

ABBOTT MARINE CONSTRUCTION, LLC

<http://www.abbott-marine.com/>

P.O. Box 7

241 Paul Drive

Trenton, North Carolina

28585

843-729-7729

[abbottconstruction@tds.net](mailto:abbottconstruction@tds.net)

February 24, 2015

The Honorable Jenny Abbott Kitchings

Clerk of Court of Appeals

PO Box 11629

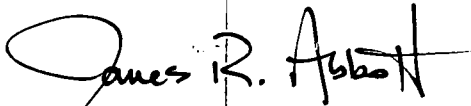
Columbia, SC 29211

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

Dear Ms. Kitchings:

In regard to the above, and as required by The South Carolina Court of Appeals in correspondence dated February 18, 2015 (copy attached), enclosed please find copies of all documents in deficiency.

With kind regards, I am  
Yours truly,



James R. Abbott  
Appellant

cc: Frampton Durban, Jr., Esquire

RECEIVED  
FEB 27 2015  
SC Court of Appeals



## 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

February 18, 2015

James R. Abbott  
241 Paul Dr.  
Trenton NC 28585

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

**RECEIVED**  
FEB 27 2015  
SC Court of Appeals

Dear Mr. Abbott:

Upon reviewing your documents submitted ordering the transcript in this case dated December 24, 2014, and February 3, 2015, the following 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:

- ① • The document does not show that a copy of this correspondence was provided to the opposing counsel.
- ② • A copy of this document was not provided to the Office of Court Administration as required by the SCACR. The address for Court Administration is 1015 Sumter Street, Suite 200, Columbia, SC 29201.
- ③ • No copy of the original request for the transcript has been received by this court.
- ④ • The email requesting the transcript lacks a statement of your having made satisfactory arrangements (including agreement regarding payment for the transcript) per Rule 207(a) SCACR.

Very truly yours,

*V. Claire Allen, Deputy*

CLERK

cc: Frampton Durban, Jr., Esquire

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February 24, 2015

Frampton W. Durban, Jr.  
Post Office Box 40997  
Charleston South Carolina  
29423-0997

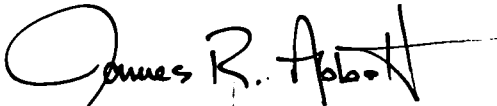
RECEIVED  
FEB 27 2015  
SC Court of Appeals

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

Dear Mr. Durban:

In regard to the above, and as required by The South Carolina Court of Appeals in correspondence dated February 18, 2015 (copy attached), enclosed please find one (1) copy of the original request dated December 24, 2014 to Karen Anderson, Charleston County court reporter, for the transcripts of the case.

Yours truly,



James R. Abbott  
Appellant

cc: Desiree Allen  
Manager, Court Reporting and Court Interpreters  
South Carolina Supreme Court  
Office of Court Administration  
1015 Sumter Street, Suite 200  
Columbia, South Carolina 29201-3739

Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeal  
Post Office Box 11629  
Columbia, South Carolina 29211

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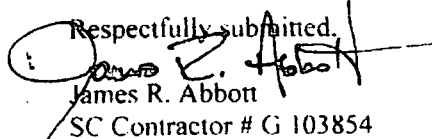
[abbottconstruction@tds.net](mailto:abbottconstruction@tds.net)

December 24, 2014

To: Karen Andersen  
Charleston County court reporter  
3592 Somerset Hills Court  
Mt. Pleasant, SC 29466

In accordance with Rule 207 I am requesting the transcripts of Case: 2014CP1001829  
James R. Abbott VS Michele Blank heard at 10:30 AM November 19 at the Charleston  
County Judicial Center in courtroom 3E, Judge J.C. Nicholson, Jr. presiding.

