

77120

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED

SEP 01 2015

APPEAL FROM PICKENS COUNTY
Court of Common Pleas

SC Court of Appeals

Charles B. Simmons, Jr., Special Referee

Case No. 2015-001217

Myra S. Chapman,

. Respondent,

V.

Deer Crossing, LLC,

. Appellant.

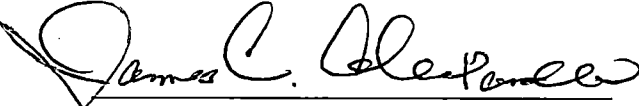
MOTION TO WITHDRAW AND DISMISS APPEAL

Appellant moves this Court for an order withdrawing and dismissing its appeal filed in this case pursuant to rule 260 of the Appellate Court Rules. The grounds for this motion is that action has been taken subsequent to the appeal being filed that renders the issues raised by appellant moot.

Respondent's attorney has been released from representation by order of this Court. Respondent in the past has failed to respond to any inquiry from Appellant and her consent was not sought for this motion based on prior lack of contact.

Wherefore, Appellant requests an order withdrawing and dismissing this appeal.

August 28, 2015


JAMES C. ALEXANDER
ATTORNEY FOR APPELLANT
POST OFFICE BOX 618
PICKENS, SC 29671
(864) 898-3208

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED

SEP 01 2015

SC Court of Appeals

APPEAL FROM PICKENS COUNTY
Court of Common Pleas

Charles B. Simmons, Jr., Special Referee

Case No. 2015-001217

Myra S. Chapman,

. Respondent,

V.

Deer Crossing, LLC,

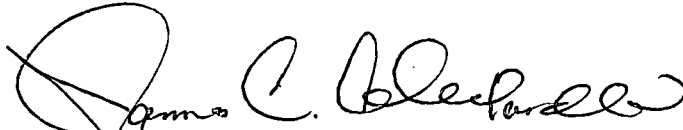
. Appellant.

MEMORANDUM IN SUPPORT OF MOTION

Appellant has moved to withdraw and dismiss the appeal filed in this case. Respondent and Appellant owned certain real property in Pickens County with a contingent property line. Respondent's real property did not border on a public road and she requested by her lawsuit that the trial Court declare that she had a right of way over real property owned by the appellant to provide her access to her real property. The Trial Court by Final Order declared that respondent had a right of way over the real property owned by appellant so that she could access her real property. Appellant timely filed an appeal from the Final Order.

Action has been taken subsequent to the filing of this appeal that renders the issues in this litigation moot. Appellant therefore no longer desires to pursue this appeal and requests an order withdrawing and dismissing its appeal.

August 28, 2015


JAMES C. ALEXANDER
ATTORNEY FOR APPELLANT
POST OFFICE BOX 618
PICKENS, SC 29671
(864) 898-3208

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM PICKENS COUNTY
Court of Common Pleas

Charles B. Simmons, Jr., Special Referee

RECEIVED
SEP 01 2015
SC Court of Appeals

Case No. 2015-001217

Myra S. Chapman,

. Respondent,

v.

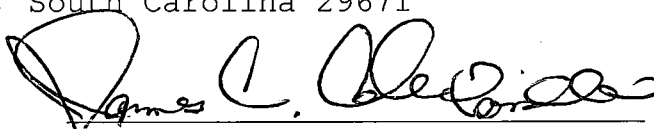
Deer Crossing, LLC,

. Appellant.

PROOF OF SERVICE

This is to certify that the undersigned did cause a copy of Appellant's Motion to Withdraw and Dismiss Appeal and Memorandum to be served upon the respondent by mailing a copy in an envelope addressed as shown below and depositing same in the United States Post Office, with proper postage affixed thereto, on the 28 day of August, 2015.

Ms. Myra S. Chapman
Post Office Box 1462
Pickens, South Carolina 29671


JAMES C. ALEXANDER
ATTORNEY AT LAW
POST OFFICE BOX 618
PICKENS, SC 29671
(864) 898-3208

ALEXANDER LAW FIRM, LLC

107 E. Main Street
Post Office Box 618
Pickens, SC 29671

James C. Alexander
Steven L. Alexander

(864) 898-3208 T
(864) 898-3408 F

RECEIVED

SEP 01 2015

SC Court of Appeals

August 27, 2015

The Honorable Jenny Abbott Kitchings
Clerk of The South Carolina Court of Appeals
PO Box 11330
Columbia, SC 29211

RE: Myra D. Chapman vs. Deer Crossing, LLC
Appellate Case No.: 2015-001217

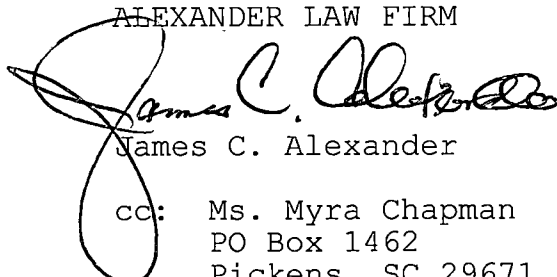
Dear Ms. Kitchings:

I have enclosed the original and copies of a Motion to Withdraw and Dismiss Appeal and Memorandum along with a check for \$25.00 and the original and proof of service on respondent. Please file these documents and return a filed copy to me in the enclosed self addressed stamped envelope.

Thank you for your cooperation and assistance.

Sincerely yours,

ALEXANDER LAW FIRM



James C. Alexander

cc: Ms. Myra Chapman
PO Box 1462
Pickens, SC 29671



Alexander Law Firm

ATTORNEYS AT LAW
P.O. Box 618
Pickens, SC 29671

RECEIVED
SEP 01 2015
SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk of The South Carolina Court of Appeals
~~PO Box 11330~~
Columbia, SC 29211

