

STATE OF SOUTH CAROLINA
The South Carolina Court of Appeals

RECEIVED

SEP 02 2014

SC Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

The Honorable Joseph M. Strickland, Master-in-Equity for Richland County

Case No. 2010-CP-40-06592

Bernard Richardson Respondent,

v.

Deloris Nelson Appellant.

RESPONSE TO MOTION FOR ADDITIONAL TIME

NOW COMES THE RESPONDENT, Bernard Richardson, by and through his undersigned counsel, who respectfully requests that this Court deny the Appellant's Motion for Additional Time or, in the alternative, require the Appellant to comply with the time limits set forth in the South Carolina Appellate Court Rules or face dismissal.

This Motion is based upon the following:

1. The above-referenced matter was tried before the Honorable Joseph M. Strickland, Master-in-Equity for Richland County ("Master"), on June 17, 2013.
2. On February 7, 2014, the Master issued an Order ("Order") in favor of Respondent, the same being recorded on February 10, 2014. **See Exhibit A.**
3. Appellant filed her Notice of Intent to Appeal on March 21, 2014. **See Exhibit B.**
4. Thereafter, Appellant filed her Motion to Alter or Amend Pursuant to Rule 59(e),

SCRCF, (“59(e) Motion”) on March 28, 2014, some seven (7) days after serving her Notice of Intent to Appeal. **See Exhibit C.**

5. A hearing was held on the 59(e) Motion on May 9, 2014. **See Exhibit D.**

6. While Appellant is correct that the Master has not ruled on the 59(e) Motion, that fact is irrelevant in regard the deadlines set forth in South Carolina Appellate Court Rules. At the time the 59(e) Motion was filed, the Master lacked jurisdiction to rule on it. See, Rule 205, SCACR; see also, Bunkum v. Manor Properties, 321 S.C. 95, 467 S.E.2d 758 (Ct.App. 1996)(“Once the notice of appeal is served, the Supreme Court had exclusive jurisdiction over the appeal, except the lower court retained jurisdiction to entertain petitions for supersedeas under Rule 225.”); Grosshuesch v. Cramer, 377 S.C. 12, 659 S.E.2d 112 (2008)(“We take this opportunity to reiterate that while an appeal is pending, a lower court cannot act on matters affecting the issue on appeal.”)

7. Because the 59(e) Motion was filed after the Notice of Appeal, it is, in effect, a nullity and whether the Master has ruled on it does not effect the requirement to request the Transcript within ten (10) days after the date of service of the Notice of Appeal. See Rule 207(a)(1), SCACR.

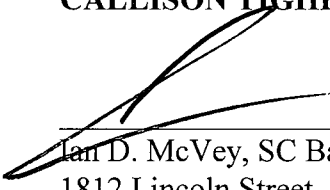
8. This trespass action has been pending since 2010, and Appellant still refuses to vacate the Subject Property. Further delay continues to prejudice the Respondent.

WHEREFORE, the Respondent would respectfully request that this Court deny Appellant’s Motion for Additional Time and dismiss the instant appeal. In the alternative, the Respondent would respectfully request that this Court issue an order requiring the Appellant to comply with all South Carolina Appellate Court Rules including deadlines or face dismissal.

(Signature Block on the Following Page)

Respectfully submitted,

CALLISON TIGHE & ROBINSON, LLC



Ian D. McVey, SC Bar No. 71196
1812 Lincoln Street
P.O. Box 1390
Columbia, South Carolina 29202
Tel. (803) 404-6900
Fax (803) 404-6902
E-mail: ianmcvey@callisontighe.com

Hugh M. Cooper, SC Bar No. 1384
1812 Lincoln Street, First Floor
Columbia, SC 29201
Tel. (803) 779-3456
Fax (803) 929-3544

Attorneys for Respondent Bernard Richardson

September 2, 2014
Columbia, South Carolina

STATE OF SOUTH CAROLINA
The South Carolina Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

The Honorable Joseph M. Strickland, Master-in-Equity for Richland County

Case No. 2010-CP-40-06592

Bernard Richardson. Respondent,

v.


Deloris Nelson Appellant.

