

72581

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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DEC 23 2014

SC Court of Appeals

APPEAL FROM BEAUFORT COUNTY  
Court of Common Pleas  
Marvin H. Dukes, III,  
Master in Equity and Special Circuit Judge

CASE NO. 2014-001747

JOSEPH C. SUN..... Appellant

vs.

MARSHALL L. HORTON..... Respondents  
AND RICHARD ULBRICH

RESPONDENT'S MOTION TO DISMISS,  
MOTION TO STRIKE  
AND  
MOTION FOR SANCTIONS

Now comes, the Respondents, Marshall L. Horton (hereinafter the "Respondent") who requests the following relief:

- A. The denial of the Appellant's Motion to File Initial Brief Out of Time due to the fact that the only reason which Appellant was given additional time was due to Appellant's false statements to the Court;
- B. The dismissal of the Appellant's appeal because the Appellant did not comply with its September 9, 2014 letter and order the transcript by September 19, 2014;
- C. Striking the Appellant's filing on December 15, 2014 which he provides the Court with information showing that he ordered a transcript due to the fact that this filing was not properly served, a defect which cannot be corrected by a later filing.



- D. If the Court strikes the December 15, 2014, filing, the Respondent requests that the appeal be dismissed because the Appellant did not comply with the Court's December 2, 2014 Order within the Ten (10) days since the filing was not proper.
- E. Sanctioning the Appellant and requiring that all Respondent's attorney's fees and costs be paid and dismissal of the appeal.

The reasons for these prayers for relief are provided below.

### **STATEMENT OF FACTS**

On September 9, 2014, this Court sent a letter to the Appellant informing the Appellant of the following:

Our records reflect that a copy of the document ordering the transcript should have been filed. As of today's date, we have not received proof that you timely ordered the transcript and made payment arrangements with the court reporter. Further, you have not notified us that you already possessed the transcript at the time of filing your appeal, nor have we received your initial brief.

Please a copy of the document ordering the transcript, along with a motion to file out of time, within ten (10) days of the date of this letter, or your appeal will be dismissed.<sup>1</sup>  
(See Exhibit "A").

In response to this letter, the Appellant filed a Motion to File Initial Brief out of Time and made the following statement to the Court:

**As no transcript of the hearing was available** or necessary, the due date of the Appellant's Initial Brief was believed to be from the date of the Amended Notice of Appeal<sup>2</sup>. [Emphasis Added].  
(See Exhibit "B").

In response to the Motion to File Initial Brief Out of Time, the Respondents filed an Objection to Appellant's Motion to File Initial Brief Out of Time and Objection to Appellants' Designation of Matter to be Included in the Record of Appeal. (See Exhibit "C").

---

<sup>1</sup> Letter from Court of Appeals dated September 9, 2014.

<sup>2</sup> Motion to File Initial Brief out of Time, filed September 22, 2014.

Later, on October 22, 2014, the Respondent filed a Supplement to the Original Brief which provided the Court with a note from the Appellant which proved that the Appellant knew a transcript existed and simply misrepresented facts to the Court. A copy of the text of the note is as follows:

A Tip to You  
If you really want the transcript of the Hearing  
Order it Yourself instead of missing  
deadline for your brief<sup>3</sup>

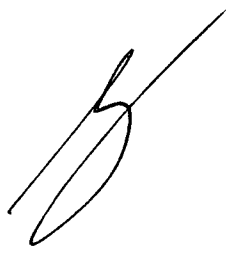
On December 2, 2014, the Court issued an Order providing in part that “Appellant shall provide proof that he has ordered the transcript within ten days or this appeal may be dismissed”<sup>4</sup>

On December 18, 2014, the undersigned counsel called the Court to determine if the appeal was dismissed for the Appellant’s failure to comply with the Court’s December 2, 2014 Order. However, counsel was informed that a document was sent from the Appellant showing that the Appellant had ordered a transcript. However, although the document stated that the copied the undersigned with the filing. As of December 18, 2014, the undersigned has not received the filing. Further, the undersigned spoke with Ms. Lindsay Goodman’s office on December 17<sup>th</sup>, 2014 and they were not in receipt of the filing as of December 17, 2014, and the undersigned believes that Ms. Goodman has still not received a copy of this filing. It has been over 8 days since the Appellant purportedly mailed the filing to the undersigned and the filing has not been received to this date (See Affidavit of Gregory Michael Galvin, Esq. – Exhibit “D”).

