



Michael G. Sribnick, M.D., J.D., LLC

Attorney at Law

3 Kenilworth Avenue
Charleston, S.C. 29403-4305



September 29, 2014

Clerk of Court
South Carolina Court of Appeals Post
Office Box 11629 Columbia, South
Carolina 29211

RE: Appellate Case No: 2014-002029
Appellants: Irene Santacroce, Rodney Lail and the Estate of Doris Holt
v.

Respondent: John R. Rakowsky

Dear Ms. E. Carter:

Per our conversation today I submit this letter with attachments to address the question we discussed. The Order being appealed was a result of ex-parte communications between opposing counsel and the Honorable Judge Doyet Early. Judge Early agreed to void the order on July 10, 2014. Attached to this letter please find **Exhibit A**. As you can see Judge Early clearly established he was voiding the ex-parte Order he filed with the Court on June 27, 2014. Judge Early stated he voided the controversial Order on July 10, 2014. Judge Early, through document, **Exhibit B** attached hereto, issued on September 10, 2014, date stamped September 11, 2014. The Appellants filed their appeal on a timely basis on September 19, 2014. Please call if you have any additional questions.

Sincerely,

Michael G. Sribnick, M.D., J.D., LLC
3 Kenilworth Avenue, Charleston, S.C. 29403
Phone: (843) 789-3504
Fax: (843) 720-8907
michael.g.sribnickmdjdlc@gmail.com

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OCT 02 2014

SC Court of Appeals

Cc:
Court Administrator
Benjamin Bruner
Andrew Lindeman
James Spencer

James B. Spencer

From: Early, Doyet A. Law Clerk (Cassie M. Weathersbee) [dearlylc@sccourts.org]
Sent: Thursday, July 10, 2014 3:37 PM
To: Michael Sribnick
Cc: desab@desaballard.com Ballard; Andrew Lindemann; Ben Bruner; David L.
Subject: Re: Who drafted the order regarding the litigation funds?

Counsel:

Please see below for correspondence from Judge Early:

Ms. Ballard prepared a proposed order. I modified and signed the order. I assumed she provided everyone with a copy. If you did not receive a copy and if anyone cares to submit a proposed order, I will void the filed order and give everyone who wishes 45 days to submit. I will then make my decision.

Cassie Weathersbee Hall, Esq.
Law Clerk to the Honorable D.A. Early, III The Circuit Court of the 2nd Judicial Circuit PO
Box 90 Bamberg, SC 29003
Telephone: 803.245.4004
Fax: 803.245.2983
dearlylc@sccourts.org<<mailto:dearlylc@sccourts.org>>

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On Jul 9, 2014, at 1:36 PM, Michael Sribnick
<michael.g.sribnickmdjdllc@gmail.com<<mailto:michael.g.sribnickmdjdllc@gmail.com>>> wrote:

Dear Your Honor, Counselors, and pro se litigant:

I respectfully ask for the third time that His Honor, Judge Doyet Early, answer my question as to who drafted the order regarding the litigation funds. I am not out of order in this request for information which is my right to know as a diligent attorney and officer of the court.

Regards, I am

Michael G. Sribnick, M.D., J.D., Attorney at Law Michael G. Sribnick, M.D., J.D., LLC
www.michaelsribnicklaw.com<<http://www.michaelsribnicklaw.com/>>

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Michael G. Sribnick M.D., J.D., LLC

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FORM 4

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

JUDGMENT IN A CIVIL CASE

CASE NUMBER: 2008CP4006656

John R Rakowsky

Southern Holdings Inc

Law Max Legal Finance

PLAINTIFF(S)

DEFENDANT(S)

Submitted by: _____

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.
- 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 _____

RECEIVED
 CLERK OF COURT
 9 18 2014
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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 PUBLIC 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
		\$
		\$
		\$

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.**

Circuit Court Judge _____ Judge Code _____ Date _____

For Clerk of Court Office Use Only

This judgment was entered on the _____ day of _____, 20____ and a copy mailed first class or placed in the appropriate attorney's box on this 18 September 2014 to attorneys of record or to parties (when appearing pro se) as follows:

Desa Ballard

Ernest H Morton Jr
 Andrew F. Lindemann
 James Brian Spencer
 Irene Santacroce

Linda Wilamson Lawrence
 Adrian Lee Falgione
 Rodney Keith Lail
 James Brian Spencer

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

Court Reporter _____

Clerk of Court

Jeanette W. McBride

Exhibit "B"

STATE OF SOUTH CAROLINA)

COURT OF COMMON PLEAS)

COUNTY OF RICHLAND)

FIFTH JUDICIAL CIRCUIT)

John Rakowsky,)

Case No.: 2008-CP-40-6656)

Plaintiff,)

Vs.)

SUPPLEMENTAL ORDER)

Adrian Falgione, James Spencer, et al.,)

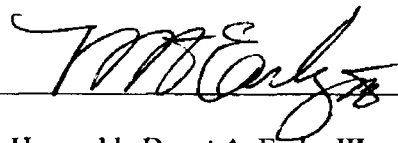
Defendant.)

2014 SEP 11 PM 12:01
JEANETTE W. ROBRIDE
C.C.P. G.S.
RICHLAND COUNTY
FILED

I signed an order on June 23, 2014 ruling on certain matters before me. All parties did not receive a copy of the proposed order. By e-mail dated July 10, 2014, I gave everyone an opportunity to submit a proposed order.

I have reviewed the proposed order from pro se defendant James Spencer. I stand by my original order.

SO ORDERED.



The Honorable Doyet A. Early, III
Presiding Judge of the Fifth Judicial Circuit

Barnwell
Date: *Sept 9, 2014* SC



Michael G. Sribnick, M.D., J.D., LLC



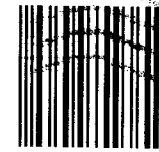
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30 SEP 2014



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Columbia, S.C. 29201

Attn: Clerk

29201+3756

