

**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

CASE NO. 2014-001747

JOSEPH C. SUN Appellant

v.

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

**APPELLANT'S RESPONSE TO RESPONDENT'S
MOTION TO DISMISS, MOTION TO STRIKE
AND MOTION FOR SANCTIONS**

Respondent Marshall L. Horton, filed a groundless and frivolous motion in bad faith and/or prematurely, therefore, must be denied.

By letter to the court dated December 10, 2014, Appellant has already shown on record that he had ordered and paid for the transcript in compliance with the first part of the December 2, 2014 Court Order. Appellant received a letter from the court dated December 23, 2014 acknowledging his letter on the ordering of the transcript.

A few days later, on December 18, 2014, Respondent Horton filed a motion making several unintelligible complaints all without any factual or legal basis. Respondent counsel's affidavit is premature or false in claiming both respondent counsels have not been served the

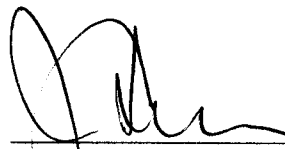
RECEIVED
JAN 08 2015
SC Court of Appeals

copies of the December 10, 2014 letter to the court from Appellant. Appellant mailed a copy to counsel Galvin and personally delivered a copy to counsel Goodman who was out for the Christmas holidays and Respondent Horton who shared the same office instructed Appellant to leave the copy with him for counsel Goodman. Counsel Goodman's office was within walking distance from Appellant and the letter to counsel Galvin was never returned for undelivery.

Respondents have not shown any ground for relief therefore their motion should be denied. They should be sanctioned by the court to desist from filing any further frivolous motions to delay the progress of the appeal.

This 6th day of January, 2015.

Respectfully submitted,



JOSEPH C. SUN, pro se
P. O. Box 151
Bluffton, SC 29910
843-226-8788

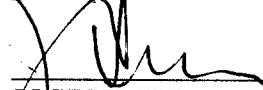
PROOF OF SERVICE

I certify that I have this date served the Appellant's Response to Respondents' Motion to Dismiss, Motion to Strike and Motion for Sanction on the Respondents by depositing a copy of same in the U.S. Mail postage prepaid, on January 6, 2015, addressed to their counsels:

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

This 6th day of January, 2015

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



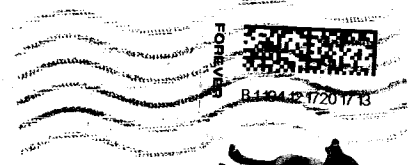
JOSEPH SUN
P. O. Box 151
Bluffton, SC 29910

RECEIVED
JAN 08 2015
SC Court of Appeals

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

CHARLESTON SC 294

06 JAN 2015 PM 1 L



RECEIVED

JAN 08 2015



Clerk of Court
South Carolina Court of Appeals
P. O. Box 11629
Columbia, SC 29201

SC Court of Appeals

29211+1529