PROOF OF SERVICE

I, Ian D. McVey, an attorney with the law firm of Callison, Tighe & Robinson, LLC, certify that I have served **Respondent's Response to Motion for Additional Time** on the Appellant herein, by causing copies of same to be placed in the United States Mail, first-class postage affixed, to its attorneys of record:

Nathaniel Roberson, Esquire
Law Office of Nathaniel Roberson
1708 Richland Street
Columbia, SC 29201

CALLISON TIGHE & ROBINSON, LLC



Ian D. McVey, SC Bar No. 71196
1812 Lincoln Street
P.O. Box 1390
Columbia, South Carolina 29202
Tel. (803)404-6900
Fax (803)404-6902
E-mail: ianmcvey@callisontighe.com
Attorneys for Respondent Bernard Richardson

September 2, 2014
Columbia, South Carolina

STATE OF SOUTH CAROLINA
 COUNTY OF RICHLAND
 IN THE COURT OF COMMON PLEAS

FORM 4

JUDGMENT IN A CIVIL CASE

CASE NO. 2010 CP-40-06592

Bernard Richardson

Deloris Nelson

PLAINTIFF(S)

DEFENDANT(S)

Submitted by: Ian D. McVey, Esquire

Attorney for : Plaintiff Defendant
 or
 Self-Represented Litigant

DISPOSITION TYPE (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. See Page 2 for additional information.
- 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 (formal order to follow) Statement of Judgment by the Court:

ORDER INFORMATION

This order ends does not end the case.

Additional Information for the Clerk :

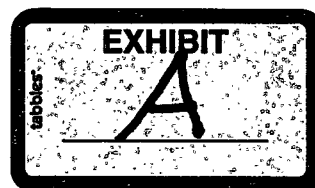
INFORMATION FOR THE JUDGMENT INDEX

Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.

Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled (List amount(s) below)
		\$
		\$
		\$

If applicable, describe the property, including tax map information and address, referenced in the order:

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure. Amounts to be computed such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk. Note: Title abstractors and researchers should refer to the official court order for judgment details.



FILED
 RICHLAND COUNTY
 2014 FEB 10 AM 8:55
 CLERK OF COURT
 S. C. P. & S.

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND)
Bernard Richardson)
)
Plaintiff,)
)
v.)
)
Deloris Nelson)
)
Defendant.)

IN THE COURT OF COMMON PLEAS

Case No.: 2010-CP-40-06592

ORDER

JEANETTE W. MERRIDGE
C. C. P. & G. S.
2014 FEB 10 AM 8:55
RICHLAND COUNTY
FILED

THIS MATTER CAME BEFORE THE COURT for trial on the merits. Present at the trial were the Plaintiff, Bernard Richardson, and his counsel, Ian D. McVey and Hugh M. Cooper. Defendant Deloris Nelson was not present; however, her father, Napoleon Deveaux, was present along with counsel for the Defendant, Nathaniel Roberson. At trial, the Plaintiff testified on his own behalf as did his surveyor, Ben Whetstone. Mr. Deveaux took the stand on behalf of the Defendant. Based upon the evidence present including the exhibits admitted into evidence and the testimony presented by the witnesses, I find, order and conclude as follows:

PROCEDURAL HISTORY

This matter was commenced by the filing of a Summons and Complaint for Trespass in the Magistrate's Court in Eastover, South Carolina. Defendant filed her Answer and Counterclaim wherein she asserted title to the property which is the subject of this Action. Thereafter, the Eastover Magistrate issued an order removing the case to the Circuit Court for Richland County pursuant to S.C. Code Ann. §22-3-20.

By consent of the parties, the matter was referred to the undersigned, and this Court jurisdiction over this matter pursuant to said Consent Order of Reference.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Plaintiff is the owner of the following described real property ("Subject Property") by virtue of that certain deed from Thelma Scott Nance to Bernard Richardson and Brian Richardson dated May 14, 2007 and recorded on June 21, 2007 in the office of the Register of Deeds for Richland County in Book 1327 at page 2201:

All that certain piece, parcel or lot of land with improvements thereon, situate, lying and being in the Town of Eastover, County of Richland, State of South Carolina, being shown and delineated on a plat prepared for Bernard Richardson and Brian Richardson by Donald G. Platt, RLS, dated May 14, 2007 and recorded on June 21, 2007 in the office of the Register of Deeds Richland County in Plat Book 1327 at page 2203; said lot having such metes and bounds as shown on said plat, which is being incorporated herein by reference as part of this description.