---

<sup>3</sup> See Supplemental Information Submitted to Support Respondents Motion to Hold the Respondent’s Brief in Abeyance filed October 24, 2014.

<sup>4</sup> See Order filed for Record on December 2, 2014.



**THE APPELLANT FAILED TO ORDER THE TRANSCRIPT WITHIN 10 DAYS OF  
SEPTEMBER 9, 2014.**

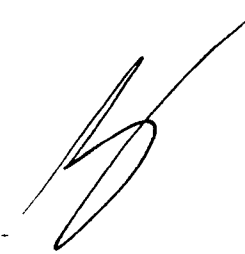
As stated above, the Court sent a letter to the Appellant and directed that a copy of the document ordering the transcript be provided within 10 days from September 9, 2014, or the appeal would be dismissed. (See Exhibit "A").

The Appellant filed a false statement informing the Court that a transcript did not exist (See Exhibit "B"). The Respondents objected to this filing and asked that the Court dismiss the appeal due to the fact that a transcript did exist and the Appellant had not complied with the Court's September 9, 2014 directive.

As a result, the Appellant did not comply with the Court's directive within Ten (10) days and as result, the appeal should be dismissed for Appellant's failure to comply with the Court's September 9, 2014 directive.

**THE APPELLANT'S MOTION TO FILE OUT OF TIME SHOULD BE DENIED**

The Respondent filed an objection to the Appellant's Motion to File out of Time and the Respondent's knowledge the Court has not ruled on this Motion. The Respondent moves for the Court to deny the Appellant's Motion to File out of Time because the only reason the appeal was not dismissed earlier was due to the fact that the Appellant filed a false statement with the Court attesting that a transcript did not exist and as a result, the Appellant's filing was frivolous. South Carolina Appellate Court Rules: Rule 269, SCACR the Court can "impose upon offending attorneys or parties such sanctions as the circumstances of the case and discouragement of like conduct in the future may require." The proper sanction would be to deny and/or strike, the Appellant's Motion to File out of Time because it is simply untrue and the reasons cited in this motion were simply not true.



**THE APPELLANT'S LETTER DATED DECEMBER 10, 2014 SHOULD BE STRICKEN  
FROM THE RECORD BECAUSE IT WAS NOT SERVED AND DOES NOT INCLUDE  
A PROOF OF SERVICE**

A review of the online record reveals that the Appellant has sent a letter to the Court of Appeals dated December 10, 2014, providing a document purporting to show that he has ordered the transcript in the underlying case. However, the undersigned has not been served with a copy of this filing. (See Exhibit "E"). The filing does contain a carbon copy stating that he mailed the documents to the undersigned, but over eight days have elapsed and the undersigned still has not been served with this filing. Further, the undersigned contacted the other counsel in this case, Ms. Lindsay Goodman, and as of November 17, 2014, she had not received the filing (See Exhibit "D").

Rule 262(a)(2) of the Appellate Court Rules provides that "[a]ny document filed with the appellate court shall be **accompanied by proof of service of such document on all parties.** [Emphasis Added]" A proof of service was not filed. Further, the document was not served upon counsel for record. Therefore, the filing is insufficient and cannot be corrected due to the fact that the filing was not served upon counsel of record.

Since the filing does not comply with the rules and cannot comply since it was not served, the Respondent requests that the appeal be dismissed because the failure to serve cannot be corrected. If the filing is re-filed, Ten (10) days will have elapsed and the filing will be significantly out of time in violation of the Court's December 2, 2014 Order.

