

74772

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JAN 14 2015

SC Court of Appeals

**FORM 1
NOTICE OF APPEAL IN A CIVIL CASE**

THE STATE OF SOUTH CAROLINA
In the Court of Appeals
(In the Supreme Court)

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

J.C. Nicholson, Jr., Circuit Court Judge

Case No. 2014CP1001829

Michele Blank

Michele Blank

Respondent.

v.

James R. Abbott

Appellant.

NOTICE OF APPEAL

James R. Abbott appeals the order (judgment) of the Honorable J.C. Nicholson rendered November 19. Appellant received written notice of entry of this order (judgment) on November 24.

December 19, 2014

James R. Abbott
James R. Abbott

241 Paul Drive
Trenton NC 28585

Frampton Durban
3660 W. Montague Avenue
North Charleston, SC
Attorney for Respondent

*File # 1809
843-760-2450*



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

January 05, 2015

James R. Abbott
241 Paul Dr.
Trenton NC 28585

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JAN 14 2015

SC Court of Appeals

Re: James R. Abbott v. Michelle Blank
Appellate Case No. 2014-002751

Dear Mr. Abbott:

Upon reviewing your notice of appeal, the following deficiency or deficiencies have been noted under the South Carolina Appellate Court Rules (SCACR), and any deficiency must be corrected within ten (10) days of the date of this letter or your appeal will be dismissed:

- The notice of appeal is not accompanied by the order(s) and/or judgment(s) challenged on appeal.
- The required filing fee has not been submitted. The correct filing fee is \$100.00.
- A proof of service has not been provided. You must serve and file a proof of service substantially in the format shown by Form 7 in Appendix C to part II of the SCACR.

Very truly yours,

V. Claire Allen, Deputy

CLERK

cc: Frampton Durban, Jr., Esquire



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
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January 05, 2015

James R. Abbott
241 Paul Dr.
Trenton NC 28585

RECEIVED
JAN 14 2015
SC Court of Appeals

Re: James R. Abbott v. Michelle Blank
Appellate Case No. 2014-002751

Dear Mr. Abbott:

This Court has received your notice of appeal, and the case has been assigned the appellate case number that appears above. Please use this number on all future correspondence relating to this matter.

All parties to this matter are advised that all filings must comply with the requirements of Rule 267 of the South Carolina Appellate Court Rules (SCACR). The SCACR are available online at www.sccourts.org/courtreg. Additionally, any filings submitted by counsel admitted in South Carolina must include counsel's bar number.

The attention of the parties is directed to the order relating to the inclusion of personal data identifiers and other sensitive information in documents filed with the Supreme Court of South Carolina and the South Carolina Court of Appeals. The order can be found at www.sccourts.org/courtOrders/HTMLFiles/2014-04-15-02.htm. Please note that the responsibility for insuring that information is redacted or sealed as required by this order rests with counsel and the parties. This office will not review filings for redaction or to determine if materials should be sealed.

This is to advise that the title in the above matter has been changed to read as follows:

James R. Abbott, Appellant,

v.

Michele Blank, Respondent,

All future records in this matter should be changed to reflect this title. If you have any questions, please do not hesitate to contact this office.

Very truly yours,

V. Claire Allen, Deputy

CLERK

cc: Frampton Durban, Jr., Esquire

STATE OF SOUTH CAROLINA
 COUNTY OF CHARLESTON
 IN THE COURT OF COMMON PLEAS

FORM 4

JUDGMENT IN A CIVIL CASE

CASE NO. 2014-CP-10-1829

RECEIVED

JAN 14 2015

SC Court of Appeals

James R. Abbott
 PLAINTIFF(S)

Michele Blank
 DEFENDANT(S)

Submitted by:	Attorney for : <input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant
	or <input type="checkbox"/> Self-Represented Litigant

DISPOSITION TYPE (CHECK ONE)

- JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.
- ACTION DISMISSED (CHECK REASON):** Rule 12(b), SCRPC; Rule 41(a), SCRPC (Vol. Nonsuit); Rule 43(k), SCRPC (Settled); Other
- ACTION STRICKEN (CHECK REASON):** Rule 40(j), SCRPC; Bankruptcy
 Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award; Other
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**
 Affirmed; Reversed; Remanded; Other

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT AND ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: See attached order (formal order to follow) Statement of Judgment by the Court: This matter came before this Court on Appellant James Abbott's Appeal to the Circuit Court, filed on August 6, 2014 and Defendant's Motion to Dismiss for Failure to Properly Perfect Appeal, filed on September 5, 2014. Both matters were argued before this Court on November 19, 2014. This Court hereby affirms the lower court's ruling, and dismisses the Motion as moot.

ORDER INFORMATION

This order ends does not end the case.
 Additional Information for the Clerk :

INFORMATION FOR THE PUBLIC INDEX

Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.

Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled (List amount(s) below)
N/A		\$
If applicable, describe the property, including tax map information and address, referenced in the order: N/A		

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure. Amounts to be computed such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk. Note: Title abstractors and researchers should refer to the official court order for judgment details.

Circuit Court Judge

[Handwritten Signature]

2117

Judge Code

Date

11/26/14

For Clerk of Court Office Use Only

This judgment was entered on the _____ day of _____, 20____ and a copy mailed first class or placed in the appropriate attorney's box on this _____ day of _____, 20____ to attorneys of record or to parties (when appearing pro se) as follows:

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

CLERK OF COURT

ATTEST: A TRUE COPY
JULIE J. ARMSTRONG (SEAL)
CLERK, C.P., G.S. & F.C.
By *[Signature]*
DEPUTY CLERK

Name: Mr. Frampton Durban, Jr.
Bar Number: 1809
Organization:
Address: 3660 West Montague Ave.
North Charleston, SC 29418
County: Charleston
Email Address: frampd7@gmail.com
Business Phone: (843) 760-2450
Fax Number:
Law School: University of South Carolina School of Law
Graduation Year: 1975
SC Admission Date: November 11, 1975
SC Bar Membership Class: Regular Member
SC Bar Membership Status: Good Standing

New Search

FORM 7
PROOF OF SERVICE OF A NOTICE OF APPEAL

RECEIVED
JAN 14 2015
SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals
[In The Supreme Court]

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

J.C. Nicholson, Jr., Circuit Court Judge

Case No. 2014CP1001829

Michele Blank Respondent,

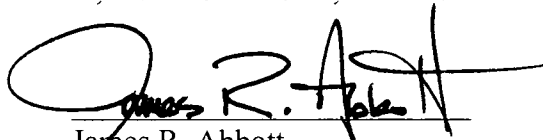
v.

James R. Abbott Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Michele Blank by depositing a copy of it in the United States Mail, postage prepaid, on January 14, 2015, addressed to her attorney of record, Frampton Durban, 3660 W. Montague Avenue, North Charleston, South Carolina 29418.

January 14, 2015



James R. Abbott
241 Paul Drive
Trenton, North Carolina 28585
(843) 729-7729
Appellant