This being a major portion of the property conveyed to Thelma Scott Nance by Deed of Blanche S. Dickerson, Blondell S. Thornton, Gloria S. Hight and Jeffery D. Scott recorded on August 1, 1988 in the office of the Register of Deeds for Richland County in Deed Book D898 at Page 705.

TMS #: 36802-01-01

2. Defendant claims an interest in the following described property by virtue of a deed from D.F. Deschamps to Emma Rawlinson dated December 17, 1924 and recorded on December 30, 1924 in the office of the Register of Deeds for Richland County in Book CQ at page 84:

All that certain piece, parcel or lot of land in the Town of Eastover, County of Richland, State of South Carolina known as Lot #11 in Block R on a plat of the Ray Subdivision made by J.C. Covington, C.E., November 2nd, 1918 for C.G. Rowland measuring and bounding as follows, to wit: North by Lot #10 on which it measures 180 feet, more or less, South by Lot #12 on which it measures 180 feet, more or less; East by a Fifty (50) foot street on which it measures 70 feet, more or less; and on the West by a Twenty (20) foot street or alley on which it measures 70 feet, more or less.

3. Ms. Rawlinson died intestate leaving behind no will or other form of devise.
4. As is indicated by the Richland County Assessor's office, Defendant is the owner of

that certain mobile home ("Mobile Home") described as 1996 Fleetwood, Serial Number NCFLT41A3544OFE11 which is currently located on the Subject Property.

5. Ms. Nelson claims she is entitled to locate the Mobile Home on the Subject Property by virtue of being a Fourth (4th) generation heir of Ms. Rawlinson.

6. As a threshold matter, none of the heirs of Ms. Rawlinson have any claim to the Subject Property. Any claim they may have is to Lot 11 as indicated above which is located directly to the North of the Subject Property and does not encompass any portion of the Subject Property.

7. Further, Defendant has no claim to Lot 11. According to the testimony of Mr. Deveaux, Defendant's mother is a descendant of Emma Rawlinson and still living. As such, any interest Ms. Nelson may have in Lot 11 has not yet vested.

8. Therefore, I find the Plaintiff has prevailed on the merits as is entitled to the relief requested in the Complaint and a finding that Defendant and any others claiming through her is trespassing on the Subject Property.

THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED:

1. Plaintiff is the owner in fee simple along with Brian Richardson of the Subject Property free and clear of any claims of the heirs of Emma Rawlinson.

2. Defendant has no claim or interest in the Subject Property.

3. Defendant shall remove the Mobile Home and all personal belongings and structures within fifteen (15) days of the entry of this Order.

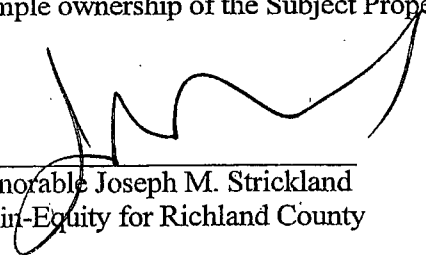
4. Any tenants of the Defendant, persons claim through her or any others occupying the Subject Property shall likewise vacate the Subject Property within fifteen (15) days of the entry of this order taking with them all their belongings.

5. The Sheriff of Richland County is directed to take such steps as are necessary to effectuate the intent of this Order and place the Plaintiff in peaceable possession of the Subject Property.

6. The Clerk of Court and Register of Deeds shall index said order in the records for Richland County so as to reflect the Plaintiff's fee simple ownership of the Subject Property.

AND IT IS SO ORDERED.

Feb. 7, 2014
~~September 2, 2013~~
Columbia, South Carolina



The Honorable Joseph M. Strickland
Master-in-Equity for Richland County

STATE OF SOUTH CAROLINA
In the South Carolina Court of Appeals

RECEIVED

MAR 21 2014

SC Court of Appeals

APPEAL FROM RICHLAND COUNTY
MASTER-IN-EQUITY

Joseph M. Strickland, Presiding Circuit Court Judge

Indictment No.: 2010-CP-40-06592

Delores Nelson..... Appellant

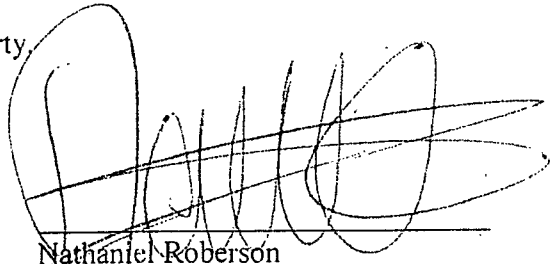
vs.

