

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

Robert A. Smoak, Jr., Circuit Court Judge

Case No. 2008-CP-02-02090

Ridge Environmental, LLC,

Respondent,

v.

Blue Star Rental & Sales, Inc.,

Appellant.

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MAY 20 2011

SC Court of Appeals
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NOTICE OF APPEAL

Blue Star Rental & Sales, Inc. appeals the order of the Honorable Robert A. Smoak, Jr. dated April 21, 2011. Appellant received written notice of entry of this order on April 21, 2011.

This 20th day of May, 2011.

Tucker S. Player
1415 Broad River Road
Columbia, South Carolina 29210

Attorney for Appellant,

Other Counsel of Record:
R. Randy Edwards
2950 Atlanta Road
Smyrna, Georgia 30080

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

Robert A. Smoak, Jr., Circuit Court Judge

Case No. 2008-CP-02-02090

Ridge Environmental, LLC,

Respondent,

v.

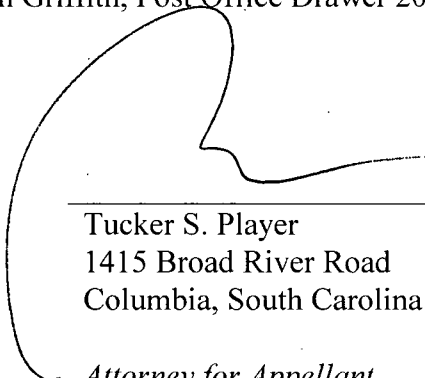
Blue Star Rental & Sales, Inc.,

Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Ridge Environmental, LLC by depositing a copy of the same in the United States Mail, postage prepaid, on May 19, 2011, addressed to its attorney of record, M. Anderson Griffith, Post Office Drawer 2009, Aiken, South Carolina 29802-2009.

This 20th day of May, 2011.



Tucker S. Player
1415 Broad River Road
Columbia, South Carolina 29210

Attorney for Appellant

Other Counsel of Record:
R. Randy Edwards
2950 Atlanta Road
Smyrna, Georgia 30080

RECEIVED
MAY 20 2011
SC Court of Appeals



PLAYER
PLAYER LAW FIRM, LLC

From the desk of
Tucker S. Player
Attorney at Law

Licensed in Georgia & South Carolina

May 19, 2011

The Honorable Tanya A. Gee
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RECEIVED
MAY 20 2011

SC Court of Appeals

RE: Ridge Environmental, LLC, Respondent v. Blue Star Rental & Sales, Inc.,
Appellant, Case No. 2008-CP-02-02090

Dear Ms. Gee:

Enclosed for filing is a notice of appeal in the above case. Also enclosed are the following:

- (1) Proof of service of the notice of appeal on the Respondent.
- (2) A copy of the order which is to be challenged on appeal.
- (3) A filing fee of \$100.

Sincerely,

Tucker S. Player
1415 Broad River Road
Columbia, South Carolina 29210

Attorney for Appellant

CC: R. Randy Edwards
2950 Atlanta Road
Smyrna, Georgia 30080

STATE OF SOUTH CAROLINA)

IN THE COURT OF COMMON PLEAS

COUNTY OF AIKEN)

Blue Star Rental & Sales, Inc.)

CASE NO.: 08-CP-02-02090

Plaintiff,)

vs.)

Ridge Environmental, LLC)

Defendant.)

RECEIVED

MAY 20 2011

ORDER

SC Court of Appeals

FILED 21 April 2011

Liz Godard
C.C.P. & G.S.

12:00 PM Angel Miles am
Deputy Clerk

This action involves damages allegedly suffered by the plaintiff in connection with the lease of a piece of heavy equipment by the plaintiff to the defendant. Initially, there was a second defendant in this action, an insurance brokerage firm, but this defendant successfully interposed a motion for summary judgment and was dismissed from the case.

The matter is complex and required more than a full day of trial. Almost one hundred exhibits were offered into evidence, together with testimony from several witnesses. Detailed post-trial briefs were submitted to the court by the remaining parties. Largely because the positions of the respective parties were summarized in the post-trial briefs, the court did not have occasion to review the initial pleadings until well along in the deliberation process. Upon reviewing them, the court discovered for the first time that the summons and complaint in this case were executed by Randall Chafin, an officer of the plaintiff who is not a licensed South Carolina attorney. Answers to the complaint were served by both (then) defendants upon Mr. Chafin. This action was commenced by the filing of the summons and complaint on December 19, 2008. The first time any appearance by qualified counsel for the plaintiff in this case appears of record is a notice from the South Carolina Supreme Court dated November 2009 that Randy Edwards (a member of the Georgia Bar) had applied for admission pro hac vice in this case. From that point

STATE OF SOUTH CAROLINA
COUNTY OF AIKEN
I, Liz Godard, Clerk of Court of Common Pleas and General Sessions for Aiken County, South Carolina, do hereby certify that the foregoing constitutes a true and correct copy of the original documents which have been filed in my office this
21 day of April 2011
Liz Godard
C.C.P. & G.A., Aiken County, S.C.
Deputy Clerk Angel Miles am

on, Mr. Edwards (and associated South Carolina counsel, Tucker S. Player) appear as counsel of record for the plaintiff herein.

The record contains no indication that any attempt to cure the improper commencement of this case without qualified counsel has been made other than the subsequent (eleven months into the proceeding) employment of counsel. By fax communication to all attorneys of record dated April 5, 2011, this court inquired as to whether any efforts to that end might have occurred which do not appear of record. Mr. Edwards responded that he was not aware of any. In his fax communication dated April 8, 2011, Mr. Edwards went on to state that, in his opinion "...the commencement of an action on behalf of a corporation by an individual not licensed as an attorney in South Carolina"... is harmless and a collateral matter..." which should not have any effect on the case. In support of his position, Mr. Edwards cites the South Carolina Court of Appeals case of The Roof Doctor v. Birchwood Holdings, Ltd., 366 S.C. 637, 622 S.E. 2d 746 (2005) and cases referenced therein. He further stated that "(t)he Court of Appeals noted that the South Carolina Supreme Court has not addressed the appropriate remedy in cases where a corporation is represented by a non lawyer." What the Court of Appeals actually said was "(w)e conclude our Supreme Court has not yet addressed the issue of a remedy in the circumstances present in this case." The actual issue in The Roof Doctor case concerned whether a magistrate erred in permitting a non-lawyer to represent the defendant corporation in the magistrate's court in the absence of a written authorization from an appropriate officer of the corporation. Unlike in circuit court proceedings, our Supreme Court now permits business entities to be represented by non lawyers in civil magistrate court proceedings. In re Unauthorized Practice of Law, 309 S.C. 304, 422 S.E. 2d 123 (1992).

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As to the precise issue herein, the Supreme Court did in fact file an opinion in the case of Renaissance Enterprises, Inc. v. Summit Teleservices, Inc. 334 S.C. 649, 515 S.E. 2d 257 (1999) in which it conclusively held that a non-lawyer may not represent a corporation in circuit or appellate courts. In that case, the court remanded the case "...to the Court of Appeals for further proceedings consistent with this opinion..." The court did not elaborate as to what proceedings it had in mind, nor did it say what the exact ramifications of improper representation by a non-lawyer should be such a case. However, in the later case of Sharon Brown, Administratrix of the Estate of Ronnie Lee Brown v. Suzanne E. Coe (2005), the court addressed the issue in detail. The case before the court at that time involved the representation of an estate by a non-lawyer personal representative in the appellate courts of this state, which the court held constituted the unauthorized practice of law. After finding that it had not ever specifically addressed this issue, the court discussed decisions from other jurisdictions, some of which held that actions brought under such circumstances constituted nullities and could not be salvaged. The court declined to make the same ruling in the case before it based upon two extenuating circumstances. First, there was no previous case addressing the exact issue and, second, it appeared that the appellant had represented the estate "...in three previous appellate proceedings, leading her to believe that such was acceptable." Accordingly, the court granted leave to the appellant to employ counsel within a reasonable time. In its decision, the court discussed instances of unauthorized practice of law separate and apart from the one before it in that case, including revisiting the Renaissance Enterprises, case. As to that case, the court stated (as noted above) that it had remanded the case to the Court of Appeals for "...further proceedings consistent with its opinion, which presumably included retaining counsel to represent the corporation." One must recall that when it handed down the Renaissance Enterprises decision, the Supreme Court held that "... (w)e have never ruled

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on the issue whether a non-lawyer can represent a corporation in circuit or appellate courts. We now hold a non-lawyer cannot represent a corporation in circuit or appellate courts." In other words the court found that the lack of a ruling by it on the precise issue constituted extenuating circumstances which warranted allowing the corporate petitioner time to employ legal counsel.

No such extenuating circumstances exist in the present case. The Renaissance Enterprises case absolutely prohibits a lay person from commencing and prosecuting an action in this court and this court cannot discern from the authorities cited above any leeway to declare that the plaintiff cured the defect by employing counsel eleven months into the proceeding, absent guidance from a higher court. A rule of law may not be abrogated by consent or waiver, much less by acquiescence. This court cannot ignore the rule. To summarily dismiss this action seems unduly harsh, particularly in view of the fact that any applicable statute of limitation has probably elapsed by this time, but our appellate courts, in recently addressing the unauthorized practice of law by non-lawyers handling real estate closings, have imposed similarly harsh penalties. Accordingly, this court must find that this case be dismissed.

AND IT IS SO ORDERED.

April 21, 2011.
Aiken, South Carolina


Robert A. Smoak, Jr.
Master-in-Equity

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ADDENDUM TO ORDER

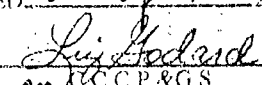
As stated hereinabove, the undersigned sent a fax communication to all attorneys of record under date of April 5, 2011 inquiring whether any proceedings concerning efforts to cure the unauthorized practice of law issue might have occurred, but which did not appear in the record of this case. In the communication the undersigned requested that any responses be made within ten days. As noted, the court received a response from Mr. Edwards by fax on April 8, 2011. The court did not receive a response from Mr. Griffith until April 19, 2011. By the time the court received Mr. Griffith's communication, the court had already drafted the above order and was in the process of proof-reading it. Accordingly, Mr. Griffith's response did not affect this court's decision in any way. Competent authority cited therein was already incorporated into the draft order. The unpublished opinion cited therein had no bearing on the court's decision. The undersigned was thoroughly familiar with the unpublished opinion (having been the trial judge in the underlying case) but did not cite it in the order because it lacked precedential value.

