

THE STATE OF SOUTH CAROLINA

In The Court Of Appeals

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NOV 17 2014

SC Court of Appeals

APPEAL FROM CHARLESTON COUNTY

Court Of Common Pleas

The Honorable Mikell R. Scarborough, Master In Equity

Case No. 2009-JG-10-685

Appellate Case No. 2014-001345

Charleston Harbor Resort and Marina,

Respondent

v.

Paul A. Davis,

Appellant

**NOTICE OF MOTION, MOTION TO STRIKE DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL**

This Motion To Strike Designation Of Matter to be Included in the Record on Appeal (excluding Item no. 9) is based upon the Return of Private Process Server, Daniel F. Delcollo (attached as "Exhibit A"), Affidavit of Joyce Lockhart (attached as "Exhibit B"), and the rules, statutes, common law, and Constitution of South Carolina and the United States.

The only two items of evidence in this case are The Return of the Private Process Server, Daniel F. Delcollo ("Exhibit A") and the Affidavit of Joyce Lockhart ("Exhibit B"). There are no other items entered as evidence.

RESPECTFULLY SUBMITTED:

A handwritten signature in black ink, appearing to read "Paul A. Davis". The signature is written in a cursive style with a large, looping initial "P".

PAUL A. DAVIS
14639 C.R. Koon Highway
Newberry, S.C. 29108
803 321 7414
davis979@gmail.com
Pro Se

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Charleston Harbor Resort and Marina,

Respondent

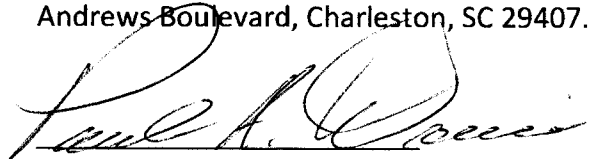
v.

Paul A. Davis,

Appellant

CERTIFICATE OF SERVICE

I hereby certify that I served The Notice Of Motion To Strike Designation Of Matter to be included in the Record On Appeal(excluding only item no. 9) on Charleston Harbor Resort and Marina by depositing a copy of it in The United States Mail, postage prepaid, on November 17, 2014, addressed to its Attorney of record, William A. Scott, PC ,Pedersen & Scott 775 St. Andrews Boulevard, Charleston, SC 29407.


Paul A. Davis Pro Se
14639 C.R. Koon Highway
Newberry, S.C. 29108
803 321 7414
davis979@gmail.com

RECEIVED FEB 11 2009
COURT

Charleston Harbor Resort & Marina Charleston Small Claims Court

Plaintiff

VS

PAUL DAVIS

Defendant

209-52-86-0110

Case No:

Return of Private Process Server

I Declare, that I am a citizen of the United States, over the age of eighteen (18) years and not a party to this action and within the boundaries of the State where service was affected. I was authorized by law to perform said service.

I served CORPORATE SYSTEMS, INC. - Joyce Lokant - Registrar Agent with the SUMMONS, COMPLAINT, AFFIDAVIT, NOTICE TO PLEAD AND THE MOTION FOR SUMMARY JUDGMENT, SUBPOENA, INTERROGATORIES, AND/OR:

Address: 505 Brookfield Dr, Dover, DE 19901

Date: 2/4/09 Time: 10:45

DELAWARE COUNTY
FEB 18 2009
SMALL CLAIMS COURT

Manner of Service

- By personally delivering copies to the person authorized agent or entity being served.
- By leaving during office hours, copies at the office of the person/entity being served, leaving same with the person apparently in charge thereof.
- By leaving copies the dwelling house or usual place of abode of the person being served, with a member of the household 18 years or older and explaining the general nature of the papers.
- Copies of the document were mailed prepaid, first-class on _____ From: _____