Respectfully submitted,

  
James R. Abbott

SC Contractor # G 103854

NC Contractor # 55059

ABBOTT MARINE CONSTRUCTION, LLC

<http://www.abbott-marine.com/>

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February 24, 2015

RECEIVED  
FEB 27 2015  
SC Court of Appeals

Desiree Allen  
Manager, Court Reporting  
South Carolina Supreme Court  
Office of Court Administration  
1015 Sumter Street, Suite 200  
Columbia, South Carolina

Re: Michele Blank v James R. Abbott  
Charleston County Court of Common Pleas  
Case No. 2014-002751

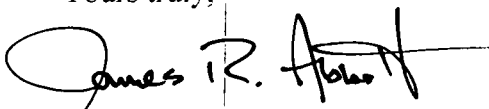
James R. Abbott v Michele Blank  
South Carolina Court of Appeals  
Case No. 2014-002751

Dear Ms Allen:

In regard to the above, and as required by The South Carolina Court of Appeals in correspondence dated February 18, 2015 (copy attached), enclosed please find one (1) copy of the original request dated December 24, 2014. IAW Rule 207 and as requested by the South Carolina Court of Appeals (a) (1) ...*appellant shall, within the time provided for ordering the transcript, make satisfactory arrangements (including agreement regarding payment for the transcript), in writing with the court reporter for furnishing the transcript.* This has been accomplished, attachment included.

Attached email dated February 12, 2015 from Karen Anderson to James Abbott explains that no record of the proceedings leading to the judgment exists.

Yours truly,



James R. Abbott  
Appellant

cc: Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeal  
Post Office Box 11629  
Columbia, South Carolina 29211

Frampton W. Durban, Jr.  
Attorney for Michele Blank  
Post Office Box 40997  
Charleston South Carolina 29423-0997

Please see new attachments-I will also send you a formal correspondence via regular mail to 3592 Somerset Hills Court, Mount Pleasant SC 29466.

Thank you,

James Abbott, Appellant

---

**From:** "Karen Andersen" <kandersen@sccourts.org>  
**To:** abbotconstruction@tds.net  
**Sent:** Thursday, February 12, 2015 3:44:31 PM  
**Subject:** 11/19/14 Abbott vs. Blank transcript request

Hello, Mr. Abbott. I apologize that I'm just getting back to you on this. Your letter was delivered return receipt requested and I just got it this week. I reviewed my records and it appears that there is no record to speak of other than what I have below. I discussed this with his law clerk, Charlie, who confirmed that the judge denied the motion while we were out of the room on a five-minute recess. Please let me know if you would like anything further from me. Thank you.

Abbott vs. Blank

THE COURT: Let me see. We've got an appeal. Is that magistrate court; is that correct?

MR. DURBAN: Appeal and motion to dismiss also.

THE COURT: Who is here representing who?

MR. DURBAN: I represent the plaintiff, Michelle Blank.

THE COURT: The plaintiff; she's the respondent?

MR. DURBAN: She's the respondent in the appeal, yes, sir.

THE COURT: Mr. Abbott's the appellant?

MR. DURBAN: Yes, sir.

THE COURT: Give me a chance to look at the return.

Why don't you go ahead and take a break while I look at the return.?