April 21,
Aiken, South Carolina

2011.



Robert A. Smoak, Jr.
Master-in-Equity

FILED 21 April 20 11

C.C.P. & G.S.
12:00 pm Angel Miles pm
Deputy Clerk

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STATE OF SOUTH CAROLINA

COUNTY OF AIKEN

IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE

CASE NO: 2008CP0202090

BLUE STAR RENTAL & SAL vs. Ridge Environmental II

CHECK ONE:

- ☐ **JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- ☒ **DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.
- ☐ **ACTION DISMISSED (CHECK REASON):** ☐ Rule 12(b), SCRPC; ☐ Rule 41(a),
SCRPC (Vol. Nonsuit); ☐ Rule 43(k), SCRPC (Settled); ☐ Other: _____
- ☐ **ACTION STRICKEN (CHECK REASON):** ☐ Rule 40(j) SCRPC; ☐ Bankruptcy;
☐ Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award;
☐ Other: _____
- ☐ **DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**
☐ Affirmed; ☐ Reversed; ☐ Remanded;
☐ Other: _____

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: ☒ See attached order; ☐ Statement of Judgment by the Court;

Dated at Aiken, South Carolina, this 21st day of April, 2011.

Court Reporter: _____

PRESIDING JUDGE - _____

This judgment was entered on the 21st day of April, 2011, and a copy mailed first class this 21st day of April, 2011, to attorneys of record or to parties (when appearing pro se) as follows:

Randall Chafin 1007 Belvedere-Clearwater Road North
Augusta, SC 29841
Tucker S. Player Player Law Firm, LLC P.O. Box 21005
Columbia, SC 29221

M. Anderson Griffith Busbee Hunter & Griffith P.O. Drawer
2009 Aiken, SC 29801
Neal W. Dickert Hull Towill Norman Barrett & Salley, PC
P.O. Box 1564 Augusta, GA 309031564

Copy to Master

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

Liz Godard by Angel Miles

Liz Godard - Clerk of Court



The South Carolina Court of Appeals

TANYA A. GEE
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1015 SUMTER STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

June 13, 2011

Tucker S. Player, Esquire
Player Law Firm, LLC
1415 Broad River Rd.
Columbia, SC 29210

Re: Blue Star Rental v. Ridge Environmental
Case Tracking #: 2011192411

Dear Mr. Player:

This office has received your Notice of Appeal in the above matter. It has been assigned the Case Tracking Number that appears above. Please use this number on all future correspondence relating to this matter.

I do wish to call the attention of the parties to the attached order relating to the inclusion of personal data identifiers and other sensitive information in documents filed with the Supreme Court of South Carolina and the South Carolina Court of Appeals. Please note that the responsibility for insuring that information is redacted or sealed as required by this order rests with counsel and the parties. This office will not review filings for redaction or to determine if materials should be sealed.

Very truly yours,

V. Claire Allen, Deputy
CLERK

TAG/ec

cc: M. Anderson Griffith, Esquire
The Honorable Liz Godard



The South Carolina Court of Appeals

TANYA A. GEE
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1015 SUMTER STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

June 13, 2011

Tucker S. Player, Esquire
Player Law Firm, LLC
1415 Broad River Rd.
Columbia, SC 29210

Re: Blue Star Rental v. Ridge Environmental
Case Tracking #: 2011192411

Dear Mr. Player:

We have received your Notice of Appeal in the case noted above. This case will be docketed in the Court of Appeals and all communications concerning this case, including motions and petitions, initial and final briefs, and the Record on Appeal, should be directed to and filed in this Court. For all filings, please note the requirements of Rule 267(a) of the South Carolina Appellate Court Rules, and be further advised that Court of Appeals policy requires the firm name of any counsel shown must be included in his or her address.

We suggest that large parcels such as copies of final briefs and the Record On Appeal be sent directly to the Court via the street address: 1015 Sumter Street, Columbia, S.C. 29201. Thank you for your attention to this. Failure to file in the proper court may result in the dismissal of your appeal.

PLEASE BE ADVISED that, pursuant to Rule 207 of the South Carolina Appellate Court Rules, the transcript must be ordered within ten (10) days of the proof of service of the Notice of Appeal and you must provide this Court, opposing counsel, and the Office of Court Administration with all correspondence regarding the transcript. It is also Appellant's responsibility to make satisfactory arrangements (including agreement regarding payment for the transcript) with the Court Reporter for furnishing the transcript. You are reminded of the

notification requirements of Rule 207(a)(5), SCACR, also, please attach the Court in writing upon receipt of the transcript.

NOTE: If you believe this case has been improperly filed in the Court of Appeals, by reason of the limitations set forth in S.C. Code Ann. Section 14-8-200(b)(1998), as amended June 1, 1999, notify the Clerk's office of the Court of Appeals immediately. The cited Code Section prohibits the Court of Appeals from hearing appeals in seven classes of cases:

- 1) any final judgment from the circuit court which includes a sentence of death;
- 2) any final judgment from the circuit court setting public utility rates pursuant to Title 58;
- 3) any final judgment involving a challenge on state or federal grounds to the constitutionality of a state law or county or municipal ordinance where the principal issue is the constitutionality of the law or ordinance;
- 4) any final judgment from the circuit court involving the authorization, issuance, or proposed issuance of general obligation debt, revenue, institutional, industrial, or hospital bonds of the state, its agencies, political subdivisions, public service districts, counties, and municipalities or any other indebtedness now or hereafter authorized by Article X of the Constitution of this state;
- 5) any final judgment from the circuit court pertaining to elections and election procedure;
- 6) any order limiting an investigation by a State Grand Jury under S.C. Code Ann. Section 14-7-1630;
- 7) any order of the family court relating to an abortion by a minor under S.C. Code Ann. Section 44-41-33.

Very truly yours,
Tanya A. Gee
CLERK


TAG/ec

cc: M. Anderson Griffith, Esquire
The Honorable Liz Godard

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

Robert A. Smoak, Jr., Circuit Court Judge

Case No. 2008-CP-02-02090

Ridge Environmental, LLC,

Respondent,

v.

Blue Star Rental & Sales, Inc.,

Appellant.

AMENDED NOTICE OF APPEAL

Blue Star Rental & Sales, Inc. appeals the orders of the Honorable Robert A. Smoak, Jr. dated June 1, 2011 denying Appellant's Motion for Reconsideration and April 21, 2011 dismissing Plaintiff's Complaint. Appellant received written notice of entry of the June 1, 2011 Order on June 6, 2011.

This 5th day of July, 2011.

Tucker S. Player
1415 Broad River Road
Columbia, South Carolina 29210

R. Randy Edwards
2950 Atlanta Road
Smyrna, Georgia 30080

Attorneys for Appellant,

Other Counsel of Record:
M. ANDERSON GRIFFITH, ESEQ.
BUSBEE, HUNTER, GRIFFITH
P.O. DRAWER 2009
147 NEWBERRY STREET
AIKEN, SC 29802-2009

RECEIVED
JUL 05 2011
SC Court of Appeals

STATE OF SOUTH CAROLINA

COUNTY OF AIKEN

Blue Star Rental & Sales, Inc.

Plaintiff,

vs.

Ridge Environmental, LLC

Defendant.

IN THE COURT OF COMMON PLEAS

CASE NO.: 08-CP-02-02090

**ORDER AS TO PLAINTIFF'S
MOTION FOR
RECONSIDERATION**

By Order dated and filed April 21, 2011 this Court ordered that this case be dismissed because it had been improperly commenced by a person (an officer of the plaintiff corporation who was not a licensed member of the South Carolina Bar), although it appeared that qualified counsel had later been retained by the plaintiff to continue the prosecution of the case.

Plaintiff's counsel filed a motion for reconsideration of said Order on May 10, 2011, after first faxing to the undersigned a request to reconsider and vacate, in detail, together with various exhibits. Upon receipt of the formal motion, the Clerk of Court raised the question as to whether the primary attorney for the plaintiff in this case, R. Randy Edwards, a member of the Georgia Bar, had ever been formally admitted to appear pro hac vice in this case, although a copy of his application to do so submitted to the South Carolina Supreme Court was of record herein. This issue was addressed by the Resident and Chief Administrative Judge for the Second Judicial Circuit, Judge Doyet A. Early, III on May 25, 2011. By order of that date, Judge Early held that the required proceedings, to admit Mr. Edwards pro hac vice, though oversight, had never been completed, but in his order, Judge Early ordered said admission nunc pro tunc, retroactive to November 19, 2009, thus clearing the way for the undersigned to consider and rule on the pending motion.

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Liz Hodard
S.C.C.P. & G.S.
Anita Knoepfle
Deputy Clerk

RECEIVED
JUL 05 2011
SC Court of Appeals

The reason for this discussion is that it now appears that the plaintiff, through associated counsel, Tucker S. Player, served a notice of appeal to the South Carolina Court of Appeals in this case upon defendant's counsel on May 19, 2011. A copy of the Notice of Appeal and the Proof of Service, both dated May 20, 2011, were filed with the Clerk of this Court on May 23, 2011, prior to Judge Early's order and, of course, prior to this one. The undersigned is in a quandary as to the status of this case. If Rule 205 of the South Carolina Appellate Court Rules applies without exception, or if the Notice of Appeal has already been filed with the Clerk of the Court of Appeals, this court may no longer have jurisdiction to enter orders in this case.

Should it appear that the appeal is pending and/or should the Court of Appeals determine that the appeal was filed prematurely and remand the case to this court for the disposition of this motion, a procedural problem will result because a Rule 59 motion may be heard only by the trial judge who presided in the case and the undersigned anticipates being retired from office as of June 1, 2011. The undersigned is proceeding with ruling on this motion presuming that this court continues to have jurisdiction to do so.

In its discretion, due to time constraints and with the consent of all attorneys of record, the court decides this motion without oral argument thereon.