Description - Joyce Lokant

- | | | | | | |
|--|--|--|---|---|--|
| <input type="checkbox"/> Male | <input checked="" type="checkbox"/> White Skin | <input type="checkbox"/> Black Hair | <input type="checkbox"/> 14-20 Yrs | <input type="checkbox"/> Under 5' | <input type="checkbox"/> Under 100# |
| <input checked="" type="checkbox"/> Female | <input type="checkbox"/> Black Skin | <input checked="" type="checkbox"/> Brown Hair | <input type="checkbox"/> 21-35 Yrs | <input checked="" type="checkbox"/> 5'0" - 5'3" | <input checked="" type="checkbox"/> 100-130# |
| | <input type="checkbox"/> Yellow Skin | <input type="checkbox"/> Blond Hair | <input type="checkbox"/> 36-50 Yrs | <input type="checkbox"/> 5'4" - 5'8" | <input type="checkbox"/> 131-160# |
| | <input type="checkbox"/> Brown Skin | <input type="checkbox"/> Gray Hair | <input checked="" type="checkbox"/> 51-65 Yrs | <input type="checkbox"/> 5'9" - 6'0" | <input type="checkbox"/> 161-200# |
| | <input type="checkbox"/> Red Skin | <input type="checkbox"/> Red Hair | <input type="checkbox"/> 65 + Yrs | <input type="checkbox"/> Over 6' | <input type="checkbox"/> Over 200# |

NON-SERVICE: Evading _____ Unknown at address _____ Moved _____ No Forwarding Address _____
Address does not exist _____ Service Canceled by Litigant _____ Other _____

I Declare under penalties of perjury the information contained herein is true and correct, and this affidavit was executed on: 2/4/09 (Date)

Sheila F Cohen, Inc.

SHEILA F. COHEN
NOTARY PUBLIC STATE OF MARYLAND
My Commission Expires June 5, 2010

Daniel F. DeCollo
Signature of Server

Daniel F. DeCollo

Print

EXHIBIT
A

JHC-PC
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STATE OF SOUTH CAROLINA)	IN THE COURT OF COMMON PLEAS
)	FOR THE NINTH JUDICIAL CIRCUIT
COUNTY OF CHARLESTON)	CIVIL ACTION 2009-JG-10-685
CHARLESTON HARBOR RESORT)	
AND MARINA,)	
)	
Plaintiff,)	
)	
v.)	<u>AFFIDAVIT OF JOYCE LOCKHART</u>
)	
PAUL A. DAVIS,)	
)	
Defendant.)	

PERSONALLY APPEARED Joyce Lockhart who, first being duly sworn, deposes and says:

1. My name is Joyce Lockhart, I am a citizen of Delaware, over 18 years of age, of sound mind, and I make this affidavit of my own personal knowledge.

2. Since before 2006, I have been employed by Corporate Systems, Inc., 505 Brookfield Drive, Dover DE 19901.

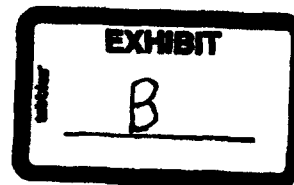
3. Corporate Systems, Inc. has never been agent for Paul Davis. I have never been agent for Paul Davis.

4. Corporate Systems, Inc. has never been agent for service of process for Paul Davis. I have never been agent for service of process for Paul Davis.

5. I know Paul Davis as owner of Chesapeake Venture Corp.

6. Corporate Systems, Inc. is registered agent for Chesapeake Venture Corp.

JLC-PC
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7. The above statements are true and correct under penalty of perjury.

8. Further Affiant sayeth naught.

Joyce Lockhart
Joyce Lockhart

Sworn to and Subscribed Before Me
This 10th Day Of June, 2013.

(SEAL)

Rebecca Ann Jaksch
Notary Public for State of DE
My Commission Expires: 1-14-17

Rebecca Ann Jaksch
Notary Public
State of Delaware
Com. Exp. Jan. 14, 2017

JAK-PC
8

Paul A. Davis
14639 C.R. Koon Highway
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SC Court of Appeals

Jenny Abbott Kitchings
Clerk Of Court
South Carolina Court Of Appeals
P.O. Box 11629
Columbia, S. C. 29211

RE: Charleston Harbor Resort & Marina v. Paul A. Davis
South Carolina Court Of Appeals, Case No. 2014-001345

Dear Ms. Kitchings:

Please find enclosed for filing the original and six copies of the Notice of Motion To Strike Designation Of Matter to be included in the Record on Appeal (excluding only item no. 9) by the Respondent, and Proof Of Service.

By copy of this letter, the Notice of Motion To Strike Designation Of Matter to be included in the Record On Appeal (excluding only item no. 9) by the Respondent are served upon William A. Scott, Attorney for the Respondent.

Sincerely,



Paul A. Davis
Appellant Pro Se

cc: William A. Scott