Bernard Richardson.....Respondent

NOTICE OF INTENT TO APPEAL

RICHLAND COUNTY
FILED
2014 MAR 21 PM 4:30
JEANETTE W. MORRIS
C.C.P. & G.S.

Delores Nelson, Appellant, appeals from the findings of facts and conclusion of law and the Order of the Honorable Joseph M. Strickland, Master-in-Equity for Richland County on February 7, 2014. Appellant received written Notice of this Order on March 18, 2014, which was served on the sister of the Appellant at the subject property.



Nathaniel Roberson
1708 Richland Street
Columbia, S.C. 29201
803-252-4449
Attorney for Appellant



Other Counsel of Record:

Ian McVey, Esquire
Callison, Tighe & Robinson, LLC
PO. Box 1390
Columbia, South Carolina 29202

STATE OF SOUTH CAROLINA
In the South Carolina Court of Appeals

APPEAL FROM RICHLAND COUNTY
MASTER-IN-EQUITY

Joseph M. Strickland, Presiding Circuit Court Judge

RECEIVED

MAR 21 2014

SC Court of Appeals

Indictment No.: 2010-CP-40-06592

Delores Nelson..... Appellant

vs.

Bernard Richardson..... Respondent

PROOF OF SERVICE

I certify that I have served Notice of Appeal on Bernard Richardson, by depositing a copy of it in the United States Mail, postage prepaid on March 21, 2014 addressed to the attorney of record, Ian McVey, Callison, Tighe & Robinson, LLC, P.O. Box 1390, Columbia, South Carolina 29202.

March 21, 2014

/s/Nathaniel Roberson
1708 Richland Street
Columbia, South Carolina 29201
803-252-4449
Attorney for Appellant

STATE OF SOUTH CAROLINA)
)
 COUNTY OF RICHLAND)
)
 Bernard Richardson)
)
 Plaintiff,)
)
 v.)
)
 Deloris Nelson)
)
 Defendant.)

IN THE COURT OF COMMON PLEAS

RECEIVED

MAR 21 2014

Case No.: 2010-CP-40-06592

SC Court of Appeals

ORDER

JEANETTE W. HERRIOT
 C.P. & G.S.
 2014 FEB 10 AM 8:55
 RICHLAND COUNTY
 FILED

THIS MATTER CAME BEFORE THE COURT for trial on the merits. Present at the trial were the Plaintiff, Bernard Richardson, and his counsel, Ian D. McVey and Hugh M. Cooper. Defendant Deloris Nelson was not present; however, her father, Napoleon Deveaux, was present along with counsel for the Defendant, Nathaniel Roberson. At trial, the Plaintiff testified on his own behalf as did his surveyor, Ben Whetstone. Mr. Deveaux took the stand on behalf of the Defendant. Based upon the evidence present including the exhibits admitted into evidence and the testimony presented by the witnesses, I find, order and conclude as follows:

PROCEDURAL HISTORY

This matter was commenced by the filing of a Summons and Complaint for Trespass in the Magistrate's Court in Eastover, South Carolina. Defendant filed her Answer and Counterclaim wherein she asserted title to the property which is the subject of this Action. Thereafter, the Eastover Magistrate issued an order removing the case to the Circuit Court for Richland County pursuant to S.C. Code Ann. §22-3-20.

By consent of the parties, the matter was referred to the undersigned, and this Court jurisdiction over this matter pursuant to said Consent Order of Reference.

2014 FEB 10 AM 11:33
 SC - 11111 - 33

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1. Plaintiff is the owner of the following described real property ("Subject Property") by virtue of that certain deed from Thelma Scott Nance to Bernard Richardson and Brian Richardson dated May 14, 2007 and recorded on June 21, 2007 in the office of the Register of Deeds for Richland County in Book 1327 at page 2201:

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This being a major portion of the property conveyed to Thelma Scott Nance by Deed of Blanche S. Dickerson, Blondell S. Thornton, Gloria S. Hight and Jeffery D. Scott recorded on August 1, 1988 in the office of the Register of Deeds for Richland County in Deed Book D898 at Page 705.

