

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

Honorable J. Ernest Kinard, Jr., Circuit Court Judge

Case No.: 2011-CP-07-0001

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DEC 15 2014

SC Court of Appeals

174476

Arthur Washington,Appellant,

v.

Resort Services, Inc., and John Doe, Respondents.

**MOTION FOR CORRECTION AND/OR AMENDMENT
OF RECORD ON APPEAL**

Pursuant to Rule 210, SCACR, Respondent John Doe moves this Court to order that the following corrections be made to the Record on Appeal (“ROA”):

- Item 16 on the Index of the ROA purports to be “Memorandum of Law in Support of Respondent John Doe’s Motion to Dismiss Based on the Statute of Limitations, dated March 25, 2014” (“John Doe Memorandum”). However, the document found at pages 62-68 of the ROA is Resort Services, Inc.’s Memorandum in Support of Motion to Dismiss or, in the Alternative, renewed Motion for Summary Judgment, filed March 28, 2013 (“Resort Services Memorandum”). Neither party designated the Resort Services Memorandum. Respondent John Doe designated the John Doe Memorandum and cites to that document in his Brief. The Resort Services Memorandum needs to be removed from the ROA and the John Doe Memorandum added to the ROA.

2. The transcript of the deposition of Arthur Washington, found at pages 91-107 of the ROA, is in a condensed version in violation of Rule 267(c), SCACR. Not only is the type size a violation of Rule 267(c), the fact that this transcript is in a condensed version makes citing to pages and lines extremely confusing, since four pages of transcript appear on each page of the ROA.

Respondent John Doe requests this Court to order Appellant to correct and/or amend the ROA as outlined above. Respondent John Doe further requests this Court to order that the Final Briefs in this appeal will not be due until the Record on Appeal has been properly corrected and/or amended.

This motion conforms with Rule 240, SCACR.

Respectfully submitted,
MCANGUS GOUDELOCK & COURIE

December 12, 2014



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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

The Honorable J. Ernest Kinard, Jr., Circuit Court Judge

Case No. 2011-CP-70-0001

Arthur Washington, Appellant,
v.
Resort Services, Inc., and John Doe, Respondents.

PROOF OF SERVICE

I certify that I have served Respondent John Doe's Motion for Correction and/or Amendment of Record on Appeal on Arthur Washington, by depositing a copy of it in the United States Mail, postage prepaid, on the 12th day of December, 2014, addressed to his attorney and to other counsel of record as follows:


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December 12, 2014



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Reply To

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December 12, 2014

Via U.S. Mail

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

RE: Arthur Washington v. Resort Services, Inc. and John Doe
Civil Action No.: 2011-CP-07-0001 (Beaufort)
Date of Incident: February 26, 2009
Carrier Claim No.: 8003223803-1-3
MGC File No.: 20192.14002
Appeal No.: 2014-001409

Dear Ms. Kitchings:

Enclosed please find the original and seven (7) copies of Respondents' Motion for Correction and/or Amendment of Record on Appeal, and the original and one copy of the Proof of Service in the above-referenced matter. Please file the originals and return a clocked-in copy in the self-addressed, stamped envelope. Also enclosed is our firm's check in the amount of \$25 for filing the motion.

Yours truly,

McAngus Goudelock & Courie, LLC

Helen F. Hiser

Enclosures

cc: Charles E. Houston, Jr., Esq.
William F. Barnes, III, Esq.
Alice P. Adams, Esq.
Christopher W. Nickels, Esq.
Scott Ferson, 21st Century Insurance

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20192.14002/HFH/jlr

The Honorable Jenny Abbott Kitchings
Clerk of Court

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Columbia, South Carolina 29211

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