

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Commons Pleas

R. Markley Dennis Jr., Circuit Court Judge

Case No. 2010-CP-10-9305

RECEIVED

MAR 14 2014

SC Court of Appeals

Cambridge Lakes HOA,..... Respondent,

v.

Johnson Koola,.....Appellant.

**RESPONDENT'S RETURN TO
APPELLANT'S MOTION TO DISMISS**

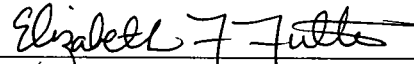
Respondent, by and through its undersigned counsel, hereby submits this Return to Appellant's Motion to Dismiss Respondent's Motion to Strike filed March 8, 2014 ("Motion to Dismiss").

Appellant asks this Court to dismiss Respondent's Motion to Strike filed January 24, 2014, because Respondent did not file its Initial Brief by the February 3, 2014 deadline. However, in its Motion to Strike, Respondent requested the Court extend the deadline for Respondent's Initial Brief and Designation of Matter to thirty (30) days after the later date that this Motion would be ruled upon or following any amended filings by Appellant.

Furthermore, Respondent's Motion to Dismiss requests this Court strike certain materials improperly included in Appellant's Designation of Matter. As these materials substantively affect how Appellant may present his arguments and supporting evidence, Respondent cannot file its responsive brief until this matter is resolved.

For the reasons stated above, Respondent respectfully asks that Appellant's Motion to Dismiss be denied.

Respectfully submitted,



Eugene P. Corrigan III
Elizabeth F. Fulton
CORRIGAN & CHANDLER LLC
PO Box 547
Charleston, SC 29402
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Fax: (843) 577-5650

ATTORNEYS FOR RESPONDENT
CAMBRIDGE LAKES HOA

March 12, 2014

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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R. Markley Dennis Jr., Circuit Court Judge

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PROOF OF SERVICE

I certify that I have served the foregoing **RESPONDENT'S RETURN TO APPELLANT'S MOTION TO DISMISS** on all parties of record by depositing a copy of it in the United States Mail, postage prepaid, on March 12, 2014, addressed to their attorneys of record as follows:

Johnson Koola, *pro se*
1587 Cambridge Lakes Drive
Mt. Pleasant, SC 29464

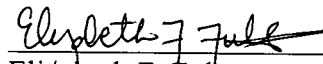
Lydia P. Brooks, Esquire
Krawcheck and Davidson, LLC
9 State Street
Charleston, SC 29401

Appellant pro se

*Attorneys for Respondent Cambridge Lakes
HOA*

[SIGNATURE PAGE TO FOLLOW]

March 12, 2014



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REPLY TO:
P.O. Box 547
Charleston, SC 29402

March 12, 2014

VIA U.S. MAIL

The Honorable Jennie Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
1015 Sumter St.
Columbia, SC 29211

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MAR 14 2014

SC Court of Appeals

Re: *Cambridge Lakes HOA, Respondent, v. Johnson Koola, Appellant*
Case No. 2010-CP-10-9305
Appellate Case No. 2013-001632

Dear Ms. Kitchings:

We represent Respondent Cambridge Lakes HOA in the above-referenced case. Enclosed, please find one (1) original and seven (7) copies of *Respondent's Return to Appellant's Motion to Dismiss Respondent's Motion to Strike*. Please file the original and required copies and return one of the file-stamped copies in the enclosed self-addressed stamped envelope.

By copy of this letter, we are serving all counsel of record and *pro se* Appellant with a copy of the motion.

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

With highest professional regards, I am

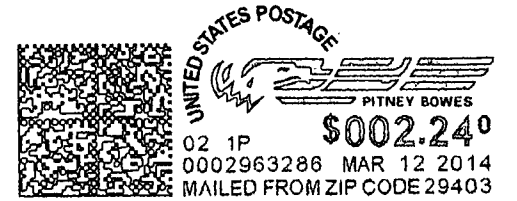
Sincerely yours,



Elizabeth F. Fulton

Enclosures (as noted)

cc: Johnson Koola, *pro se*
Lydia P. Brooks, Esquire



CORRIGAN & CHANDLER LLC

ATTORNEYS AT LAW

P.O. BOX 547
CHARLESTON, SOUTH CAROLINA 29402

The Honorable Jennie Abbott Kitchings
South Carolina Court of Appeals
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