The court finds that the Plaintiff in its argument in favor of its motion has placed entirely too much emphasis on the language in the prior Order concerning a lapse of eleven months from the commencement of the action before an appearance by (apparently qualified) counsel appears in the file of the case. The court did not intend to stress the length of time involved, although it did note it. The fact that the case was commenced by an unauthorized person is the governing factor. Even though it now appears that the Plaintiff retained the Georgia law firm to represent it as early as March of 2009, proceedings to obtain the pro hac vice admission of Mr. Edwards were not

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commenced until October of 2009. None of this matters, however, because the court holds, in accordance with its earlier Order, that the case was fatally defective from the start.

Next, the court finds that Mr. Edwards' contention that The Roof Doctor case (cited in the Court's prior Order) should be taken as authority for the proposition that since that case held "that any unauthorized practice of law before the magistrate was a collateral matter not entitling [appellant] to reversal on appeal" that it should also be, a collateral matter in Circuit Court is considerably off base. Rather than quote verbatim from its prior Order, the court calls attention to the language therein commencing on the sixth line from the bottom of Page 2 thereof beginning with... "(t) the actual issue in The Roof Doctor... case and ending on the eighth line from the top of Page 4 thereof ending with "...cured the defect." As to the other arguments made by Plaintiff's counsel in support of its motion, the court declines to be persuaded by decisions from other jurisdictions and reiterates the last two lower case sentences on Page 4 of its prior Order.

Accordingly, and once again assuming that it has the authority to do so, the court finds that the motion should be dismissed and that its prior Order of April 21, 2011 should stand as written.

AND IT IS SO ORDERED

May 31,
Aiken, South Carolina

2011.



Robert A. Smoak, Jr.
Master-in-Equity

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STATE OF SOUTH CAROLINA

JUDGMENT IN A /IL CASE

COUNTY OF AIKEN

CASE NO: 2008CP0202090

IN THE COURT OF COMMON PLEAS

BLUE STAR RENTAL & SAL vs. Ridge Environmental II

CHECK ONE:

- ☐ **JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- ☒ **DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.
- ☐ **ACTION DISMISSED (CHECK REASON):** ☐ Rule 12(b), SCRCP; ☐ Rule 41(a), SCRCP (Vol. Nonsuit); ☐ Rule 43(k), SCRCP (Settled); ☐ Other: _____
- ☐ **ACTION STRICKEN (CHECK REASON):** ☐ Rule 40(j) SCRCP; ☐ Bankruptcy; ☐ Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award; ☐ Other: _____
- ☐ **DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**
☐ Affirmed; ☐ Reversed; ☐ Remanded; ☐ Other: _____

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: ☒ See attached order; ☐ Statement of Judgment by the Court:

Dated at Aiken, South Carolina, this 1st day of June, 2011.

Court Reporter: _____

PRESIDING JUDGE - _____

This judgment was entered on the 1st day of June, 2011, and a copy mailed first class this 1st day of June, 2011, to attorneys of record or to parties (when appearing pro se) as follows:

Tucker S. Player Player Law Firm, LLC P.O. Box
21005 Columbia, SC 29221

M. Anderson Griffith Busbee Hunter & Griffith
P.O. Drawer 2009 Aiken, SC 29801

Master

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

Liz Godard by V. Knepple

Liz Godard - Clerk of Court

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

Robert A. Smoak, Jr., Circuit Court Judge

Case No. 2008-CP-02-02090

Ridge Environmental, LLC,

Respondent,

v.

Blue Star Rental & Sales, Inc.,

Appellant.

RECEIVED
JUL 05 2011
SC Court of Appeals

PROOF OF SERVICE

I certify that I have served the Amended Notice of Appeal on Ridge Environmental, LLC by depositing a copy of the same in the United States Mail, postage prepaid, on May 19, 2011, addressed to its attorney of record, M. Anderson Griffith, Post Office Drawer 2009, Aiken, South Carolina 29802-2009 and Mark Vaughn, 1315 West Martintown Rd., North Augusta, SC 29860.

This 5th day of July, 2011.

Tucker S. Player
1415 Broad River Road
Columbia, South Carolina 29210

R. Randy Edwards
2950 Atlanta Road
Smyrna, Georgia 30080

Attorneys for Appellant,

Other Counsel of Record:
M. ANDERSON GRIFFITH, ESEQ.
BUSBEE, HUNTER, GRIFFITH
P.O. DRAWER 2009
147 NEWBERRY STREET
AIKEN, SC 29802-2009



PLAYER
PLAYER LAW FIRM, LLC



From the desk of
Tucker S. Player
Attorney at Law

Licensed in Georgia & South Carolina

July 5, 2011

Ashley James
P.O Box 2474
Aiken, SC 29802

RE: Request for transcript
Blue Star Rental vs. Ridge Environmental
Case No. 2008-CP-02-02090

Dear Ms. James:

In early 2011, a hearing was held before the Honorable Robert Smoak in Aiken County in the above-referenced matter. The hearing was for a bench trial before Judge Smoak. Sharon Dehart verified that you were the court reporter for that hearing. Please provide me with a full transcript of the proceedings. I also need any transcripts that may exist pertaining to Plaintiff's motion for reconsideration. I agree to pay the per page charge for this transcript as provided by Rule 607, SCACR. In addition, I will be providing the \$1200.00 initial retainer within the next 10 days. Please contact me immediately if you need any additional information.

Sincerely,

Tucker S. Player

Cc: Anderson Griffith, Esq.
Ridge Environmental
S.C. Court Administration
Clerk of Court for the SC Court of Appeals

RECEIVED
JUL 05 2011
SC COURT OF APPEALS



The South Carolina Court of Appeals

TANYA A. GEE
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1015 SUMTER STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

September 20, 2011

Tucker S. Player, Esquire
Player Law Firm, LLC
1415 Broad River Rd.
Columbia, SC 29210

Re: Blue Star Rental v. Ridge Environmental
Case Tracking #: 2011192411

Dear Mr. Player:

Please provide a written update regarding the status of the transcript in this matter within ten days of the date of this letter.

Very truly yours,

V. Claire Allen, Deputy
CLERK

TAG/ec

cc: M. Anderson Griffith, Esquire



PLAYER
PLAYER LAW FIRM, LLC

From the desk of
Tucker S. Player
Attorney at Law

Licensed in Georgia & South Carolina

October 4, 2011

SC Court of Appeals
Attn: Elizabeth
PO Box 11629
Columbia, SC 29211

RE: Blue Star Rental vs. Ridge Environmental
Case No. 2008-CP-02-02090

Dear Elizabeth:

Pursuant to our telephone conversation of October 3, 2011, please accept this correspondence as a verification that I spoke with Ashley James of Aiken Reporting. She will be requesting an extension of time to complete the transcript from the court administration. Ms. James indicated she had never done it before and actually needed me to provide her with the address to send the request. I expect we will hear something from Court Administration soon. If there is anything else you need from me with regard to this appeal please contact me immediately. With warm regards, I am

Sincerely,

Tucker S. Player

TSP/edk

RECEIVED

OCT 05 2011

SC Court of Appeals



From the desk of
Tucker S. Player
Attorney at Law

Licensed in Georgia & South Carolina

November 21, 2011

South Carolina Court of Appeals
Attn: Kenneth Richstad
1015 Sumter Street
Columbia, SC 29201

**RE: Blue Star Rental & Sales, Inc. v. Ridge Environmental, LLC and
United Truckers Services, Inc.
Case No.: 08-CP-02-2090
Our File No.: CIV-58-07**

Dear Mr. Richstad:

Please be advised that I have received the transcript from the court reporter with regard to the above referenced matter. Initial briefs will be due 30 days from the date of the filing of the Notice of Appeal.

Sincerely,

Tucker S. Player

Enclosure(s) as stated

Cc: M. Anderson Griffith, Eseq.
Busbee, Hunter, Griffith
P.O. Drawer 2009
147 Newberry Street
Aiken, SC 29802-2009

RECEIVED

NOV 22 2011

SC Court of Appeals

Columbia Office:
1415 Broad River Road
Columbia, South Carolina 29210

Mailing Address:
Post Office Box 21005
Columbia, South Carolina 29221

P 803.772.8008
F 803.772.8037
E Tucker@PlayerLawFirm.com



From the desk of
Tucker S. Player
Attorney at Law

Licensed in Georgia & South Carolina

December 13, 2011

South Carolina Court of Appeals
Attn: Kenneth Richstad
1015 Sumter Street
Columbia, SC 29201

**RE: Blue Star Rental & Sales, Inc. v. Ridge Environmental, LLC and
United Truckers Services, Inc.
Case No.: 08-CP-02-2090
Our File No.: CIV-58-07**

Dear Mr. Richstad:

I represent the appellants in the above referenced appeal. Our Initial Brief and Designation of Matter are due to be served and filed on December 15, 2011. Because of a heavy deposition, mediation and hearing schedule during the month of December, I respectfully request a 30-day extension of this deadline which would make the brief due on January 14, 2012. No prior extension of this deadline has been sought. I have enclosed a check in the amount of \$25.00 to cover the motion filing fee.

By copy of this letter to opposing counsel, I am advising Respondent of this request. Thank you for your assistance.

Sincerely,

Tucker S. Player

Enclosure(s) as stated

Cc: M. Anderson Griffith, Esq.
Busbee, Hunter, Griffith
P.O. Drawer 2009
147 Newberry Street
Aiken, SC 29802-2009

RECEIVED

DEC 13 2011

SC Court of Appeals

12/15/11
T-16-a

Columbia Office:
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Columbia, South Carolina 29221

P 803.772.8008
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E Tucker@PlayerLawFirm.com

The South Carolina Court of Appeals

Blue Star Rental & Sales, Inc.,

Appellant,

v.

Ridge Environmental, LLC,

Respondent.

The Honorable Robert A. Smoak, Jr.
Aiken County
Trial Court Case No. 2008-CP-02-02090

ORDER

For good cause having been shown, the time for serving and filing the Appellant's Initial Brief and Designation of Matter in the above entitled matter is hereby extended until January 16, 2012.

IT IS SO ORDERED.

