

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

SOUTH CAROLINA ADMINISTRATIVE LAW COURT
RALPH K. ANDERSON, III, JUDGE

CASE NO. 2014-000774

Naert and DuBois, LLC,

Petitioner,

In the Matter of:

Anonymous Companies,

v.

South Carolina Department of Labor, Licensing and Regulation, and South Carolina Board of Real Estate Commission,

RETURN TO ANONYMOUS COMPANIES' MOTION FOR COSTS

Petitioner, Naert and DuBois, LLC ("Petitioner"), herewith submits this Return to Anonymous Companies' Motion for Costs.

As Petitioner stated at Oral Argument before this Court on September 29, 2014, Petitioner filed the instant Petition to Intervene in response to the ALJ Order purporting to deprive Petitioner and Petitioner's clients of certain property in its possession, despite the ALJ having no jurisdiction over Petitioner. In fact, the ALJ Order in this matter appears to

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SC Court of Appeals

inexplicably assert jurisdiction over the entire world while prohibiting anyone other than parties to have a copy of the Order, although for a time the ALJ Order was posted on the ALC website and on the Casemaker website.

Insofar as the Court has now *ipso facto* denied Petitioner's Petition to Intervene, thus foreclosing any possibility of Appeal by Petitioner, Petitioner respectfully asserts that the conditions precedent to Rule 222, SCACR, have not been met, insofar as no Appeal was effectuated as set forth in Rule 2012, SCACR, due to Appellant not being a Party, as required by such Rule. Further, this Court has declined to sanction Petitioner for the filing of same, as set forth in the Order attached hereto as Exhibit A.

Respectfully,

NAERT AND DUBOIS, LLC



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Zach S. Naert
22 New Orleans Road, Suite 1
Post Office Box 7228 (29938)
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Tel: (843) 686-5500
Fax: (843) 686-5501
Attorneys for Petitioner

October 15, 2014
Hilton Head Island, South Carolina

The South Carolina Court of Appeals

Naert and DuBois, LLC, Appellant,

In the Matter of:

Anonymous Companies,

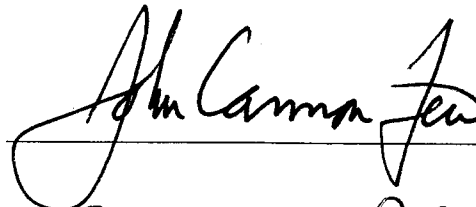
v.

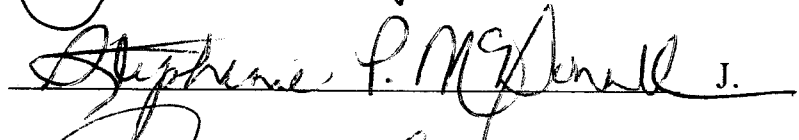
South Carolina Department of Labor, Licensing and
Regulation, and South Carolina Board of Real Estate
Commission.

Appellate Case No. 2014-000774

ORDER

After hearing oral arguments on Anonymous Companies' motion for sanctions, the Court declines to award sanctions in this case.


_____ C.J.


_____ J.


_____ A.J.

Columbia, South Carolina

Ex. A

cc: Joseph DuBois, Esquire
Zachary Steven Naert, Esquire
Melina Mann, Esquire
James Emerson Smith, Jr., Esquire
Nekki Shutt, Esquire
Kathleen McColl McDaniel, Esquire
Darra James Coleman, Esquire
Jacqueline Marie Pavlicek, Esquire

FILED

SP 10/1/14

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM THE SOUTH CAROLINA ADMINISTRATIVE LAW COURT

RALPH K. ANDERSON, III, JUDGE

CASE NO. 2014-000774

Naert and DuBois, LLC,
Petitioner / Appellant,

In the Matter of:

Anonymous Companies

v.

South Carolina Department of Labor, Licensing and Regulation, and South Carolina Board of Real Estate Commission,

CERTIFICATE OF SERVICE

I hereby certify that I am legal assistant for counsel for the Petitioner / Appellant in the above captioned action and that on October 16, 2014, in Hilton Head Island, South Carolina, I served a copy of the foregoing letter with enclosures on all parties by depositing the same in the United States Mail, postage prepaid, and addressed as follows:

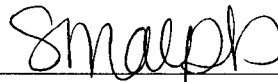
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October 16, 2014

VIA USPS

Ms. Jenny Kitchings
Clerk of the South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

Re: Anonymous Companies v. South Carolina Department of Labor, Licensing and Regulation, and South Carolina Board of Real Estate Commission,
CASE NO. 2014-000774

Dear Ms. Kitchings:

Please find enclosed for filing the original and six (6) copies of a *Return to Anonymous Companies' Motion for Costs and Certificate of Service* in the above referenced action.

With kindest regards, I am,

Sincerely yours,



Joseph DuBois

Enclosures

Cc: James E. Smith, Jr., Esquire
Nekki Shutt, Esquire
Kathleen M. McDaniel, Esquire
Melina Mann, Esquire
Darra Coleman, Esquire

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SC Court of Appeals

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