

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas
Michael G. Nettles, Presiding Judge
Case No. 2011-CP-26-06190

Appellate Case No. 2014-000905

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OCT 17 2014

SC Court of Appeals

73884

Parkway Plaza POA, Inc.; Donald N. Ludlow, Jr., Harman, LLC;
Patricia Efaw, f/k/a Patricia K. Hardwick.....Respondents,

v.

Carroll Wayne Hill, and HMT Group, LLC.....Appellants.

HMT Group, LLC.....Appellants.

v.

Horry County, a South Carolina County, and Hartland
Properties, LLC,
.....Respondents.

RESPONDENTS, PARKWAY PLAZA POA, INC.;
DONALD N. LUDLOW, JR.; HARMAN, LLC;
PATRICIA EFAW, f/k/a PATRICIA K. HARDWICK'S
MOTION TO DISMISS APPELLANT'S APPEAL
UPON FAILURE TO COMPLY WITH RULES 207(a)(1),
208(a)(1), 208(a)(4) and RULE 209(a)(1)

The undersigned hereby moves to dismiss Appellant's Appeal bases upon
his failure to comply with South Carolina Appellate Court Rules 207(a)(1),

208(a)(1), 208(a)(4) and Rule 209(a)(1), and would show unto this Court as follows:

The Appellant submitted his Notice of Appeal on April 23, 2014, and thereafter failed to secure payment for the transcript or submit his initial Brief and Designation of Matter to be included in the record within thirty (30) days of the Notice of Appeal.

For the reason so stated above, the undersigned would respectfully request this Court to dismiss Appellant's Appeal for failure to comply with Appellant Rule 207, 208, and 209, concerning the contents of the transcript and the filing, and service of Appellant's Initial Brief and Designation of Matter to be included in the record on Appeal.

All of which is respectfully submitted.



Lynette Rogers Hedgepath, Esquire (SCB #14241)
THE HEDGEPATH LAW FIRM, P. A.
207 Beaty Street
Conway, South Carolina 29526
Office: 843-488-3161 Fax: 843-488-3173

Attorney for Respondents Parkway Plaza POA; Donald N. Ludlow, Jr.; Harman, LLC; Patricia Efaw. f/k/a Patricia K. Hardwick

October 15, 2014

Conway, South Carolina

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v.

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HMT Group, LLC.....Appellants.

v.

Horry County, a South Carolina County, and Hartland
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.....Respondents.

**PROOF OF SERVICE OF MOTION TO DISMISS
APPELLANT'S APPEAL UPON FAILURE TO COMPLY
WITH RULES 207(a)(1), 208(a)(1), 208(a)(4) and
RULE 209(a)(1)**

I certify that I have served the Motion To Dismiss Appellant's Appeal Upon Failure To Comply With Rules 207(a)(1), 208(a)(1), 208(a)(4), and Rule 209(a)(1), by depositing a copy of said Motion in the United States Mail, with sufficient postage attached, addressed to all counsel of record at their address of record as follows:

Kenneth R. Moss, Esquire
Wright, Worley, Pope, Ekster & Moss, PLLC
628A Sea Mountain Highway
North Myrtle Beach, SC 29582
Attorneys for Appellants and Third-Party Appellant

Lisa A. Thomas, Esquire
Thompson & Henry, P.A.
Post Office Box 1740
Conway, SC 29528
Attorneys For Horry County, a South Carolina County

Kevin M. Hughes, Esquire
Post Office Box 3940
North Myrtle Beach, SC 29582
Attorney For Hartland Properties, LLC

Respectfully submitted,

THE HEDGE PATH LAW FIRM, P. A.



Lynette Rogers Hedgepath, SCB#14241
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Attorney For Respondent

Conway, South Carolina

15 day of October, 2014.

THE HEDGEPATH LAW FIRM, P. A.
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LYNETTE ROGERS HEDGEPATH
ATTORNEY AT LAW
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October 15, 2014

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RE: Parkway Plaza POA, Inc.; Donald N. Ludlow, Jr., Harman, LLC; Patricia Efaw, f/k/a Patricia K. Hardwick, Respondents, v. Carroll Wayne Hill, and HMT Group, LLC, Appellants.
HMT Group, LLC, Appellant, v. Horry County, a South Carolina County, and Hartland Properties, LLC, Respondents.
Case No.: 2011-CP-26-06190 (Horry County)
Appellate Case No.: 2014-000905
Our File No.: 100-1105

Dear Ms. Kitchings:

I enclose herewith and forward to you for filing the original and seven (7) copies of our Motion To Dismiss Appellant's Appeal in the above case, along with a Proof of Service of the Motion being served on the Petitioner and Respondents in this matter. Also enclosed is our office check in the amount of \$25.00 to cover the filing fee.

I would appreciate your returning a clocked copy to me in the enclosed, self-addressed, stamped envelope provided for your convenience.

With kindest regards, I am

Very truly yours,

THE HEDGEPATH LAW FIRM, P. A.

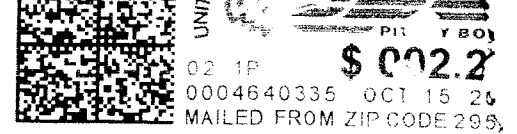
A handwritten signature in black ink, appearing to read "Lynette R. Hedgepath".

Lynette Rogers Hedgepath

LRH:gmb
Enclosures

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cc: Lisa A. Thomas, Esquire
Kenneth R. Moss, Esquire
Kevin M. Hughes, Esquire
Clients
(with enclosures)



First Class Mail

THE HEDGEPATH LAW FIRM, P.A.
207 BEATY STREET
CONWAY, SOUTH CAROLINA 29526

The Honorable Jenny Abbott Kitchings
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