JOHN CANNON FEW, CHIEF JUDGE
For the Court

BY V. Claire Allen, Deputy
CLERK

Columbia, South Carolina

cc: Tucker S. Player, Esquire
M. Anderson Griffith, Esquire

FILED
12/30/11 *YE*

January 3, 2012

South Carolina Court of Appeals

Attn: Ms. Tanya Gee

1015 Sumter Street

Columbia, SC 29201

RECEIVED
JAN 05 2012
SC Court of Appeals

Re: Blue Star Rental & Sales Inc. v. Ridge Environmental LLC

Case # 08-CP-02-2090 File # CIV-58-07

Ms. Gee,

I wanted to thank you for your help last year in trying to make sense of how all the legal processes work with the court of appeals after our case was dismissed in Aiken, SC by Judge Smoak. As you are aware, Mr. Griffith, with Busbee, Hunter, Griffith located in Aiken, SC was my attorney in the prior court hearing. I was notified by Mr. Griffith that he would be accepting a position as Master in Equity in Aiken but I thought his firm would be filing an appeal brief on my behalf since Mr. Griffith had already prepared one for judge Smoak. I received a letter from the S.C. Court of Appeals dated September 20, 2011 from Busbee Hunter in October and I thought the issue of appeal had been dropped since I had not heard anything else. I thought in our prior conversation that Mr. Player had 60 days from July 5th, 2011 to receive the transcript by rule in order to proceed. I was just forwarded another letter by Busbee Hunter, from Tucker Player's office that is notifying you he received the transcripts and plans to file an appeal. I thought the appeal was not completed in time and have not continued conversations with Mr. Hunter or Busbee to see if one of them is going to file Mr. Griffith's motion if needed. I would like for Mr. Hunter or Mr. Griffith to continue in this case on my behalf if necessary. Could you please let me know what the process is at this time and what I need to do in order to protect my interest in the appeal process? I thought opposing counsel did not order the transcripts in time and/or file in time according to the rules of the appellate court. Would you please let me know if this is true or not also? Thank you for your time and help with the matter.

Sincerely,


Mark Vaughn

Ridge Environmental LLC 1315 W. Martintown Rd. North Augusta, SC 29860



The South Carolina Court of Appeals

TANYA A. GEE
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1015 SUMTER STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
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www.sccourts.org

January 19, 2012

Mark Vaughn
Ridge Environmental, LLC
1315 W. Martintown Road
North Augusta, SC 29860

Re: Blue Star Rental v. Ridge Environmental
Case Tracking #: 2011192411

Dear Mr. Vaughn:

This office is in receipt of your letter dated January 3, 2012. Mr. Griffith can no longer serve as your attorney since he has been appointed to a judicial position. I suggest you immediately contact Mr. Griffith's former law firm to see who has taken over the representation in this case. If the firm takes the position it no longer represents you, then a motion to be relieved as counsel must be filed by it. I am sending a copy of this letter to the Busbee, Hunter, Griffith law firm to notify it of this situation.

With respect to your other questions about ordering the transcript and filing, I have reviewed the file and see where the transcript was correctly ordered. The attorney has no control over how long it takes the court reporter to prepare the transcript. However, we have now been advised it was received and the appellant's attorney has received one extension, which is not unusual.

As I stated earlier, I highly recommend that you contact the Busbee law firm to see how it has decided to handle your file.

Very truly yours,

V. Claire Allen

DEPUTY CLERK

TAG/ec

cc: Tucker S. Player, Esquire
Busbee, Hunter, Griffith Law Firm

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

Robert A. Smoak, Jr., Circuit Court Judge

Case No. 20080CP-02-02090

Ridge Environmental, LLC,.....Respondent,

v.

Blue Star Rental & Sales, Inc., ...Appellant.

MOTION FOR LEAVE TO FILE
OUT OF TIME

R. Randy Edwards
Georgia Bar No. 241525
COCHRAN & EDWARDS, LLC
2950 Atlanta Road, SE
Smyrna, Georgia 30080
Admitted Pro hac vice

Tucker S. Player
PLAYER LAW FIRM, LLC
1415 Broad River Road
Columbia, South Carolina 29210

Attorneys for Appellant,
Blue Star Rental & Sales, Inc.

RECEIVED
APR 02 2012
SC Court of Appeals

COMES NOW Appellant Blue Star Rental & Sales, Inc. ("Blue Star" or "Appellant") files this Motion for Leave to File Out of Time. In support hereof, Appellant shows unto the Court the following:

1. In September of 2010, a trial on the merits was held in the underlying action. During said trial, both parties offered evidence and were represented by counsel.

2. On or about April 21, 2011, the Judge Smoak, Master in Equity for the Circuit Court of Aiken County, South Carolina entered an order dismissing Appellant's Complaint in the underlying action as a nullity.

3. Appellant filed a Notice of Appeal on November 17, 2011.

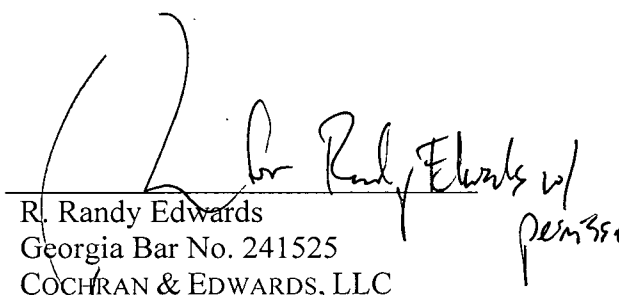
4. Appellant's brief was originally due to be filed on or before January 16, 2012.

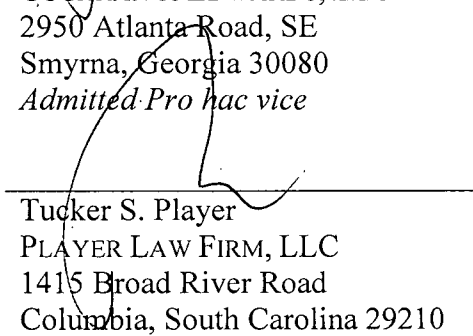
5. At the time Appellant's brief was due to be filed, there was a breakdown in communication between Appellant's local counsel, Tucker S. Player, as a result of his mother's illness and eventual passing on March 7, 2012, and Appellant's Georgia counsel, Randy Edwards. Appellant's Georgia counsel had just concluded a three (3) week long trial and was unaware of the January 16, 2012 filing deadline.

6. At trial, Respondent Ridge Environmental, LLC was represented by M. Anderson Griffith. Since that time, Mr. Griffith has replaced Judge Smoak as Master in Equity for the Circuit Court Judge for Aiken County, South Carolina. As a result, Mr. Griffith, now Judge Griffith, has withdrawn as counsel for Respondent. Respondent has yet to retain new counsel and, therefore, has not been prejudiced as a result of Appellant's untimely filing.

WHEREFORE Appellant Blue Star Rental Sales, Inc. prays upon this Court for an order granting leave to file its appellate brief untimely and within one (1) week from the date such order is granted.

This 30th day of March, 2012.


R. Randy Edwards
Georgia Bar No. 241525
COCHRAN & EDWARDS, LLC
2950 Atlanta Road, SE
Smyrna, Georgia 30080
Admitted Pro hac vice


Tucker S. Player
PLAYER LAW FIRM, LLC
1415 Broad River Road
Columbia, South Carolina 29210

*Attorneys for Appellant
Blue Star Rental & Sales, Inc.*

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

Robert A. Smoak, Jr., Circuit Court Judge

Case No. 2008-CP-02-02090

Ridge Environmental, LLC,

Respondent,

v.

Blue Star Rental & Sales, Inc.,

Appellant.

DESIGNATION OF MATTER TO BE INCLUDED
IN THE RECORD ON APPEAL

Appellant proposes that the following be included in the Record on Appeal:

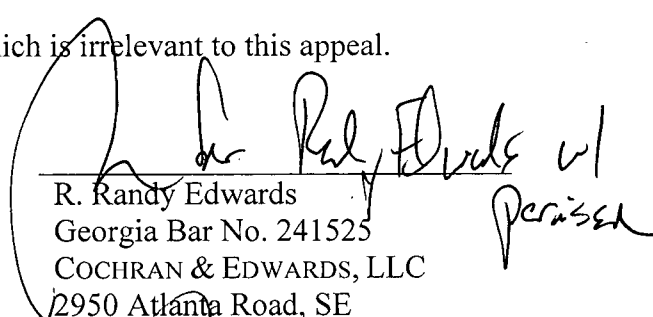
1. Complaint
2. Answer
3. Redacted Fee Agreement between Blue Star Rental & Sales, Inc. and Randy Edwards of Cochran & Edwards, LLC.
4. Completed Application for *Pro Hac Vice* Admission of Randy Edwards dated October 28, 2009.
5. Scheduling Order dated November 23, 2009.
6. Correspondence dated November 24, 2009 from Supreme Court of South Carolina to Circuit Court of Aiken County transmitting Application for *Pro Hac Vice* Admission of Randy Edwards dated October 28, 2009.

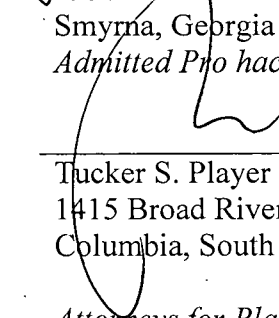
RECEIVED
APR 02 2012
SC Court of Appeals

7. Consent Order for Continuance dated May 11, 2010.
8. Order dated May 11, 2010 dismissing Defendant United Trucker's Service, Inc. with prejudice.
9. Letter dated July 13, 2010 from M. Anderson Griffith to Randy Edwards regarding new trial date set for September 20, 2010.
10. Entire trial transcript.
11. Letter dated April 5, 2011 from Judge Smoak to Randy Edwards and M. Anderson Griffith regarding *Blue Star Rental & Sales, Inc. v. Ridge Environmental, LLC*, 08-CP-02-2090.
12. Letter dated April 8, 2011 from Randy Edwards to Judge Smoak, copying M. Anderson Griffith, Tucker Player, and Randall Chafin.
13. Order dated April 21, 2011.
14. Letter dated May 9, 2011 from Randy Edwards to Judge Smoak, copying M. Anderson Griffith, Tucker Player, and Randall Chafin.