**SANCTIONS**

All parties have spent significant time in proving that the Appellant's false statement. This has created a significant burden on all counsel in this case. Pursuant to South Carolina Appellate Court Rules: Rule 269, SCACR, the Court can "impose upon offending attorneys or parties such sanctions as the circumstances of the case and discouragement of like conduct in the

future may require.” The undersigned requests that the Court provides both sanctions in the form of attorney’s fees, costs for both Respondents and the dismissal of the Appellant’s appeal. The Respondent believes that the sanction of dismissal is proper because without the false statement, the Court would have dismissed the case on September 19, 2014 for the Appellant’s failure to order the transcript.

### CONCLUSION

For the aforementioned reasons the Respondent requests the following relief:

- A. The denial of the Appellant’s Motion to File Initial Brief Out of Time due to the fact that the only reason which Appellant was given additional time was due to Appellant’s false statements to the Court;
- B. The dismissal of the Appellant’s appeal because the Appellant did not comply with its September 9, 2014 letter and order the transcript by September 19, 2014;
- C. Striking the Appellant’s filing on December 15, 2014 which he provides the Court with information showing that he ordered a transcript due to the fact that this filing was not properly served, a defect which cannot be corrected by a later filing.
- D. If the Court strikes the December 15, 2014, filing, the Respondent requests that the appeal be dismissed because the Appellant did not comply with the Court’s December 2, 2014 Order within the Ten (10) days since the filing was not proper.
- E. Sanctioning the Appellant and requiring that all Respondent’s attorney’s fees and costs be paid and dismissal of the appeal

**GALVIN LAW GROUP, INC.**

\_\_\_\_\_  
Gregory Michael Galvin, Esq.  
P.O. Box 887  
Bluffton, SC 29910  
843-227-2231  
888-362-0714 Fax  
ggalvin@galvinlawgroup.com

Bluffton, South Carolina  
18<sup>th</sup> day of ~~October~~ March, 2014

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY  
Court of Common Pleas  
Marvin H. Dukes, III,  
Master in Equity and Special Circuit Judge

RECEIVED  
DEC 23 2014  
SC Court of Appeals

CASE NO. 2014-001747

JOSEPH C. SUN..... Appellant

vs.

MARSHALL L. HORTON..... Respondents  
AND RICHARD ULBRICH

CERTIFICATE OF SERVICE

I hereby certify that I served a copy of the RESPONDENT'S MOTION TO DISMISS, MOTION TO STRIKE AND MOTION FOR SANCTIONS by mailing a true and correct copy of same to the following, with adequate postage affixed thereto, addressed as follows:

Joseph Sun  
Post Office Box 151  
Bluffton, SC 29910

Lindsay Goodman, Esq.  
Post Office Box 3766  
Bluffton, South Carolina 29910

GALVIN LAW GROUP, INC.

Gregory Michael Galvin, Esq.  
P.O. Box 887  
Bluffton, SC 29910  
843-227-2231  
888-362-0714 Fax  
ggalvin@galvinlawgroup.com

Bluffton, South Carolina  
18<sup>th</sup> day of December, 2014



## The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

V. CLAIRE ALLEN  
DEPUTY CLERK

POST OFFICE BOX 11629  
COLUMBIA, SOUTH CAROLINA 29211  
1015 SUMTER STREET  
COLUMBIA, SOUTH CAROLINA 29201  
TELEPHONE: (803) 734-1890  
FAX: (803) 734-1839  
[www.sccourts.org](http://www.sccourts.org)

September 09, 2014

Joseph C. Sun  
Post Office Box 151  
Bluffton SC 29910

Re: Joseph C. Sun v. Marshall L. Horton  
Appellate Case No. 2014-001747

Dear Mr. Sun:

Our records reflect that a copy of the document ordering the transcript should have been filed. As of today's date, we have not received proof that you timely ordered the transcript and made payment arrangements with the court reporter. Further, you have not notified us that you already possessed the transcript at the time of filing your appeal, nor have we received your initial brief.

Please a copy of the document ordering the transcript, along with a motion to file out of time, within ten (10) days of the date of this letter, or your appeal will be dismissed.

Be sure to copy the Court and opposing counsel with all correspondence concerning the transcript.