TMS #: 36802-01-01

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- 3. Ms. Rawlinson died intestate leaving behind no will or other form of devise.
- 4. As is indicated by the Richland County Assessor's office, Defendant is the owner of

that certain mobile home ("Mobile Home") described as 1996 Fleetwood, Serial Number NCFLT41A3544OFE11 which is currently located on the Subject Property.

5. Ms. Nelson claims she is entitled to locate the Mobile Home on the Subject Property by virtue of being a Fourth (4th) generation heir of Ms. Rawlinson.

6. As a threshold matter, none of the heirs of Ms. Rawlinson have any claim to the Subject Property. Any claim they may have is to Lot 11 as indicated above which is located directly to the North of the Subject Property and does not encompass any portion of the Subject Property.

7. Further, Defendant has no claim to Lot 11. According to the testimony of Mr. Deveaux, Defendant's mother is a descendant of Emma Rawlinson and still living. As such, any interest Ms. Nelson may have in Lot 11 has not yet vested.

8. Therefore, I find the Plaintiff has prevailed on the merits as is entitled to the relief requested in the Complaint and a finding that Defendant and any others claiming through her is trespassing on the Subject Property.

THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED:

1. Plaintiff is the owner in fee simple along with Brian Richardson of the Subject Property free and clear of any claims of the heirs of Emma Rawlinson.

2. Defendant has no claim or interest in the Subject Property.

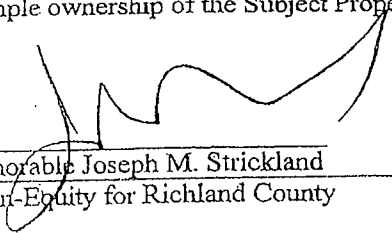
3. Defendant shall remove the Mobile Home and all personal belongings and structures within fifteen (15) days of the entry of this Order.

4. Any tenants of the Defendant, persons claim through her or any others occupying the Subject Property shall likewise vacate the Subject Property within fifteen (15) days of the entry of this order taking with them all their belongings.

5. The Sheriff of Richland County is directed to take such steps as are necessary to effectuate the intent of this Order and place the Plaintiff in peaceable possession of the Subject Property.

6. The Clerk of Court and Register of Deeds shall index said order in the records for Richland County so as to reflect the Plaintiff's fee simple ownership of the Subject Property.

AND IT IS SO ORDERED.



The Honorable Joseph M. Strickland
Master-in-Equity for Richland County

Feb. 2, 2014
~~September 2, 2013~~
Columbia, South Carolina

STATE OF SOUTH CAROLINA)
COUNTY OF Richland)

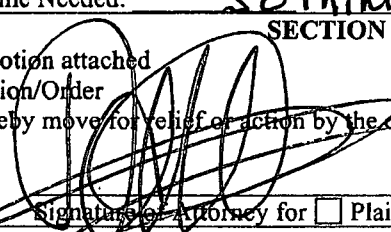
IN THE COURT OF COMMON PLEAS)
5th JUDICIAL CIRCUIT)

CASE NO.: 2010 -CP- 40-6592

Bernard Richardson)
Plaintiff,)

MOTION AND ORDER INFORMATION
FORM AND COVERSHEET

vs.)
Delanos Nelson)
Defendant.)