I certify that this designation contains no matter which is irrelevant to this appeal.

This ____ day of March, 2012.


R. Randy Edwards
Georgia Bar No. 241525
COCHRAN & EDWARDS, LLC
2950 Atlanta Road, SE
Smyrna, Georgia 30080
Admitted Pro hac vice


Tucker S. Player
1415 Broad River Road
Columbia, South Carolina 29210

Attorneys for Plaintiff,
Blue Star Rental & Sales, Inc.

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

Robert A. Smoak, Jr., Circuit Court Judge

Case No. 2008-CP-02-02090

Ridge Environmental, LLC,

Respondent,

v.

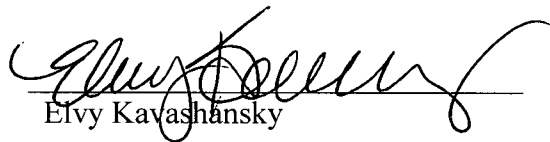
Blue Star Rental & Sales, Inc.,

Appellant.

PROOF OF SERVICE

I, Elvy Kavashansky, Legal Secretary, certify that I have served the Motion for Leave to File Out of Time on Ridge Environmental, LLC by depositing a copy of the same in the United States Mail, postage prepaid, on April 2, 2012, addressed to its Registered Agent, Mark Vaughn, 1315 W. Martintown Road, North Augusta, South Carolina 29860.

This 2nd day of April, 2012.


Elvy Kavashansky

RECEIVED
APR 02 2012
SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

RECEIVED

FEB 26 2013

SC Court of Appeals

Robert A. Smoak, Jr., Circuit Court Judge

Case No. 20080CP-02-02090

Ridge Environmental, LLC,.....Respondent,

v.

Blue Star Rental & Sales, Inc.,.....Appellant.

PETITION TO REINSTATE
APPEAL

R. Randy Edwards
Georgia Bar No. 241525
COCHRAN & EDWARDS, LLC
2950 Atlanta Road, SE
Smyrna, Georgia 30080
Admitted Pro hac vice

Tucker S. Player
PLAYER LAW FIRM, LLC
1415 Broad River Road
Columbia, South Carolina 29210

Attorneys for Appellant,
Blue Star Rental & Sales, Inc.

COMES NOW Appellant Blue Star Rental & Sales, Inc. ("Blue Star" or "Appellant") files this Petition to Reinstate Appeal. In support hereof, Appellant shows unto the Court the following:

1. On April 2, 2012, Appellant filed a motion to file briefs out of time, along with its initial brief.

2. On or about April 24, 2012, Appellant received correspondence, dated April 16, 2012, from Mark Vaughn objecting to the motion.

3. On or about June 21, 2012, Appellant received correspondence, dated June 19, 2012, from this Court responding to Mr. Vaughn's letter and directing him to contact the Busbee Hunter law firm in Aiken, South Carolina.

4. Appellant has not received any other documents pertaining to this case since June 21, 2012, except the Order dismissing the appeal dated February 13, 2013, which was received on February 18, 2013.

5. Counsel for Appellant performed an exhaustive search of his files to determine if a copy of the November 1, 2012 was somehow missed or misfiled. The search did not uncover any order from November 1, 2012, nor any other order that granted the pending motion or required Appellant to file final briefs and the record on appeal.

6. Counsel is at a loss as to how the appeal was dismissed for failure to file a final brief when he has not received any brief from Respondent or an order indicating that the initial brief would be accepted out of time.

7. Upon information and belief, Respondent has yet to retain new counsel and, has not replied to Appellant's initial brief in any way. If any briefs have been filed by Respondent,

Appellant asks that copies be forwarded to his counsel immediately. If Respondent has retained counsel, Appellant requests that he be provided that information immediately.

8. Appellant requests that he be provided a copy of the November 1, 2012 Order of the Court and that the appeal be reinstated to allow Appellant to comply with whatever obligations were placed upon him in that Order.

WHEREFORE Appellant Blue Star Rental Sales, Inc. prays upon this Court for an order granting reinstating the appeal and allowing 30 days to comply with the requirements of the November 1, 2013 Order.

This 21st day of February, 2013.

Tucker S. Player
PLAYER LAW FIRM, LLC
1415 Broad River Road
Columbia, South Carolina 29210

R. Randy Edwards
Georgia Bar No. 241525
Cochran & Edwards, LLC
2950 Atlanta Road, SE
Smyrna, Georgia 30080
Admitted Pro hac vice

*Attorneys for Appellant
Blue Star Rental & Sales, Inc.*

RECEIVED

FEB 26 2013

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

Robert A. Smoak, Jr., Circuit Court Judge

Case No. 2008-CP-02-02090

Ridge Environmental, LLC,

Respondent,

v.

Blue Star Rental & Sales, Inc.,

Appellant.

PROOF OF SERVICE

I, Tucker Player,, certify that I have served the Motion for Leave to File Out of Time on Ridge Environmental, LLC by depositing a copy of the same in the United States Mail, postage prepaid, on February 22, 2013, addressed to its Registered Agent, Mark Vaughn, 1315 W. Martintown Road, North Augusta, South Carolina 29860.

This 22nd day of February, 2013.

Tucker Player

The South Carolina Court of Appeals

Blue Star Rental & Sales, Inc., Appellant,

v.

Ridge Environmental, LLC, Respondent.

Appellate Case No. 2011-192411.

The Honorable Robert A. Smoak, Jr.
Aiken County
Trial Court Case No. 2008CP0202090

ORDER

Appellant has failed to serve and file the appellant's final brief and has failed to file the record on appeal, as instructed by the Court's order of November 1, 2012 and as required by Rules 210 and 211 of the South Carolina Appellate Court Rules. Accordingly, this matter is dismissed. The remittitur will be sent as provided by Rule 221(b), SCACR.

FOR THE COURT

BY

V. Claire Allen, Deputy
CLERK

Columbia, South Carolina

cc:

FILED

EC 2/13/13

Tucker S. Player
Mark Vaughn, CEO of Ridge Environmental

The South Carolina Court of Appeals

Blue Star Rental & Sales, Inc., Appellant,

v.

Ridge Environmental, LLC, Respondent.

Appellate Case No. 2011-192411

ORDER

The motion for leave to file out of time is granted. The brief of appellant and designation of matter have now been accepted as filed. This Court has not received a response to its request regarding the status of representation for the respondent. Thus, we will presume the respondent is not represented by an attorney. Because the respondent may not participate in this appeal without representation, the appellant must proceed to serve and file its final brief and file the record on appeal, as provided in Rules 210(b) and 211(a) of the South Carolina Appellate Court Rules, within twenty (20) days of the date of this order.

FOR THE COURT

BY

V. Claire Allen, Deputy
CLERK

Columbia, South Carolina

cc:

Tucker S. Player

Mark Vaughn, CEO of Ridge Environmental

FILED

EC 11/1/12



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1015 SUMTER STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

June 19, 2012

Mark Vaughn, CEO of Ridge Environmental
1315 W. Martintown Road
North Augusta SC 29860

Re: Blue Star Rental v. Ridge Environmental
Appellate Case No. 2011-192411

Dear Mr. Vaughn:

This office has received your letter dated April 16, 2012. As stated in my letter of January 19, 2012, you need to contact the Busbee Hunter Law Firm to see who has taken over representation of Ridge Environmental LLC in this case. The corporation must be represented by counsel. If you have obtained new counsel, he or she should file a return to the motion for leave to file out of time. I will grant an extension of fifteen days for this return. I am sending a copy of this letter to the Busbee Hunter Law Firm so it can be aware of the concern regarding representation. I would appreciate a response to the issue of representation within fifteen days.

Very truly yours,

V. Claire Allen, Deputy
CLERK

cc: Tucker S. Player
M. Anderson Griffith

April 16, 2012

RECEIVED
APR 20 2012
SC Court of Appeals

Ms. Jenny Kitchings

1015 Sumter Street

Columbia, SC 29201

Re: Blue Star Rental v. Ridge Environmental

Case Tracking No: 2011192411

Dear Ms. Kitchings,

I received a letter dated January 19, 2012 from your office, The SC Court of Appeals. I have since received the brief from Tucker Players office dated April 2, 2012. I do not understand Mr. Players request, as I thought this case was dropped due to their failure to meet the January 16, 2012 deadline to file any additional motions in the case. I have not retained new council because I thought that everything had been dropped. I ask that the case be dismissed in accordance with the rules established to limit such proceedings by the Court of Appeals. Secondly, I was under the impression that Mr. Griffith had prepared a brief for submission to Judge Smoak during the last proceedings of last year. I also don't understand why Mr. Griffith did not file the additional motion, he was to provide when requested by Judge Smoak during that time. Last, can I send the brief to your office for its consideration or can the Law Office of Busbee & Hunter submit it? Thank you for your guidance with these matters.

Sincerely,



Mark Vaughn

Cc: Tucker Player, Player Law Firm

Busbee, Hunter & Griffith



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
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1015 SUMTER STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

March 01, 2013

Mr. Tucker S. Player
1415 Broad River Rd.
Columbia SC 29210

Re: Blue Star Rental v. Ridge Environmental
Appellate Case No. 2011-192411

Dear Counsel:

Upon reviewing your petition to reinstate the appeal, the following deficiency or deficiencies have been noted under the South Carolina Appellate Court Rules (SCACR), and any deficiency must be corrected within ten (10) days of the date of this letter:

- The accompanying proof of service is not in compliance with the SCACR. Specifically, it does not name the correct document being served.
- The required filing fee has not been submitted. The correct filing fee is \$25, pursuant to Rule 240, SCACR.
- Lastly, we have no record of R. Randy Edwards having filed a motion to proceed pro hac vice in this matter.

Pursuant to your request, enclosed is a copy of the order dated November 1, 2012.

Very truly yours,

V. Claire Allen, Deputy

CLERK

cc: Mark Vaughn, CEO of Ridge Environmental

67579

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

Robert A. Smoak, Jr., Circuit Court Judge

Case No. 2008-CP-02-02090

Ridge Environmental, LLC,

Respondent,

v.

