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THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

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JUL 07 2015

The Honorable R. Markley Dennis, Jr., Circuit Court Judge

SC Court of Appeals

Case No.: 2010-CP-10-9158

APPELLATE CASE No.: 2015-000111

Johnson Koola,.....Appellant,

v.

Cambridge Two, LLC, Albert V. Estee, Individually, Cambridge Lakes, LP, Stephen R. Heape, Individually and as General Partner of Cambridge Lakes LP, Cambridge Lakes Apartment Homes, a/k/a Cambridge Lakes Apartments, LP, a/k/a Cambridge Lakes Apartment Homes, LP, Classic Properties of Charleston, Inc., Cambridge Contracting, LP, Trademark Properties, Inc., Carolina One Charleston Home Team Properties, LLC, Charleston Home Team, LLC, Carolina One, and William E. Jenkinson, IV, individually,

Of Whom Trademark Properties, Inc., and Carolina One Real Estate are the  
.....Respondents.

**MOTION REQUESTING AN EARLY DETERMINATION ON  
TRADEMARK'S MOTION TO SUPPLEMENT RECORD ON APPEAL**

**AND**

**MOTION TO FILE AND SERVE A COMBINED RECORD ON APPEAL**

Appellant *pro se* Johnson Koola ("appellant") moves this Court for an early determination on Trademark Properties, Inc.'s ("Trademark") Motion to Supplement the Record on Appeal and appellant's Motion to File and Serve a Combined Record on Appeal.

### **Motion to Supplement the Record on Appeal**

On June 9, 2015, appellant served Record on Appeal on the respondents. On June 22, 2015, Trademark filed a Motion to Supplement the Record on Appeal arguing that appellant did not include certain of Trademark's Designation of Matter in the Record on Appeal.

On June 27, 2015, appellant filed a Return to Trademark's Motion arguing that Trademark's Designation of Matter did not comply with Rule 209(b), Rule 210(c), and Rule 211(b)(2), SCACR and various Appellate Courts' decisions as cited.

On June 26, 2017, Trademark filed and served its Final Briefs. In doing so, Trademark did not wait for this Court's Decision whether its Motion to Supplement the Record on Appeal would be granted or not. Trademark itself considers that it filed a frivolous motion. Rule 269, SCACR.

Through this Motion, appellant requests that this Court render an early Decision on Trademark's Motion to Supplement the Record on Appeal and appellant's Return to the said Motion. Appellant will comply with the Court's decision and complete the filing and servicing of the rest of the Court documents.

### **Motion to File and Serve a Combined Record on Appeal**

The Record on Appeal served by the appellant on June 9, 2015 includes only those Designations which were designated by appellant and Trademark. Carolina One filed its Initial Brief after the Record on Appeal was served. In the current scenario, appellant will have to file and serve a second volume of Record on Appeal. It appears that it would be very inconvenient for this Court to review two (2) volumes of Record on Appeal while the Court reviews the Briefs. For this reason, appellant moves this Court for an Order to file a

combined Record on Appeal by adding the new Designations of Matter designated by Carolina One and appellant at the end of the initially filed Record on Appeal and as a continuation of the already served Record on Appeal as a single volume. A combined Record on Appeal will not prejudice any party.

Through this Motion, appellant requests that this Court render an early Decision on appellant's Motion to File a Combined Record on Appeal.

Appellant also requests this Court to provide him just enough time to file and serve the combined Record on Appeal and the Briefs.

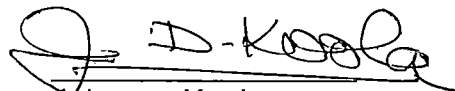
**Clarification on Carolina One's Designation of Matter**

On June 13, 2105, appellant requested this Court to clarify whether one of Carolina one's Designation of Matter, "Answer of Carolina One, item # 2" should be included in the Record on Appeal as Carolina One has not filed its Answer in compliance with Trial Court's Order of February 20, 2013.

Appellant requests that this Court render an early Decision on this clarification.

Respectfully submitted,

July 6, 2015



Johnson Koola  
1587 Cambridge Lakes Dr  
Mt. Pleasant, SC 29464  
(843) 849-9241

Plaintiff pro se

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Johnson Koola,.....Appellant,

v.

Cambridge Two, LLC, Albert V. Estee, Individually, Cambridge Lakes, LP, Stephen R. Heape, Individually and as General Partner of Cambridge Lakes LP, Cambridge Lakes Apartment Homes, a/k/a Cambridge Lakes Apartments, LP, a/k/a Cambridge Lakes Apartment Homes, LP, Classic Properties of Charleston, Inc., Cambridge Contracting, LP, Trademark Properties, Inc., Carolina One Charleston Home Team Properties, LLC, Charleston Home Team, LLC, Carolina One, and William E. Jenkinson, IV, individually,

Of Whom Trademark Properties, Inc., and Carolina One Real Estate are the .....Respondents.

PROOF OF SERVICE

I, Johnson Koola, certify that, I have served a copy of Appellant's Motion Requesting an Early Determination on Trademark Properties, Inc.'s Motion to Supplement the Record on Appeal and Motion to File and serve a combined Record on Appeal and Proof of Service to the following Counsels of Record, by depositing a copy of the same, postage paid, in the US mailbox on July 6, 2015:

[continued on next page]

R. Michael Ethridge, Esq.  
Suzanne E. Hogg, Esq.  
CARLOCK COPELAND & STAIR, LLP  
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Counsel for Carolina One Real Estate

Michael Scarafile, Esq.  
CAROLINA ONE REAL ESTATE  
4024 Salt Pointe Parkway  
Charleston, SC 29405  
Counsel for Carolina One Real Estate

July 6, 2015



Johnson Koola  
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Mt. Pleasant, SC 2946

JOHNSON D KOOLA  
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Mt. Pleasant, SC 29464  
Phone: (843) 849-9241

**RECEIVED**

July 6, 2015

JUL 07 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 (2)  
Appellate Case No.: 2015-CP-000111

Sub: Motion Requesting an Early Determination on Trademark's Motion to Supplement Record on Appeal and appellant's Motion to file and serve a combined Record on Appeal

Dear Honorable Kitchings:

I am the appellant pro se in the above appeal, Johnson Koola v. Cambridge Two (2).

Appellant files seven copies of a Motion requesting an early determination on Trademark Properties, Inc. Motion to Supplement Record on Appeal. This Motion is necessitated because Trademark filed its Final Brief without waiting for the Court's Decision on its Motion.

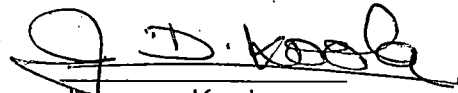
Appellant's Motion includes a Motion to File and Serve a Combined Record on Appeal in a single volume. Filing and serving a combined Record on Appeal in a single volume can eliminate an inconvenience to the Court.

Proof of Service for service on counsels of record for the respondents is also enclosed.

Motion filing fee of \$25 is also enclosed herewith.

*[Signature follows on the next page]*

Sincerely yours,

A handwritten signature in black ink, appearing to read "J. D. Koola", written over a horizontal line.

Johnson Koola  
1587 Cambridge Lakes Dr  
Mt. Pleasant, SC 29464  
(843) 849-9241  
Plaintiff pro se

Copy to:  
R. Michael Ethridge, Esq.  
Suzanne Hogg, Esq.  
Attorneys for Trademark Properties, Inc.

Michael Scarafale, Esq.  
David A. Collins, Esq.  
Attorneys for Carolina One

29201

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