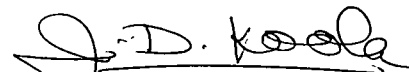
Dear Honorable Kitchings:

I am the appellant pro se in the above appeal, Cambridge Lakes HOA v. Johnson Koola, Appeal case No.: 2013-001632.

I am writing to file Appellant's Motion to Dismiss Respondent's Motion to Strike. Enclosed please find seven copies of the appellant's Motion to Dismiss and a check in the amount of \$25.00 toward the filing fee. Original Certificates of Service are attached to each document. I am serving a copy of this letter and enclosures to the counsels on record for the respondent.

I thank you in advance for your kind efforts to accept the appellant's Motion to Dismiss Respondent's Motion to Strike

Sincerely yours,


Johnson Koola

CC: Eugene P. Corrigan III, Esq.
Corrigan & Chandler, LLC

Lydia P. Brooks, Esq.
Krawcheck and Davidson, LLC