Very truly yours,

  
CLERK

**Exhibit "A"**

cc: Gregory Michael Galvin, Esquire  
Lindsay Yoas Goodman, Esquire

**THE STATE OF SOUTH CAROLINA  
In The Court of Appeals**

73607

**APPEAL FROM BEAUFORT COUNTY  
Court of Common Pleas**

**Marvin H. Dukes, III, Master-in-Equity**

**RECEIVED**

SEP 22 2014

**SC Court of Appeals**

**CASE NO. 2014-001747**

**JOSEPH C. SUN ..... Appellant**

**v.**

**MARSHALL L. HORTON ..... Respondents  
and RICHARD ULBRICH**

**MOTION TO FILE INITIAL BRIEF OUT OF TIME**

Appellant moves the court for leave to file his Initial Brief out of time on the ground that he was uncertain of the date that his Amended Notice of Appeal was considered filed and the date when the Initial Brief was actually due. Appellant postmarked and served his Amended Notice of Appeal on August 23, 2014. Therefore, this Initial Brief would be on time from the date of the Amended Notice of Appeal.

As shown in the attached copy of the Circuit Court Judgment entered on July 22, 2014, Mr. Horton was still the Attorney for the Respondents, therefore, all service copies should have sent to Mr. Horton. Appellant's original Notice of Appeal was correctly prepared and served according to court record, but was required by this court to file and serve the Amended Notice of

**Exhibit "B"**

causing the delay. This confusion was caused by the Respondents' counsels' failure to file their Notices of Appearance at the Circuit Court causing the court record to have Mr. Horton be the counsel on record, and Appellant simply followed the official court record in his original Notice of Appeal.

As no transcript of the hearing was available or necessary, the due date of Appellant's Initial Brief was believed to be from the date of the Amended Notice of Appeal.

Appellant prays the court for leave to file his Initial Brief out of time without the transcript of the hearing, in the event the counting of time started on the date he filed his original Notice of Appeal.

Respectfully submitted,



JOSEPH C. SUN, pro se  
P. O. Box 151  
Bluffton, SC 29910  
843-227-0963

**PROOF OF SERVICE**

I certify that I have this date served the Appellant's Motion to File Initial Brief Out of Time on Respondents Horton and Ulbrich by depositing a copy of same in the U.S. Mail postage prepaid, on September 17, 2014, addressed to their attorneys on record at:

Gregory Michael Galvin, Esq.  
Attorney for Marshall Horton  
P.O. Box 887  
Bluffton, SC 29910

Lindsay Y. Goodman, Esq  
49 Boundary Street, 2<sup>nd</sup> Fl.  
P. O. Box 3766  
Bluffton, SC 29910

This 17<sup>th</sup> day of September, 2014

  
JOSEPH SUN

**RECEIVED**

SEP 22 2014

**SC Court of Appeals**

**For Clerk of Court Office Use Only**

This judgment was entered on **11th day of July, 2014**, and a copy mailed first class or placed in the appropriate attorney's box on **22nd day of July, 2014**, to attorneys of record or to parties (when appearing pro se) as follows:

Joseph Sun  
PO Box 151  
Bluffton, SC 29910

---

Marshall L. Horton, Esq.  
PO Box 3766  
Bluffton, SC 29910

---

**ATTORNEY(S) FOR THE PLAINTIFF(S)**

**ATTORNEY(S) FOR THE DEFENDANT(S)**

Trena Patterson/staff

---

**Court Reporter**

**Jerri Ann Roseneau - Clerk of Court**

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**ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.**

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.

