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JOHNSON D KOOLA  
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June 13, 2015

**RECEIVED**

JUN 15 2015

SC Court of Appeals

The Hon. Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
1015 Sumter Street  
Columbia, S.C. 29201

Re: Johnson Koola v. Cambridge Two, LLC. *et al.* (2)  
Case No.: 2015-000111

Sub: Respondent Carolina One's Initial Brief and Appellant's Reply Brief  
- Certain clarifications

Dear Honorable Kitchings:

I am appellant pro se in the above appeal, Johnson Koola v. Cambridge Two, LLC. *et al.* (2), Case No.: 2015-000111. Appellant requests certain clarifications regarding filing of Briefs with respect to Carolina One.

On June 3, 2015, the Court ordered Carolina One to file Proof of Service with respect to its Motion for Extension of Time to file the Initial Brief. On June 10, 2015, Carolina One filed and served the required Proof of Service.

**Carolina One's Initial Brief**

On June 5, 2015, Carolina One filed its Initial Brief even before its Motion for Extension of Time is granted. It is appellant's understanding that the Court will inform the appellant when to file and serve his Reply Brief to Carolina One after the Court has decided on Carolina One's Motion for Extension of Time. Please clarify this question to avoid any default on the part of appellant.

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### **Late Service of Carolina One's Initial Brief**

While filing Carolina One's Initial Brief, it certified to the Court that it served its Initial Brief on appellant on June 5, 2015. Carolina One mailed its Initial Brief to appellant only on June 9, 2015, and appellant received it only on June 10, 2015. Appellant has preserved the envelope in which appellant received the initial Brief, in case Carolina One questions its delayed service. Please advise Carolina One that it should not delay service of time sensitive materials to appellant.

### **Appellant's Service of his Initial Brief on Carolina One**

In its Motion for Extension of Time to File its Initial Brief, Carolina One alleged that appellant did not serve his Initial Brief on Carolina One on April 2, 2015 as he certified in the Proof of Service. Carolina One repeats the same allegation in its Initial Brief, page 2, lines 10-14, that: "Despite the simultaneous filing of a Certificate of Service, no service was made upon Respondent Carolina One. This Respondent became aware that Appellant's Initial brief had been filed only when it received a Motion from Appellant requesting that this Court take appropriate action as a result of its failure to answer".

Appellant encloses herewith a photocopy of the postal receipt for mailing his Initial Brief to the Court and the respondents, Trademark Properties, Inc. and Carolina One. The receipt clearly shows the date and time, April 2, 2015 and 5:04:36, when the post office completed the transaction. The recipients are identified by the zip code. This is an absolute proof that appellant served his Initial Brief on April 2, 2015 as certified in the Proof of Service.

It is quite likely that Carolina One will raise this issue to the Court during hearing of the appeal. Therefore, appellant requests this Court to make a determination that appellant served his Initial Brief on Carolina One on April 2, 2015 as he certified in the Proof of Service.

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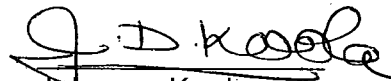
**Designation of Matter**

The Designation of Matter to be included in Record on Appeal filed and served by Carolina One includes "Answer of Carolina One", item # 2.

On August 11, 2011, Carolina One filed two Answers to the Trial Court in response to Appellant's Summons and Complaint filed on November 4, 2010. On February 20, 2013, the Trial Court struck the Answers by Carolina One filed on August 11, 2011 and ordered Carolina One to file its answer, to the newly captioned Complaint, within thirty (30) days from the execution of this Order. Till date, Carolina One has not filed its Answer as ordered by the Trial Court on February 2, 2013. As such, the Carolina One has not presented its Answer to the Court. Rule 210(c), SCACR

Please advise appellant whether he should include "Answer of Carolina One" in the Record on Appeal.

Sincerely yours,



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Plaintiff pro se

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