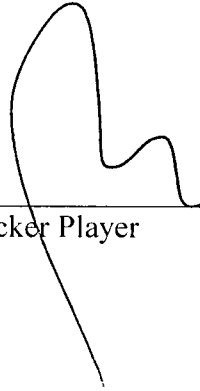
Blue Star Rental & Sales, Inc.,

Appellant.

PROOF OF SERVICE

I, Tucker Player, certify that I have served the **Motion to Reinstate Appeal** on Ridge Environmental, LLC by depositing a copy of the same in the United States Mail, postage prepaid, on February 22, 2013, addressed to its Registered Agent, Mark Vaughn, 1315 W. Martintown Road, North Augusta, South Carolina 29860.

This 22nd day of February, 2013.



Tucker Player

REC-100

MAR 1 2 2013

SC Court of Appeals



March 11, 2013

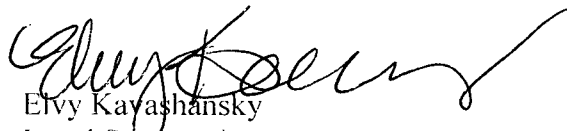
SC Court of Appeals
Attn: V. Claire Allen
PO Box 11629
Columbia, SC 29211

RE: Blue Star Rental v. Ridge Environmental, LLC
Our File No.: CIV-58-07

Dear Ms. Allen:

Pursuant to your letter dated March 1, 2013, enclosed please find an original and one copy of the corrected Proof of Service in regard to the above referenced matter and our firm's check in the amount of \$25.00 for the filing fee. If you need anything further, please let me know. Thank you for your assistance with this matter.

Kind regards,


Elvy Kayashansky
Legal Secretary

Enclosure(s) as stated

RECEIVED
MAR 12 2013
SC Court of Appeals

Columbia Office:
1415 Broad River Road
Columbia, South Carolina 29210

Mailing Address:
Post Office Box 21005
Columbia, South Carolina 29221

P 803.772.8008
F 803.772.8037

The South Carolina Court of Appeals

Blue Star Rental & Sales, Inc., Appellant,

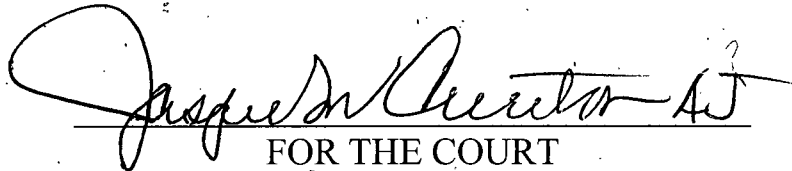
v.

Ridge Environmental, LLC, Respondent.

Appellate Case No. 2011-192411

ORDER

After careful consideration, Appellant's petition to reinstate is granted.


FOR THE COURT

Columbia, South Carolina

cc:

Tucker S. Player

Mark Vaughn, CEO of Ridge Environmental

FILED

5/2/13 JAC



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1015 SUMTER STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

May 02, 2013

Mr. Tucker S. Player
1415 Broad River Rd.
Columbia SC 29210

Re: Blue Star Rental v. Ridge Environmental
Appellate Case No. 2011-192411

Dear Counsel:

Please see the attached order regarding the motion to reinstate the appeal. The record on appeal and appellant's final brief must be filed no more than twenty (20) days from the date of this letter.

A copy of this Court's November 1, 2012 order has also been attached for your convenience.

Very truly yours,

A handwritten signature in cursive script, reading "Jenny A. Kitchings".

CLERK

cc: Mark Vaughn, CEO of Ridge Environmental



May 21, 2013

South Carolina Court of Appeals
Attn: Kenneth Richstad
1015 Sumter Street
Columbia, SC 29201

184

68479 ✓

**RE: Blue Star Rental & Sales, Inc. v. Ridge Environmental, LLC and
United Truckers Services, Inc.
Case No.: 08-CP-02-2090
Our File No.: CIV-58-07**

Dear Mr. Richstad:

I represent the appellants in the above referenced appeal. Our Final Brief and Record on Appeal are due to be served and filed on May 21, 2013. Because of a heavy deposition, mediation and hearing schedule during the month of May, I respectfully request a 20-day extension of this deadline which would make the Final Briefs and Record on Appeal due on June 10, 2013. No prior extension of this deadline has been sought. I have enclosed a check in the amount of \$25.00 to cover the motion filing fee.

By copy of this letter to the opposing party, I am advising Respondent of this request. Thank you for your assistance.

Sincerely,

Tucker S. Player

Enclosure(s) as stated

Cc: Mark Vaughn

RECEIVED
MAY 22 2013
SC Court of Appeals

Columbia Office:
1415 Broad River Road
Columbia, South Carolina 29210

Mailing Address:
Post Office Box 21005
Columbia, South Carolina 29221

P 803.772.8008
F 803.772.8037

The South Carolina Court of Appeals

Blue Star Rental & Sales, Inc., Appellant,

v.

Ridge Environmental, LLC, Respondent.

Appellate Case No. 2011-192411

The Honorable Robert A. Smoak, Jr.
Aiken County
Trial Court Case No. 2008CP0202090

ORDER

The time for serving and filing the final brief of appellant and record on appeal is hereby extended until June 10, 2013.

FOR THE COURT

BY V. Claire Allen, Deputy
CLERK

Columbia, South Carolina

cc:

Tucker S. Player

Mark Vaughn, CEO of Ridge Environmental

FILED

5/24/13 AT

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

200
68694 ✓
RECEIVED

JUN 10 2013

SC Court of Appeals

Robert A. Smoak, Jr., Circuit Court Judge

Case No. 20080CP-02-02090

Ridge Environmental, LLC, ... Respondent,

v.

Blue Star Rental & Sales, Inc., ... Appellant.

**MOTION FOR
EXTENSION OF TIME**

R. Randy Edwards
Georgia Bar No. 241525
COCHRAN & EDWARDS, LLC
2950 Atlanta Road, SE
Smyrna, Georgia 30080
Pro hac vice Pending

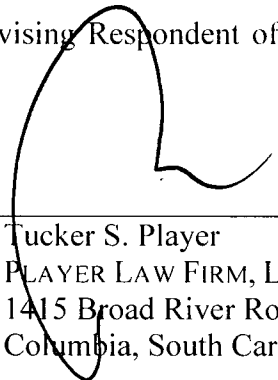
Tucker S. Player
PLAYER LAW FIRM, LLC
1415 Broad River Road
Columbia, South Carolina 29210

*Attorneys for Appellant,
Blue Star Rental & Sales, Inc.*

COMES NOW Appellant Blue Star Rental & Sales, Inc. ("Blue Star" or "Appellant") and files this Motion for an Extension of time. The Final Brief and Record on Appeal is due to be served and filed on June 10, 2013. Because of a heavy deposition, mediation and hearing schedule during the month of May and early June, I respectfully request a 20-day extension of this deadline which would make the Final Briefs and Record on Appeal due on June 30, 2013. One prior extension of this deadline has been sought and granted. I have enclosed a check in the amount of \$25.00 to cover the motion filing fee.

By copy of this letter to the opposing party, I am advising Respondent of this request. Thank you for your assistance.

This 10th day of June, 2013.



Tucker S. Player
PLAYER LAW FIRM, LLC
1415 Broad River Road
Columbia, South Carolina 29210

R. Randy Edwards
Georgia Bar No. 241525
Cochran & Edwards, LLC
2950 Atlanta Road, SE
Smyrna, Georgia 30080
Pro hac vice Pending

*Attorneys for Appellant
Blue Star Rental & Sales, Inc.*

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

Robert A. Smoak, Jr., Circuit Court Judge

Case No. 2008-CP-02-02090

Ridge Environmental, LLC,

Respondent,

v.

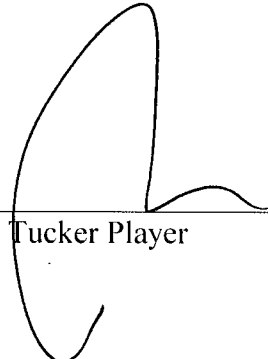
Blue Star Rental & Sales, Inc.,

Appellant.

PROOF OF SERVICE

I, Tucker Player, certify that I have served the **Motion for Extension of Time** on Ridge Environmental, LLC by depositing a copy of the same in the United States Mail, postage prepaid, on June 10, 2013, addressed to its Registered Agent, Mark Vaughn, 1315 W. Martintown Road, North Augusta, South Carolina 29860.

This 10th day of June, 2013.



Tucker Player

3232

COCHRAN & EDWARDS, LLC

OPERATING ACCOUNT
2950 ATLANTA RD. S.E.
SMYRNA, GA 30080

HIGHLAND COMMERCIAL BANK
MARIETTA, GA 30069

64-2046-611

May 3, 2013

PAY TO THE
ORDER OF South Carolina Supreme Court

\$ 250.00

Two Hundred Fifty and NO/100

DOLLARS

MEMO



AUTHORIZED SIGNATURE

⑈003232⑈ ⑆061120466⑆

2005312⑈

Security features. Details on back.



Supreme Court
State of Georgia

STATE JUDICIAL BUILDING

Atlanta 30334

CAROL W. HUNSTEIN, CHIEF JUSTICE
HUGH P. THOMPSON, PRESIDING JUSTICE
ROBERT BENHAM
P. HARRIS HINES
HAROLD D. MELTON
DAVID E. NAHMIA
KEITH R. BLACKWELL
JUSTICES

THÉRÈSE S. BARNES, CLERK
JEAN RUSKELL, REPORTER

May 3, 2013

I hereby certify that R. Randy Edwards, Esq., was admitted on the third day of May, 2004, as a member of the bar of the Supreme Court of Georgia, the highest court of this State; and, since that date he has been and is now a member of this bar in good standing, as appears from the records and files in this office.

Witness my signature and the seal of this Court
hereto affixed the day and year first above written.

Therese S Barnes, Clerk

**VERIFIED APPLICATION FOR ADMISSION *PRO HA* ICE
IN THE STATE OF SOUTH CAROLINA**

Blue Ridge Rental & Sales, Inc.

2008-CP-2090

Judicial Court of Aiken County

Plaintiff

Case No.

Court

VS.