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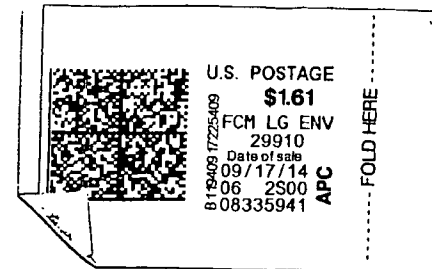
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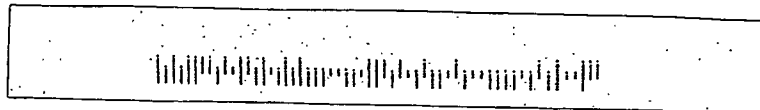
J. C. SUN  
P.O. Box 151  
Bluffton, SC 29910



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SEP 22 2014

SC Court of Appeals  
Clerk of Court  
S.C. Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211



THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY  
Court of Common Pleas  
Marvin H. Dukes, III,  
Master in Equity and Special Circuit Judge

CASE NO. 2014-001747

RECEIVED

OCT 06 2014

SC Court of Appeals

173765

JOSEPH C. SUN..... Appellant

vs.

MARSHALL L. HORTON.....Respondents  
AND RICHARD ULBRICH

**OBJECTION TO APPELLANT'S  
MOTION TO FILE INITIAL BRIEF OUT OF TIME  
AND  
OBJECTION TO APPELLANT'S  
DESIGNATION OF MATTER TO BE INCLUDED  
IN THE RECORD OF APPEAL**

Now comes, the Respondents, Marshall L. Horton and Richard Ulbrich (hereinafter collectively the "Respondent), who files his objection to the Appellant's Motion to File Initial Brief Out of Time and Objection to Appellant's Designation of Matter to be Included in the Record of Appeal. The reasons for these objections are provided below.

**OBJECTION TO APPELLANT'S MOTION TO FILE INITIAL BRIEF OUT OF TIME**

In the Appellant's Motion to File Initial Brief out of Time, the Appellant states that "As no transcript of the hearing was available or necessary... (Motion to File Initial Brief Out of Time, Page 2). The Respondent believes that a transcript does exist because Judge Marvin Dukes, III, has a full time court reporter who attends all/most hearings in his Court. For these reasons, the Respondent believes that a transcript does exist for the hearing before Judge Dukes

Exhibit "C"

*JMS*

and moves for the Court to require the Appellant to obtain any transcripts which relate to this case.

**OBJECTION TO APPELLANT'S DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL**

The Respondent objects to the inclusion of the amended complaint, and moves for it to be **excluded from the record** because the amended complaint was not ever served on the Respondent. Further, the Common Pleas Court record reveals that an original amended complaint was not ever filed with the Court, but instead only a copy was filed.

The Respondent also objects to the Appellant's Designation of Matter and moves for the following items to be **included** in the Record of Appeal which include: (1) the Affidavit in Support of Motion to Dismiss filed by Marshall Horton, Esq. and all documents which supported the affidavit and (2) transcripts of all hearings which were held before Judge Marvin Dukes, III.

**CONCLUSION**

Based on the foregoing facts and arguments the Respondent move for the relief requested in this Motion.

**GALVIN LAW GROUP, INC.**



---

Gregory Michael Galvin, Esq.  
P.O. Box 887  
Bluffton, SC 29910  
843-227-2231  
888-362-0714 Fax  
ggalvin@galvinlawgroup.com

Bluffton, South Carolina  
2<sup>nd</sup> day of October, 2014

**HORTON LAW FIRM, LLC**

*Lindsay Goodman Esq.*  
*L. Goodman*

---

Lindsay Goodman, Esq.  
49 Boundary Street, 2nd Floor  
Post Office Box 3766  
Bluffton, South Carolina 29910  
843.757.6190  
843.757.6191 (facsimile)  
[www.hortonlawfirmllc.com](http://www.hortonlawfirmllc.com)

Bluffton, South Carolina  
2nd day of October, 2014

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM BEAUFORT COUNTY  
Court of Common Pleas  
Marvin H. Dukes, III,  
Master in Equity and Special Circuit Judge

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CASE NO. 2014-001747

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JOSEPH C. SUN..... Appellant

vs.

MARSHALL L. HORTON.....Respondents  
AND RICHARD ULBRICH

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AFFIDAVIT  
OF  
GREGORY MICHAEL GALVIN, ESQ.

