

Dennis D Waldrep
209 Amethyst Way
Seneca SC 29672

July 25, 2014

Re: Holtzclaw, Jerry v. Waldrep, Dennis
Appellate Case. 2012-20

Dear Ms. Allen:

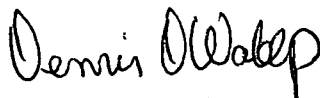
I am in receipt of your letter dated July 18, 2014 regarding the Motion for Reconsideration that I filed in the above matter. I am forwarding this correspondence to request clarification of the information contained in your letter.

Specifically, your letter indicates that "No action will be taken on the "Motion for Reconsideration". When I filed the motion it was not returned to me nor was notification received that it was improperly filed or procedurally inappropriate. Does this mean that the Court's decision of "no action" is a denial of the motion? If it is a denial of that motion is there a Corresponding Order from the Appellate Court indicating that the Motion was denied or "no action" was taken because I never received any type of Denial from the Court. I have checked the Court docket and was unable to locate any Order relating to the disposition of the motion. As I did not receive notification from the Court that the Motion was either improperly filed or procedurally incorrect this seemed to be the appropriate analysis as I had received in the past from the this Court.

Additionally, I am confused as to how the Order of the Supreme Court can be dispositive of a Motion filed in the Appellate court. The last Order entered by the Appellate Court that I was able to locate was entered on April 2, 2014 approximately twelve days prior to the filing of my Motion. I did not file an appeal from that Order because I had an outstanding Motion pending that was not returned or otherwise sent back. On May 30, 2014 I received a letter from the Appellate Court with a copy of the April 2, 2014 Order advising of the remitter but making no mention of the Motion (Attached). Accordingly, I inquire as to the existence of any Order or other document of the Appellate Court entered post April 14, 2014 detailing the disposition of the motions which you advised was one of "no action"

Thank you for your consideration.

Respectfully,



Dennis D. Waldrep

RECEIVED
JUL 28 2014

SC Court of Appeals

cc: William C Hood, Attorney



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

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May30, 2014

The Honorable Beverly H. Whitfield
PO Box 678
Walhalla SC 29691-0678

REMITTITUR

Re: Holtzclaw, Jerry v. Waldrep, Dennis
Lower Court Case No. 2008CP3700415
Appellate Case No. 2012-207852

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Jenny A. Kitchings".

CLERK

Enclosure

cc: Dennis Waldrep
William C. Hood, Esquire

The South Carolina Court of Appeals

Jerry Holtzclaw, d/b/a Green Thumb Landscape &
Irrigation, Respondent,


v.

Dennis Waldrep, Appellant.


Appellate Case No. 2012-207852

ORDER


Appellant has filed a motion to reinstate this appeal, which this Court construes as a petition for rehearing from the dismissal of this appeal. After careful consideration of the petition for rehearing, the Court is unable to discover that any material fact or principle of law has been either overlooked or disregarded, and hence, there is no basis for granting a rehearing. Accordingly, the petition for rehearing is denied.



C.J.



J.



A.J.

Columbia, South Carolina

cc:
Dennis Waldrep
William C. Hood, Esquire

FILED
4/2/14