Plaintiff's Attorney: _____, Bar No. _____ Address: _____ Phone: _____ Fax _____ E-mail: _____ Other: _____	Defendant's Attorney: <u>Nathaniel Felton</u> , Bar No. <u>64139</u> Address: <u>1708 Richland St Columbia SC</u> Phone: <u>252-4449</u> Fax <u>252-6266</u> E-mail: _____ Other: _____
<input type="checkbox"/> MOTION HEARING REQUESTED (attach written motion and complete SECTIONS I and III) <input type="checkbox"/> FORM MOTION, NO HEARING REQUESTED (complete SECTIONS II and III) <input type="checkbox"/> PROPOSED ORDER/CONSENT ORDER (complete SECTIONS II and III)	
SECTION I: Hearing Information Nature of Motion: <u>59(e) SC Rct</u> Estimated Time Needed: <u>30 minutes</u> Court Reporter Needed: <input checked="" type="checkbox"/> YES / <input type="checkbox"/> NO	
SECTION II: Motion/Order Type <input checked="" type="checkbox"/> Written motion attached <input type="checkbox"/> Form Motion/Order I hereby move for relief or action by the court as set forth in the attached proposed order.  Signature of Attorney for <input type="checkbox"/> Plaintiff / <input checked="" type="checkbox"/> Defendant Date submitted <u>3-28-2014</u> , 20 <u>14</u>	
SECTION III: Motion Fee <input checked="" type="checkbox"/> PAID - AMOUNT: \$ <u>25.00</u> <input type="checkbox"/> EXEMPT: (check reason) <input type="checkbox"/> Rule to Show Cause in Child or Spousal Support <input type="checkbox"/> Domestic Abuse or Abuse and Neglect <input type="checkbox"/> Indigent Status <input type="checkbox"/> State Agency v. Indigent Party <input type="checkbox"/> Sexually Violent Predator Act <input type="checkbox"/> Post-Conviction Relief <input type="checkbox"/> Motion for Stay in Bankruptcy <input type="checkbox"/> Motion for Publication <input type="checkbox"/> Motion for Execution (Rule 69, SCRPC) <input type="checkbox"/> Proposed order submitted at request of the court; or, reduced to writing from motion made in open court per judge's instructions Name of Court Reporter: _____ <input type="checkbox"/> Other: <u>59(e) rct</u>	
JUDGE'S SECTION <input type="checkbox"/> Motion Fee to be paid upon filing of the attached order. <input type="checkbox"/> Other: _____	JUDGE CODE _____ Date: _____, 20____
CLERK'S VERIFICATION Collected by: _____ Date Filed: _____, 20____ <input type="checkbox"/> MOTION FEE COLLECTED: \$ _____ <input type="checkbox"/> CONTESTED - AMOUNT DUE: \$ _____	

FILED
MAR 28 PM 12:34
RICHLAND COURT



COPY

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND)
)
Bernard Richardson)
)
Plaintiff(s),)
)
vs.)
)
Deloris Nelson)
)
Defendant(s))

IN THE COURT OF COMMON PLEAS
CASE NUMBER 2010-CP-40-6592

**DEFENDANT'S MOTION
PURSUANT TO
RULE 59 (e) SCRCP**

JEANETTE W. MCBRIDE
C.C.P. & G.S.

2014 MAR 28 PM 12:34

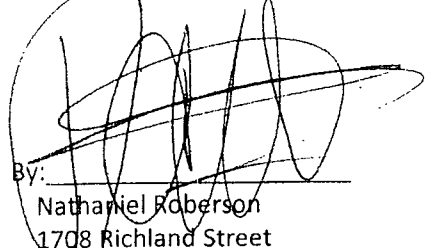
RICHLAND COUNTY
FILED

TO THE DEFENDANTS ABOVE-NAMED AND IAN MCVEY, ESQUIRE, THEIR ATTORNEY: YOU WILL PLEASE TAKE NOTICE that the defendant, Deloris Nelson, by and through her undersigned counsel, will move before the Honorable Joseph M. Strickland at 10:00 a. m. o'clock in the forenoon, or as soon thereafter as counsel may be heard, for an Order of the court altering or amending his Order of February 7, 2014 which was filed on February 10, 2014 by recalling and setting the same aside. The motion will be based upon, but not limited to the following:

1. That the plaintiff was allowed to elicit an expert opinion from his witness that he conferred with two (2) real estate officers and they came to the conclusion to measure the property lines at a place they agreed upon with no legal or factual basis there for.
2. That the judge's order does not include the testimony of the defendant's father that his wife and mother of the defendant is the surviving heir of the original owner (Ms. Rawlinson) and they have paid the taxes and maintained the property for over five (5) years. The defendant is on the property with permission of her mother heir.
3. That the defendant/occupant of the property in question of the property was occupied at the property was purchased by the plaintiff and no consideration was given to the original sub-division plat that is in evidence.

The motion will further be based upon the pleadings, correspondence, case law, the arguments of counsel, legal memorandum, and such other evidence as the court may allow.

Nathaniel Roberson

A large, stylized handwritten signature in black ink, consisting of several overlapping loops and a horizontal line across the middle, positioned over the 'By:' label and the printed name.