---

I, Gregory Michael Galvin, Esq., having been duly sworn, depose and say the following:

1. I am 18 years of age or older, and I give this affidavit on the basis of my personal knowledge of facts and circumstances concerning the matters described herein.
2. I represent Marshall Horton, Esq., a Respondent, in the above captioned appeal.
3. As of December 18, 2014, I have not been served with a copy of the Appellant's December 10, 2014 letter to the Court of Appeals (the "LETTER").
4. My staff and I have regularly checked my mail.
5. On December 17, 2014, I spoke with Lindsay Goodman, Esq., counsel for Mr. Richard Ulbrich, respondent in this action, and she had not received the LETTER, or any filing proving that the Appellant had ordered the transcript.

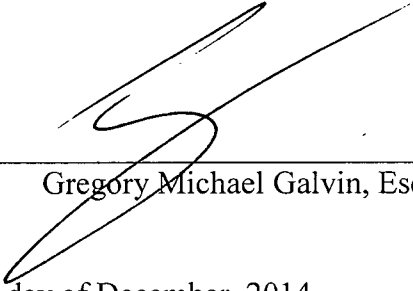
Exhibit "D"



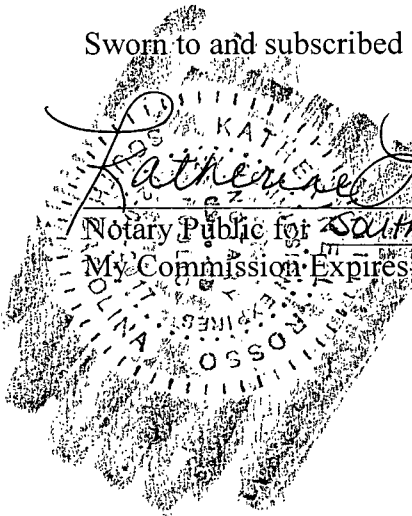
6. I was not made aware of the LETTER until I inquired with the Court of Appeals to find out if the appeal had been dismissed, since Ten (10) days had elapsed since the Court's December 2, 2014 Order.

7. On December 18<sup>th</sup>, 2014 at approximately 3:30 pm I checked the firm's Post Office Box, just before signing this affidavit and to date, I have not been served with the LETTER. However, after speaking with the Court, I did download a copy from the Court of Appeals website.

This 18<sup>th</sup> day of December, 2014.

  
\_\_\_\_\_  
Gregory Michael Galvin, Esq.

Sworn to and subscribed before me this 18<sup>th</sup> day of December, 2014.

  
Katherine J. Rosso  
Notary Public for South Carolina  
My Commission Expires: 02/07/2017

P. O. Box 151  
Bluffton, SC 29910  
December 10, 2014

Clerk, South Carolina Court of Appeals  
P. O. Box 11629  
Columbia, SC 29211

Re: Sun v. Horton, et al, Appeal Case No. 2014-001747  
Beaufort County Court of Common Pleas 2014-CP-07-00238

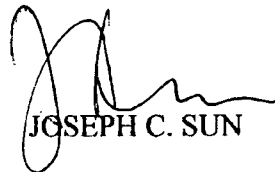
Gentlemen:

Attached please find a copy of email correspondences I made with the Court Report Deborah Thomas who took down the record at the hearing at Judge Marvin Duke's Office on April 23, 2014 in the referenced case.

Since I have already paid for the transcript and it will be delivered to me in about four weeks, please accept this letter and attachment as my "proof of purchase" in compliance with the court order of December 2, 2014.

Thank you for your cooperation.

Respectfully submitted,



JOSEPH C. SUN

Attachments

cc: Gregory Michael Galvin, Esq  
Lindsay Yoas Goodman, Esq

Exhibit "E"

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DEC 15 2014

**SC Court of Appeals**

**Thomas, Deborah S.**  
me  
McLeod, Heather

Our admin assistant, Heather, has delivered to me a personal money order from you in the amount of \$250. I will place your request in line to be prepared. At this time, I would expect to have your transcript completed in about four weeks. Please feel free to contact me if you have any questions regarding this matter.