Mailing Address of Court:

P.O. Box 583

Aiken, SC 29802

Ridge Environmental LLC and United Truckers Services, Inc.

Defendant

Comes now R. Randy Edwards, applicant herein, and respectfully represents the following:

1. Applicant resides at:

1369 Mountain Park Drive

Street Address

Kennesaw

Cobb

Georgia

30152

City

County

State

Zip Code

(770) 919-0262

Telephone

2. Applicant is an attorney and a member of the law firm of (or practices law under the name of)

Cochran & Edwards, LLC

, with offices at, at

2950 Atlanta Road SE

Street Address

Smyrna

Cobb

Georgia

30080

City

County

State

Zip Code

(770) 435-2131

Telephone

Fax Number

3. Applicant has been retained personally or as a member of the above named law firm by

Plaintiff

to provide legal representation in connection with the above case now pending before the above named court of the State of South Carolina.

4. Since May of 2004, applicant has been, and presently is, a member in good standing of the bar of the highest court of the District of Columbia or the State of Georgia where applicant regularly practices law. Attached is a certificate of good standing.

5. Applicant has been admitted to practice before the following courts: (List all of the following courts applicant has been admitted to practice before: United States District Courts; United States Circuit Courts of Appeals; the Supreme Court of the United States; and courts of other states or the District of Columbia.)

Court:	Date Admitted:
USDC, ND Ga.	1992
USDC ND AL	1992
USDC MD AL	1994
11th Circuit Court of Appeals	1996
Georgia Court of Appeals	1994
Alabama Supreme Court	1992

RECEIVED
JUN 10 2013
SC Court of Appeals

Applicant is presently a member in good standing of the bars of those courts listed above, except as listed below:
(List any court named in the preceding paragraph that applicant is no longer admitted to practice before.)

11th Circuit Court of Appeals and USDC, MD AL

6. Applicant presently is not subject to any suspension or disbarment proceedings, and has not been formally notified of any complaints pending before a disciplinary agency, except as provided below (give particulars, e.g., jurisdiction, court, date):

7. Applicant never has had any application for admission *pro hac vice* in this or any other jurisdiction denied or any *pro hac vice* admission revoked, except as provided below (give particulars, e.g., date, court, docket number, judge, circumstances; attach a copy of any order of denial or revocation):

8. Applicant never has had any certificate or privilege to appear and practice before any administrative body suspended or revoked, except as provided below (give particulars, e.g., date, administrative body, date of suspension and reinstatement):

9. Local counsel of record associated with applicant in this case is Tucker S. Player, of the Player Law Firm law firm, which has offices at:

1415 Broad River Road

Street Address

Columbia

Columbia

SC

29210

City

(803) 771-8008

County

State

Zip Code

Telephone

If applicable list all other firms/attorneys you are associated with in this matter

10. Applicant has previously filed an application to appear *pro hac vice* in the following South Carolina cases (give case name and status of litigation, date of application, local counsel of record in each case, and state whether application is pending or was granted).

Shelley and Shelly v. Travelers Property & Casualty, USDC, SC, Florence Div., case no. 4:98-3720-23, application filed 10/6/1999, granted 10/14/1999, local counsel Ted Clarkson of Kilpatrick Stockton, case settled and dismissed; Kem Dudley v. Unlimited Church Construction, Inc., Court of Common Pleas, 4th Judicial Circuit, case no. 97-CP-16-0567, application filed and granted on 3/10/2003, local counsel Ted Clarkson of Kilpatrick Stockton, case settled and dismissed.

11. Applicant agrees to comply with the applicable statutes, laws and rules of the State of South Carolina and will familiarize him/herself with and comply with the South Carolina Rules of Professional Conduct. Applicant consents to the jurisdiction of the South Carolina courts and Commission on Lawyer Conduct.

12. Applicant respectfully requests to be admitted to practice in the above named court for this case only.

DATED this

8th

day of

May

2013


APPLICANT

VERIFICATION

STATE OF GEORGIA

COUNTY OF COBB

I, Randy Edwards, do hereby swear or affirm under penalty of perjury that I am the applicant in the above styled matter; that I have read the foregoing application and know the contents thereof; and that the contents are true of my own knowledge, except as to those matters stated on information and belief, and that as to those matters I believe them to be true.

[Signature]
APPLICANT/AFFIANT

Subscribed and sworn to before me this 8th day of May, 2013.

[Signature]
Patricia Mitchell

Notary Public for the State of GEORGIA

My Commission Expires: 3/25/15



LOCAL COUNSEL CONSENT

I hereby consent, as local counsel of record, to the association of applicant in this cause pursuant to Rules Governing Admission *Pro Hac Vice* to the South Carolina Bar.

DATED this 8th day of June, 2013.

[Signature]
LOCAL COUNSEL OF RECORD

CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of this application upon the South Carolina Supreme Court by mail addressed to: South Carolina Supreme Court Office of Bar Admissions, PO Box 11330, Columbia, SC 29211, accompanied by payment of the \$250 filing fee payable to the South Carolina Supreme Court on this 10th day of June, 2013.

[Signature]
APPLICANT/AFFIANT

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

68693

Robert A. Smoak, Jr., Circuit Court Judge

Case No. 20080CP-02-02090

RECEIVED

JUN 10 2013

SC Court of Appeals

Ridge Environmental, LLC, ... Respondent,

v.

Blue Star Rental & Sales, Inc., ... Appellant.

**MOTION TO ADMIT
RANDY EDWARDS PRO
HAC VICE**

Tucker S. Player
PLAYER LAW FIRM, LLC
1415 Broad River Road
Columbia, South Carolina 29210

*Attorneys for Appellant.
Blue Star Rental & Sales, Inc.*

COMES NOW Appellant Blue Star Rental & Sales, Inc. ("Blue Star" or "Appellant") and files this Motion for the admission *pro hac vice* of Randy Edwards for the purpose of representing Appellant in the above captioned matter.

In support of this Motion, Appellant would respectfully show to the Court:

1. Mr. Edwards represented Appellant in this matter before the South Carolina Court of Common Pleas and the Master in Equity of Aiken County and Appellant desires that Mr. Edwards be permitted to actively participate in this action.

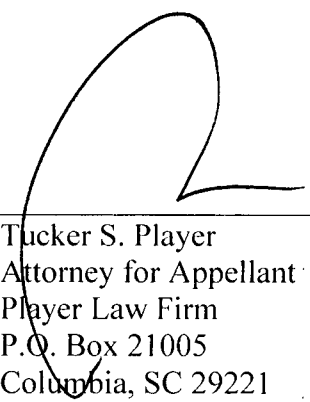
2. As indicated above, movant is a member in good standing of the South Carolina Bar. Movant will be actively involved in the representation of Appellant in this action and will continue to be designated as co-counsel on all pleadings and will be responsible for appearance and conduct of this matter in accordance with the South Carolina Rules of Civil Procedure.

3. Mr. Edwards is a member of the State and Supreme Courts of Georgia and Alabama, the United States District Court for the Northern District of Georgia, the United States District Court for the Northern District of Alabama, the United States District Court for the Middle District of Alabama, and the United States Court of Appeals for the Eleventh Circuit. A copy of Randy Edwards's certificate of good standing with the Georgia Supreme Court is attached.

4. A Verified Application for Admission *Pro Hac Vice* in the State of South Carolina on behalf of Mr. Edwards was submitted to the South Carolina Supreme Court along with the requisite fee of \$250.00. A copy of the petition and Check # 3232 is attached hereto in support of this motion.

Movant would respectfully show to the Court that Mr. Edwards is qualified for admission to practice before this Court *pro hac vice* in this litigation.

This 6th day of June 10, 2013,



Tucker S. Player
Attorney for Appellant
Player Law Firm
P.O. Box 21005
Columbia, SC 29221
Ph: (803) 772-8008
Fax: (803) 772-8037

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

Robert A. Smoak, Jr., Circuit Court Judge

Case No. 2008-CP-02-02090

Ridge Environmental, LLC,

Respondent,

v.

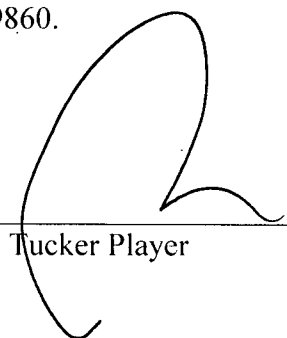
Blue Star Rental & Sales, Inc.,

Appellant.

PROOF OF SERVICE

I, Tucker Player, certify that I have served the **Motion to Admit Randy Edwards Pro Hac Vice** on Ridge Environmental, LLC by depositing a copy of the same in the United States Mail, postage prepaid, on June 10, 2013, addressed to its Registered Agent, Mark Vaughn, 1315 W. Martintown Road, North Augusta, South Carolina 29860.

This 10th day of June, 2013.


Tucker Player

RECEIVED
JUN 10 2013
SC Court of Appeals

The South Carolina Court of Appeals

Blue Star Rental & Sales, Inc., Appellant,

v.

Ridge Environmental, LLC, Respondent.

Appellate Case No. 2011-192411

The Honorable Robert A. Smoak, Jr.
Aiken County
Trial Court Case No. 2008CP0202090

ORDER

The time for serving and filing the final brief of appellant and record on appeal is hereby extended until July 01, 2013.

FOR THE COURT

BY V. Claire Allen, Deputy
CLERK

Columbia, South Carolina

cc:
Tucker S. Player
Mark Vaughn, CEO of Ridge Environmental

FILED

June 19, 2013



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1015 SUMTER STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

June 18, 2013

R. Randy Edwards
2950 Atlanta Road, SE
Smyrna GA 30080

Re: Blue Star Rental v. Ridge Environmental
Appellate Case No. 2011-192411

Dear Counsel:

This Court has received a filing from you in this matter. Because you are not admitted to practice law in South Carolina, you must file an application for admission pro hac vice and have a member in good standing of the South Carolina Bar associated with you as attorney of record. The specific requirements are outlined in Rule 404 of the South Carolina Appellate Court Rules (SCACR) and are available at www.sccourts.org/courtreg. Additionally, the application form appears directly below the rule on the website.