Karen V. Andersen, RMR, CRR  
Circuit Court Reporter  
3592 Somerset Hills Court  
Mount Pleasant, SC 29466  
(843) 442-2457

~~~ CONFIDENTIALITY NOTICE ~~~ This message is intended only for the addressee and may contain information that is confidential. If you are not the intended recipient, do not read, copy, retain, or disseminate this message or any attachment. If you have received this

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

JENNY ABBOT KITCHINGS  
 CLERK OF COURT  
 SC COURT OF APPEALS  
 P.O. Box 11629  
 COLUMBIA SC 29211

2. Article Number  
(Transfer from service label)

7013 2630 0000 4692 6977

PS Form 3811, August 2001

Domestic Return Receipt

102595-01-M-2509

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

*Merrill W. Jones*

- Agent
- Addressee

B. Received by (Printed Name)

Merrill W. Jones

C. Date of Delivery

12-30-14

D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

3. Service Type

- Certified Mail  Express Mail
- Registered  Return Receipt for Merchandise
- Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

I SENT IT BUT I DIDN'T SHOW YOU AS C.C.

*J. Abbott*  
 2/24/15

**RECEIVED**  
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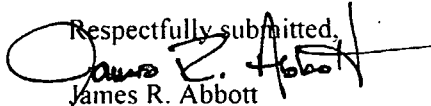
[abbottconstruction@tds.net](mailto:abbottconstruction@tds.net)

December 24, 2014

To: Karen Andersen  
Charleston County court reporter  
3592 Somerset Hills Court  
Mt. Pleasant, SC 29466

**RECEIVED**  
FEB 27 2015  
**SC Court of Appeals**

In accordance with Rule 207 I am requesting the transcripts of Case: 2014CP1001829  
James R. Abbott VS Michele Blank heard at 10:30 AM November 19 at the Charleston  
County Judicial Center in courtroom 3E, Judge J.C. Nicholson, Jr. presiding.

Respectfully submitted,  
  
James R. Abbott  
SC Contractor # G 103854  
NC Contractor # 55059

Common Pleas  
Charleston County Judicial Center  
100 Broad Street - Suite 106  
Charleston, SC 29401-9401

STATE OF  
SOUTH CAROLINA



**RECEIVED**

FEB 27 2015

**SC Court of Appeals**

James R Abbott  
Po Box 7

Trenton, NC 28585

**NOTICE OF MOTION SCHEDULING**

September 25, 2014

**Motion "MDISMS - Motion/Dismiss for Failure to Properly Perfect Appeal" for Case: 2014CP1001829 - James R Abbott VS Michele Blank has been added to the following Motions Roster:  
131 - MOTIONS ROSTER - JUDGE NICHOLSON**

**This hearing of this motion has been scheduled for 11/19/2014 at 10:30 AM.**

MOTIONS ARE SCHEDULED COURTROOM 3E WITH JUDGE NICHOLSON PRESIDING.  
THE DEADLINE FOR REQUESTS FOR CONTINUANCES IS WEDNESDAY, NOVEMBER 12TH

IF YOU HAVE QUESTIONS PLEASE CONTACT CAROLINE LEONARD AT:  
ccleonard@charlestoncounty.org.

| Mail Notice To:                                     |
|-----------------------------------------------------|
| James R Abbott<br>Po Box 7<br><br>Trenton, NC 28585 |

| Court Info                                                                                                     |
|----------------------------------------------------------------------------------------------------------------|
| Common Pleas<br>Charleston County Judicial Center<br>100 Broad Street - Suite 106<br>Charleston, SC 29401-9401 |

**If you have any questions regarding the scheduling of this motion, please contact the courts at:**

**(843)958-5000**

Respectfully,

Julie Armstrong  
Clerk of Court

**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

Respondent,

v.

James R. Abbott

Appellant.

NOTICE OF APPEAL

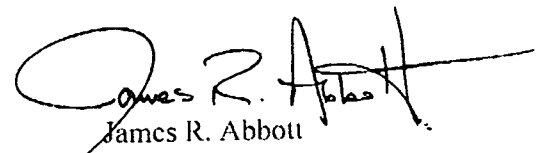
**RECEIVED**

FEB 27 2015

**SC Court of Appeals**

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  
241 Paul Drive  
Trenton NC 28585

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

**abbottconstruction tds.net** <abbottconstruction@tds.net>  
To: Framp Durban <FrampD@bellsouth.net>

Fri, Dec 19, 2014 at 4:03 PM

They said you took the day off and your paralegal left early and no one at your office would sign to acknowledge receipt. This is my notice to you.

 Notice of Appeal to Supreme Court (2).pdf  
402K

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[abbottconstruction@tds.net](mailto:abbottconstruction@tds.net)

February 24, 2015

Karen Anderson  
Charleston County Court Reporter  
3592 Somerset Hills Court  
Mount Pleasant, South Carolina

Re: Michele Blank v James R. Abbott  
Charleston County Court of Common Pleas  
Case No. 2014-002751

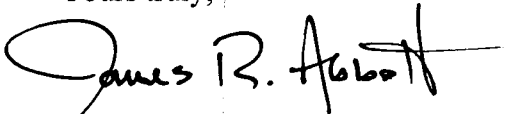
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I understand from your email dated February 12, 2015 that no record of the proceedings leading to the judgment exists. However, for the purpose of this request, please confirm that fact. If I need to compensate you for your time in any correspondence between us in the past, present, or future concerning this matter, please send me an accounting of that time and expense and billing of same.

Yours truly,



James R. Abbott  
Appellant

cc: Desiree Allen  
Manager, Court Reporting and Court Interpreters  
South Carolina Supreme Court

Office of Court Administration  
1015 Sumter Street, Suite 200  
Columbia, South Carolina 29201-3739

Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeal  
Post Office Box 11629  
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Frampton W. Durban, Jr.  
Attorney for Michele Blank  
Post Office Box 40997  
Charleston South Carolina 29423-0997

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Thank you,

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