By: _____
Nathaniel Roberson
1708 Richland Street
Columbia, S.C. 29201
Telephone: (803) 252-4449

Columbia, South Carolina
3-28, 2014

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND)
)
Bernard Richardson)
)
Plaintiff(s),)
)
vs.)
)
Deloris Nelson)
)
Defendant(s))

IN THE COURT OF COMMON PLEAS
CASE NUMBER 2010-CP-40-6592

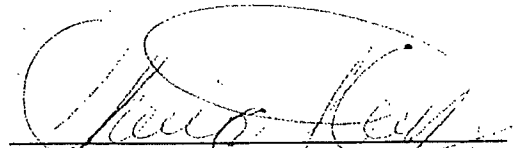
CERTIFICATE OF SERVICE

JEANETTE W. McBRIDE
C.C.P. & G.S.
2014 MAR 28 PM 12: 34
RICHLAND COUNTY
FILED

This is to certify that I, Chelise K. Hardy, have this day served the foregoing **Defendant's Motion Pursuant to Rule 59 (e) SCRPC** in connection with the above-captioned case, by placing said document in the United States Mail with proper postage affixed thereto, upon the following person(s) at the following address(es):

Ian McVey, Esquire
Callison, Tigh & Robinson, LLC
PO Box 1390
Columbia, S.C. 29202

The Honorable Joe Strickland
P.O. Box 192
Columbia, S.C. 29202


Chelise K. Hardy
Legal Assistant

Columbia, South Carolina
March 27, 2014

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND)
)
Bernard Richardson,)
)
Plaintiff(s),)
)
vs.)
)
Deloris Nelson,)
Defendant(s).)

IN THE COURT OF COMMON PLEAS
CASE NUMBER 2010-CP-40-6592
JUDGMENT ROLL NO:

SUMMONS AND ORDER
OF
APPOINTMENT

Status Conference and
All Pending Motions

2014 APR 30 AM 9:57
JEANETTE E. W. McGLICK
C. Cooper & G.
RICHLAND COUNTY
FILED

BY VIRTUE of the Order of Reference filed in the above
entitled case, I have appointed May 9, 2014 at 10:30 o'clock am to
Courtroom 2-D, Richland County Judicial Center, 1701 Main Street,
Columbia, S.C., as the time and place for holding a hearing at
which time and place all interested parties will appear.
Continuance of this hearing will be granted only upon strict
compliance with Rule 40(c), SCRPC.

Upon receipt of this Summons and Order, the Plaintiff(s) or
moving party will notify this office immediately of any persons
entitled to notice who have not been mailed a copy of this Summons
and Order. All parties will please take notice of Rule 5(d),
SCRPC.

If unliquidated damages are sought against a Defendant in
Default, Plaintiff must give notice of time and place of this
hearing pursuant to Rule 55, SCRPC. Additionally, it shall be the
responsibility of the Plaintiff or moving party to comply with Rule
6, SCRPC. A copy of this notice must be filed with the Court by
the date of the hearing.

AND IT IS SO ORDERED.



JOSEPH M. STRICKLAND, MASTER
IN EQUITY FOR RICHLAND COUNTY

CC: Ian McVey, Esq.
Hugh Cooper, Esq.
Nathaniel Roberson, Esq.



IAN D. MCVEY, ESQUIRE
803-404-6900 ext. 3016
ianmcvey@callisontighe.com

CALLISON  TIGHE

September 2, 2014

VIA HAND-DELIVERY

The Honorable Jenny Abbott Kitchings
Clerk of Court
SC Court of Appeals
1015 Sumter Street
Columbia, South Carolina 29201

RECEIVED

SEP 02 2014

SC Court of Appeals

Re: Bernard Richardson v. Deloris Nelson
Appellate Case No.: 2014-000628
Our File No.: 5564.001

Dear Ms. Kitchings:

Enclosed for filing please find the original and one (1) copy of the Respondent's **Response to Motion for Additional Time** along with our **Proof of Service** in connection with the above-referenced matter. Please file the original and then return a clocked copy to our courier.

By copy of this letter, I am serving a copy of the same upon counsel for the Appellant.

Thank you for your assistance in this matter.

With kind regards, I am

Yours very truly,


CALLISON TIGHE & ROBINSON, LLC

Ian D. McVey,
Attorney for Respondent Bernard Richardson

IDM/tah
Enclosures
cc: Nathaniel Roberson, Esquire
Hugh Cooper, Esquire