

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Maité Murphy, Circuit Court Judge

Case No. 2012-CP-10-1160

RECEIVED

AUG 25 2015

SC Court of Appeals

Daniel O. Myers and
Bethany A. Thies,

Respondents,

v.

John Melot,

Appellant.

AFFIDAVIT OF M. BROOKS DERRICK

I, Michael Brooks Derrick, first being duly sworn, depose and say that:

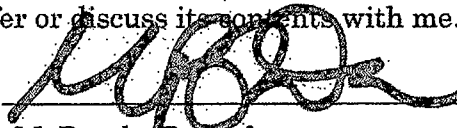
1. The contents of this statement are true and stated under the penalty of perjury.
2. I am the attorney of record for Appellant.
3. On July 2, 2015, this office received written notice of the court's denial of Appellant's Motion to Alter or Amend its Judgment. (See Ex. 1.)
4. On July 29, 2015, this office served all respondents with Appellant's Notice of Appeal. (See Ex. 2.) This office tracks all outgoing mail electronically, and I have attached the Log Entry for July 29, 2015 as Exhibit 3.

5. On Monday, August 10, 2015, this office filed the Notice of Appeal with the clerk of the lower court and the clerk of the appellate court by depositing it in the mail. (See Ex. 4.) I have also attached the Log Entries for those mailings as Exhibit 5.

6. Similarly, on Monday August 10, 2015, this office ordered the transcript of the court reporter by depositing in the mail to the court reporter and counsel for Respondents. (See Ex. 6.) I have also attached the Log Entries for those mailing as Exhibit 7.

7. Prior to the filing of Respondents' Motion, counsel for Respondents made no attempt to confer or discuss its contents with me.

August 25, 2015



M. Brooks Derrick
Attorney for Appellant

Sworn to and subscribed before me,
this 25 day of August 2015.



Notary Public for South Carolina
My Commission Expires: 6.30.25

Exhibit 1

JULIE J. ARMSTRONG

CLERK OF COURT, C.P. & G.S.
100 BROAD STREET, SUITE 100
CHARLESTON, SC 29401-2258

RETURN SERVICE REQUESTED



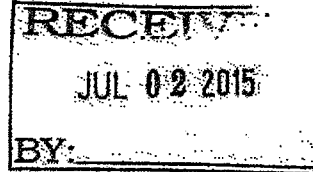
**CHARLESTON
COUNTY**
SOUTH CAROLINA

clerkofcourt.charlestoncounty.org

4



MICHAEL BROOKS DERRICK
36 BROAD ST
CHARLESTON SC 29401-3045



NOTICE OF ENTRY OF JUDGMENT/ORDER PURSUANT TO RULE 77 SCRPC

Order Denying Defnts Motion to Alter or Amend Judgment

CASE NO: 2012CP1001160

Wells Fargo Bank N A as Trustee VS Daniel O Myers

This judgment was entered on the 23rd day of June, 2015, and notice mailed first class on Friday, June 26, 2015, to all counsel of record and/or all parties entitled to receive notice.

You may view and download this document at <http://clerkofcourt.charlestoncounty.org> or obtain a copy in person at the Clerk of Court's Office during regular Charleston County business hours.

Exhibit 2



LAW OFFICE OF M. BROOKS DERRICK
36 BROAD STREET CHARLESTON, SOUTH CAROLINA 29401
WWW.DERRICKLAWOFFICE.COM

July 29, 2015

Via U.S. Mail

Mary Leigh Arnold
MARY LEIGH ARNOLD PA
749 Johnnie Dodds Blvd., Suite B
Mt. Pleasant, South Carolina 29464

Re: Myers v. Melot, 2012-CP-10-1160

Dear Ms. Arnold:

Enclosed please find the Notice of Appeal regarding the above-referenced case. Should you have any questions, please do not hesitate to contact our office at (843) 410-2545.

With kind regards,

A handwritten signature in black ink, appearing to read 'Sally Boiter', written over a horizontal line.

Sally Boiter
Assistant to M. Brooks Derrick

Enclosure(s): as stated

M. BROOKS DERRICK, ATTORNEY & COUNSELOR AT LAW

BDERRICK@DERRICKLAWOFFICE.COM

843.723.5152 (PH) 843.410.5664 (FAX)

Exhibit 3

Log Entry Details

IMb Tracing Number: 00040000745171740663

Print Date & Time: 07/29/15 04:28 PM

Ship Date: 07/29/15

Account: 748181

Type: Stamp

Postage Amount: \$0.485

Address: MARY LEIGH ARNOLD
MARY LEIGH ARNOLD PA
749 JOHNNIE DODDS BLVD STE B
MT PLEASANT SC 29464-3070

Piece Count: 2257

Postage Class: First-Class Mail

Mailpiece: Letter

Weight: 1 oz

Balance: \$22.435

Description:

Insurance: None

Reference Number:

Exhibit 4