The **original** application for admission pro hac vice with an **original** certificate of good standing of the Bar from the highest court of any state or the District of Columbia in which you are admitted to practice law must be filed with this Court. A **copy** of the completed application form, including the \$250 filing fee and any required attachments, must be filed with the South Carolina Supreme Court Office of Bar Admissions. The Clerk of the Supreme Court will certify to this Court that the completed application and fee have been received.

In addition, the South Carolina attorney with whom you will be associated must serve and file a motion to admit you pro hac vice. The motion must be in

compliance with the requirements of Rule 240, SCACR, to include the original motion, six copies, proof of service on all other parties, and the filing fee of \$25.

The required documents should be served and filed within thirty (30) days of the date of this letter. If you have any questions, please contact this office.

Very truly yours,

V. Claire Allen, Deputy

CLERK

cc: Tucker S. Player
Mark Vaughn, CEO of Ridge Environmental

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

Robert A. Smoak, Jr., Circuit Court Judge

Case No. 2008-CP-02-02090

Ridge Environmental, LLC,

Respondent,

v.

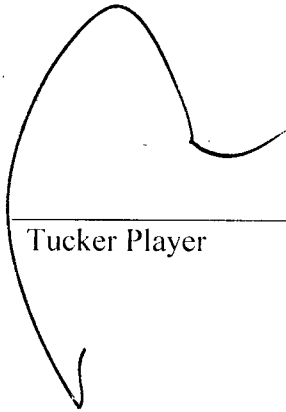
Blue Star Rental & Sales, Inc.,

Appellant.

PROOF OF SERVICE

I, Tucker Player, certify that I have served the **Motion for Extension of Time** on Ridge Environmental, LLC by depositing a copy of the same in the United States Mail, postage prepaid, on July 1, 2013, addressed to its Registered Agent, Mark Vaughn, 1315 W. Martintown Road, North Augusta, South Carolina 29860.

This 1st day of July, 2013.



Tucker Player

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

3rd

68946 ✓

Robert A. Smoak, Jr., Circuit Court Judge

Case No. 20080CP-02-02090

Ridge Environmental, LLC, ... Respondent,

v.

Blue Star Rental & Sales, Inc., ... Appellant.

**MOTION FOR
EXTENSION OF TIME**

R. Randy Edwards
Georgia Bar No. 241525
COCHRAN & EDWARDS, LLC
2950 Atlanta Road, SE
Smyrna, Georgia 30080
Pro hac vice Pending

Tucker S. Player
PLAYER LAW FIRM, LLC
1415 Broad River Road
Columbia, South Carolina 29210

*Attorneys for Appellant,
Blue Star Rental & Sales, Inc.*

RECEIVED

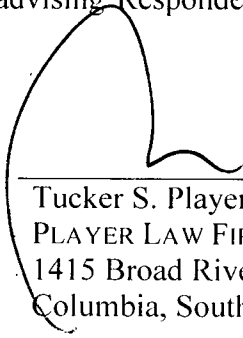
JUL 01 2013

SC Court of Appeals

COMES NOW Appellant Blue Star Rental & Sales, Inc. ("Blue Star" or "Appellant") and files this Motion for an Extension of time. The Final Brief and Record on Appeal is due to be served and filed on July 1, 2013. Because of a heavy deposition, mediation and hearing schedule during the month of May and early June, the Record and Final Briefs are not complete. In addition, Counsel has filed an application and motion for the admission pro hac vice of Randy Edwards to this Court for this matter. However, there was an error in processing his application with the Supreme Court that must be corrected before admission can be approved. Appellant needs this additional time to finalize Randy Edwards' admission and complete the Record and Final Briefs. I respectfully request a 20-day extension of this deadline which would make the Final Briefs and Record on Appeal due on July 21 30, 2013. Two prior extensions of this deadline has been sought and granted. I have enclosed a check in the amount of \$25.00 to cover the motion filing fee.

By copy of this letter to the opposing party, I am advising Respondent of this request. Thank you for your assistance.

This 1st day of July, 2013.



Tucker S. Player
PLAYER LAW FIRM, LLC
1415 Broad River Road
Columbia, South Carolina 29210

R. Randy Edwards
Georgia Bar No. 241525
Cochran & Edwards, LLC
2950 Atlanta Road, SE
Smyrna, Georgia 30080
Pro hac vice Pending

*Attorneys for Appellant
Blue Star Rental & Sales, Inc.*

The South Carolina Court of Appeals

Blue Star Rental & Sales, Inc., Appellant,

v.

Ridge Environmental, LLC, Respondent.

Appellate Case No. 2011-192411

The Honorable Robert A. Smoak, Jr.

Aiken County

Trial Court Case No. 2008CP0202090

ORDER

The time for serving and filing the final brief of appellant and record on appeal is hereby extended until July 21, 2013.

FOR THE COURT

BY V. Claire Allen, Deputy
CLERK

Columbia, South Carolina

cc:

Tucker S. Player

Mark Vaughn, CEO of Ridge Environmental

R. Randy Edwards

FILED

7/9/13 AT

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

Robert A. Smoak, Jr., Circuit Court Judge

Case No. 2008-CP-02-02090

Ridge Environmental, LLC,

Respondent,

v.

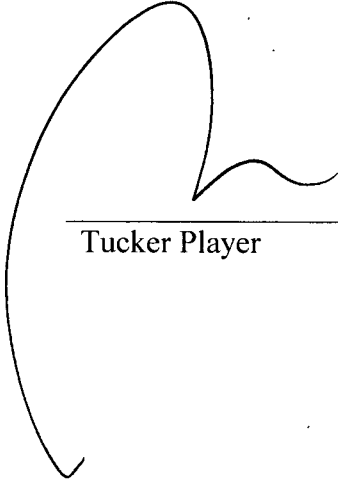
Blue Star Rental & Sales, Inc.,

Appellant.

PROOF OF SERVICE

I, Tucker Player, certify that I have served the **Motion for Extension of Time** on Ridge Environmental, LLC by depositing a copy of the same in the United States Mail, postage prepaid, on July 22, 2013, addressed to its Registered Agent, Mark Vaughn, 1315 W. Martintown Road, North Augusta, South Carolina 29860.

This 22nd day of July, 2013.



Tucker Player

RECEIVED
JUL 22 2013
SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

69177

Robert A. Smoak, Jr., Circuit Court Judge

Case No. 20080CP-02-02090

Ridge Environmental, LLC, ... Respondent,

v.

Blue Star Rental & Sales, Inc., ... Appellant.

MOTION FOR
EXTENSION OF TIME

RECEIVED
JUL 22 2013
SC Court of Appeals

R. Randy Edwards
Georgia Bar No. 241525
COCHRAN & EDWARDS, LLC
2950 Atlanta Road, SE
Smyrna, Georgia 30080
Pro hac vice Pending

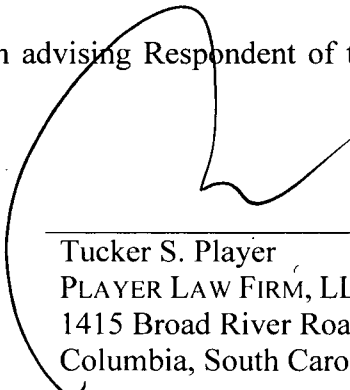
Tucker S. Player
PLAYER LAW FIRM, LLC
1415 Broad River Road
Columbia, South Carolina 29210

*Attorneys for Appellant,
Blue Star Rental & Sales, Inc.*

COMES NOW Appellant Blue Star Rental & Sales, Inc. ("Blue Star" or "Appellant") and files this Motion for an Extension of time. The Final Brief and Record on Appeal is due to be served and filed on July 21, 2013. Because of a heavy deposition, mediation and hearing schedule during the month of May and early June, the Record and Final Briefs are not complete. In addition, Counsel has filed an application and motion for the admission pro hac vice of Randy Edwards to this Court for this matter. However, there was an error in processing his application with the Supreme Court that must be corrected before admission can be approved. Appellant needs this additional time to finalize Randy Edwards' admission and complete the Record and Final Briefs. I respectfully request a 20-day extension of this deadline which would make the Final Briefs and Record on Appeal due on July 31, 2013. Three prior extensions of this deadline has been sought and granted. I have enclosed a check in the amount of \$25.00 to cover the motion filing fee.

By copy of this letter to the opposing party, I am advising Respondent of this request. Thank you for your assistance.

This 22nd day of July, 2013.



Tucker S. Player
PLAYER LAW FIRM, LLC
1415 Broad River Road
Columbia, South Carolina 29210

R. Randy Edwards
Georgia Bar No. 241525
Cochran & Edwards, LLC
2950 Atlanta Road, SE
Smyrna, Georgia 30080
Pro hac vice Pending

*Attorneys for Appellant
Blue Star Rental & Sales, Inc.*

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

RECEIVED
AUG 12 2013
SC Court of Appeals

Robert A. Smoak, Jr., Circuit Court Judge

Case No. 2008-CP-02-02090

Ridge Environmental, LLC, ... Respondent,

v.

Blue Star Rental & Sales, Inc., ... Appellant.

AMENDED DESIGNATION OF
MATTERS TO BE INCLUDED IN
RECORD ON APPEAL

The following items are the only materials relevant to this appeal:

1. Judge Smoak's Order of April 21, 2011;
2. Judge Smoak's Addendum to his Order of April 21, 2011;
3. Summons and Complaint; and
4. Answer of Ridge Environmental.

Tucker S. Player
PLAYER LAW FIRM, LLC
1415 Broad River Road
Columbia, South Carolina 29210

*Attorneys for Appellant
Blue Star Rental & Sales, Inc.*

The South Carolina Court of Appeals

Blue Star Rental & Sales, Inc., Appellant,

v.

Ridge Environmental, LLC, Respondent.

Appellate Case No. 2011-192411

The Honorable Robert A. Smoak, Jr.
Aiken County
Trial Court Case No. 2008CP0202090

ORDER

Appellant filed a 4th extension request for serving and filing the record on appeal and the appellant's final brief. The record and final brief have been received and are accepted as filed. The record on appeal and appellant's final brief will be submitted for the Court's consideration.

FOR THE COURT

BY


CLERK

Columbia, South Carolina

cc:

Tucker S. Player, Esquire

FILED

1/16/14 eac