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THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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MAY 12 2015  
SC Court of Appeals

APPEAL FROM MARLBORO COUNTY  
Paul M. Burch, Circuit Court Judge

Case No. 2012-CP-34-0046

Ricky Edmond Blue, Jr.,.....

Appellant,

v.

City of Bennettsville, Larry McNeill,  
and Walter Covington, .....

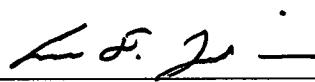
Respondents.

**MOTION TO DISMISS APPEAL**

The Respondents move this Court pursuant to Rule 260(a), SCACR, to dismiss the Appellant's appeal based upon the Appellant's failure to timely procure the hearing transcript needed for this appeal and for generally failing to take the steps required to prosecute and perfect his appeal.

The grounds for this motion are set forth in more detail in the supporting memorandum filed herewith.

DAVIDSON & LINDEMANN, P.A.

BY:  \_\_\_\_\_

ANDREW F. LINDEMANN

JUSTIN T. BAGWELL

1611 Devonshire Drive

Post Office Box 8568

Columbia, South Carolina 29202

(803) 806-8222

*Counsel for Respondents*

Columbia, South Carolina

May 8, 2015

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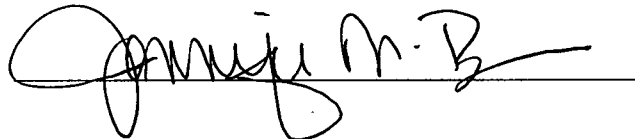
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**CERTIFICATE OF SERVICE**

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The undersigned employee of Davidson & Lindemann, P.A., counsel for the Respondents, does hereby certify that service of the **Motion to Dismiss Appeal** and **Memorandum in Support of Motion to Dismiss Appeal** in the above-captioned matter was made upon all counsel of record by placing a copy in the United States Mail, first class postage prepaid, at the below listed address clearly indicated on said envelope this the 8th day of May 2015:

Kenneth R. Moss, Esquire  
Wright, Worley, Pope,  
Ekster & Moss, PLLC  
628A Sea Mountain Highway  
North Myrtle Beach, South Carolina 29582



DAVIDSON & LINDEMANN, P.A.

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†Certified Mediator

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

RE: Ricky Edmond Blue, Jr. v. City of Bennettsville, Larry McNeill, and Walter Covington  
Appellate Tracking Number: 2015-000587  
Civil Action Number: 2012-CP-34-0046  
Claim Number: SF-12-0195  
Our File Number: 321.8950

Dear Ms. Kitchings:

Please find enclosed for filing the originals and seven copies each of the **Motion to Dismiss Appeal** and **Memorandum in Support of Motion to Dismiss Appeal** in the above referenced matter. Please file the originals and return a clocked-in copy of each document to me in the enclosed envelope. I have also enclosed my firm's \$25.00 check for the filing fee.

By copy of this letter, I am serving copies on all counsel of record.

Thank you for your assistance in this matter.

Sincerely,

DAVIDSON & LINDEMANN, P.A.



Andrew F. Lindemann

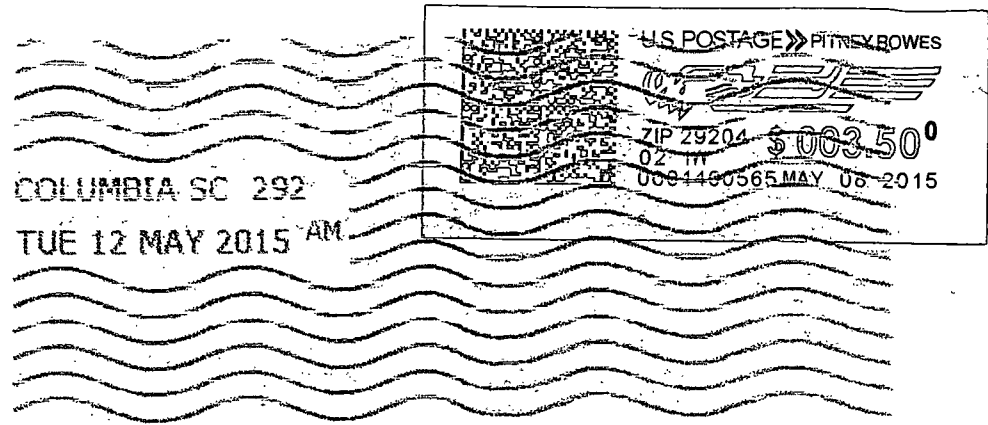
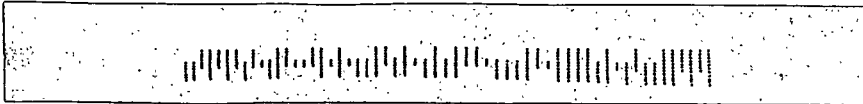
AFL/jmb  
Enclosures

The Honorable Jenny Abbott Kitchings  
May 8, 2015  
Page Two

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cc: (w/ Enclosures)

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