



ATTORNEYS
EVERETTE H. BABB
J. CHRIS BROWN*
H. STEWART JAMES
*ALSO LICENCED IN GEORGIA

September 4, 2014

VIA FACSIMILE AND US MAIL

The South Carolina Court of Appeals
PO Box 11629
Columbia, SC 29211
Fax No. (803) 734-1839

RE: Townes at Pelham v. Donna Boyd
Appellate Case No. 2014-000701

Dear Ms. Kitchings:

My records indicate that the Court notified the Appellant, Ms. Donna Boyd, by letter dated August 12, 2014 that the initial brief filed with the Court was not accompanied by a Designation of Matter and, therefore, Appellant had not complied with Rule 209, SCACR. The letter further stated Ms. Boyd would have ten (10) days from the date of the letter to correct the filing requirements or the appeal would be dismissed by the Court.

Please let this letter serve as written notice that Respondent, Townes at Pelham Owners' Association, Inc., has never been served with a Designation of Matter by Appellant. The Respondent did receive a copy of the Appellant's Initial Brief on Wednesday, August 20th by US Mail; however, the letter did not contain a Designation of Matter and the Proof of Service dated August 18, 2014, also did not certify that a Designation of Matter had been served on Respondent. Therefore, the Appellant has still not complied with Rule 209, SCACR even though the Court has given her sufficient notice of her noncompliance and the Court has granted several extensions of time to bring her initial brief with supporting documents into compliance with the South Carolina Appellate Court Rules. The Respondent respectfully requests the Court dismiss the Appellant's appeal for non-compliance with the South Carolina Appellate Court Rules.

Yours very truly,

J. Chris Brown
Attorney for Respondent
Townes at Pelham Owners' Association, Inc.

Cc: Donna Boyd, Appellant
6 Pelham Townes Drive
Greenville, SC 29615

Donna Boyd, Appellant
PO Box 1168
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Cc: Client, Townes at Pelham Owners' Association, Inc.

JCB:ah



BABB & BROWN, P.C.

ATTORNEYS AT LAW

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