Deborah S. Thomas, CVRM  
803-206-7390 mbl  
843-255-5712 ofc

**From:** Josie Gunn (mailto:jossunn1095@yahoo.com)  
**Sent:** Wednesday, December 10, 2014 7:24 AM  
**To:** Thomas, Deborah S.  
**Subject:** Re: Transcript of Hearing

Ms. Thomas, Thank you for the info. But this is insufficient.

I've already paid you in full the \$250.00 as you asked for yesterday.

S.C. Court of Appeals requires me to **file a "Proof of Purchase"** of the Transcript. Please send me a letter and email that you have received the full payment of the transcript and that it will be delivered in about 4 weeks.

Thank you for your cooperation.

Joe Sun

On Tuesday, December 9, 2014 10:34 AM, "Thomas, Deborah S." < > wrote:

Thank you for your request. As I mentioned to you this morning, I have at least seven requests ahead of yours. Your transcript will be sent out as soon as possible, but it will likely be three or four weeks before it's completed and I won't even start it until I have received your payment. Please feel free to contact me if you have any questions.

Deborah S. Thomas, CVRM  
803-206-7390 mbl  
843-255-5712 ofc

**RECEIVED**  
DEC 15 2014  
**SC Court of Appeals**

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**From:** Josie Gunn [ ]  
**Sent:** Tuesday, December 09, 2014 10:22 AM  
**To:** Thomas, Deborah S.  
**Subject:** Transcript of Hearing

Ms. Thomas: Per our telephone conversation I am bringing you a Money Order of \$250.00 for the purchase of the transcript of Hearing on April 23, 2014 in Civil Case No. 2014-CP-07-00238. Please confirm receipt of the money and the approximate date that the transcript will be delivered. My mailing address is: J. C. Sun, P. O. Box 151, Bluffton, S.C. 29910

I need that information at the S.C. Court of Appeals as soon as possible.  
Thank you for your cooperation.  
Joe Sun

12/10/2014  
10:22 AM

J. C. Sun  
P. O. Box 151  
Bluffton, SC 29910

CHARLESTON SC 294

11 DEC 2014 PM 3 L

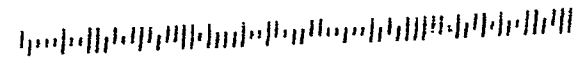


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DEC 15 2014

Clerk of Court **SC Court of Appeals**  
Court of Appeals of South Carolina  
P. O. Box 11629  
Columbia, CS 29211

29211+1629





# Galvin Law Group

Probate ■ Criminal Defense ■ Civil Litigation ■ Real Estate

Licensed in District of Columbia, Ohio & South Carolina  
Special Assistant Attorney General for the State of Georgia  
Also licensed as a Patent Attorney before the United States Patent & Trademark Office

December 18, 2014

**Via Federal Express**

The Honorable Jenny Abbott Kitchings  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, South Carolina 29201

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DEC 23 2014

**SC Court of Appeals**

RE: Joseph Sun vs. Marshall Horton  
Case No. 2014-001747

Enclosed please find for filing in connection with the above-mentioned matter:

An original and Fifteen (7) copies of the Respondent's Motion to Dismiss, Motion to Strike and Motion for Sanctions as well as a check for \$25.00.

Please file the original documents and provide me with one time-stamped copy of each document. By copying all parties, I am serving them with a copy of this letter.

Should you require any additional information in order to process this request, please do not hesitate to contact me.

Very truly yours,

Gregory Michael Galvin, Esq.

cc: Joseph Sun (via U.S. Mail)  
Lindsay Goodman, Esq. (via U.S. Mail)  
Marshall Horton, Esq. (via electronic mail)



**GalvinLawGroup**

P.O. Box 887 • Bluffton, SC 29910

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DEC 23 2014

SC Court of Appeals

The Honorable Jenny Abbott Kitchings  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, South Carolina 29201

5.60<sup>0</sup>

US POSTAGE  
PRIORITY MAIL

71V00786405

2910  
3626



\$0.15<sup>0</sup>

US POSTAGE  
PRIORITY MAIL

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