



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

August 19, 2015

The Honorable Mary P. Brown
PO Box 219
Moncks Corner SC 29461-0219

REMITTITUR

Re: Deutsche Bank v. Eugene Elmore
Lower Court Case No. 2011CP0802434
Appellate Case No. 2014-000696

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

Very truly yours,

V. Claire Allen, Deputy

CLERK

Enclosure

cc: Eugene Elmore
Gwendolyn Elmore
Shelton Sterling Laney, III, Esquire
Matthew Todd Carroll, Esquire

The South Carolina Court of Appeals

Deutsche Bank National Trust, Respondent,

v.

Eugene Elmore; Gwendolyn Elmore, Appellants.

Appellate Case No. 2014-000696

ORDER

On November 6, 2014, this appeal was dismissed due to Appellants' failure to timely file a proof of service showing the record on appeal was served. Appellants filed a motion to reinstate, which this court is construing as a petition to rehear the dismissal of this appeal. On January 14, 2015, this court ordered Appellants to serve the record and file a proof of service within ten days. This court stated the court would act on the petition upon receipt or the expiration of ten days. Appellants served and filed a record on appeal; however, the record did not include all of Respondent's designations of matter as required by the South Carolina Appellate Court Rules. On March 16, 2015, this court ordered Appellants to serve and file a supplemental record on appeal within ten days that includes all matters designated by Respondent that were omitted from the original record on appeal. Appellants requested clarification of the order, and May 18, 2015, this court sent a letter of explanation and warned that the supplemental record on appeal must be served and filed within ten days of the date of the letter. As of the date of this order, Appellants have filed a "correspondence to the court"; however, they have not served and filed any supplemental record on appeal. Accordingly, after careful consideration, the court is unable to discover that any material fact or principle of law has been either overlooked or disregarded, and hence, there is no basis for granting a rehearing of the dismissal of this appeal. Accordingly, the petition for rehearing is denied.

John Cannon Jr _____ C.J.
David P. McDavid _____ J.
Jasper du Pont _____ A.J.

Columbia, South Carolina

cc:
Eugene Elmore
Gwendolyn Elmore
Shelton Sterling Laney, III, Esquire
Matthew Todd Carroll, Esquire

FILED
July 9, 2015