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THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY  
Court of Common Pleas  
Marvin H. Dukes, III,  
Master in Equity and Special Circuit Judge

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NOV 10 2015

SC Court of Appeals

CASE NO. 2014-001747

JOSEPH C. SUN..... Appellant

vs.

MARSHALL L. HORTON..... Respondents  
AND RICHARD ULBRICH

**RESPONDENT'S MOTION FOR RECONSIDERATION AND NOTICE OF  
OBJECTION TO THE ORDER FILED ON OCTOBER 29, 2015  
AND  
REQUEST FOR ORDER REQUIRING THE APPELLANT TO SERVE COUNSEL VIA  
A METHOD WITH A TRACKING METHOD.**

Now comes, the Respondents, Marshall L. Horton (hereinafter the "Respondent") who requests that the case be dismissed for the following reasons:

A. On November 6, 2015, the counsel for the Respondent, Marshall Horton, received the

Order from the Court of Appeals which ordered as follows:

Appellant's motion to file the record on appeal, final brief and final reply brief as is without the bindings and covers and with fewer copies than required by Rule 267, SCA CR, is Granted. Appellant's record on appeal and final briefs have been received and are accepted as filed. (See Exhibit "A")

B. Counsel for the Respondent was never served with the Motion, or had notice that the Motion was even filed.

C. The undersigned verified with Lindsay Goodman, Esq., counsel for Mr. Ulbrich, that she was not served with the motion filed by Mr. Sun requesting to avoid complying with South Carolina Court Rules.

- D. The Respondent respectfully requests that the Court reconsiders its October 30, 2015 Order and vacates the order.
- E. Further, the Respondent has not received copies of the Record on Appeal from the Appellant which is causing confusion and difficulty for the Respondent's counsel since many deadlines are based on the service date of Appellant's service of certain filings.

**PRAYER FOR RELIEF**

For the aforementioned reasons the Respondent requests the following relief:

- A. Vacating the October 30, 2015 Order and requiring the Appellant to comply with the Court Rules.
- B. An Order which requires the Appellant to provide tracking information for service of all filings in this case.
- C. Court costs and attorney's fees to reimburse the Respondent for costs of filing this motion.

**GALVIN LAW GROUP, INC.**

\_\_\_\_\_  
Gregory Michael Galvin, Esq.  
P.O. Box 887  
Bluffton, SC 29910  
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888-362-0714 Fax  
ggalvin@galvinlawgroup.com

Bluffton, South Carolina  
6<sup>th</sup> day of November, 2015

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JOSEPH C. SUN..... Appellant

vs.

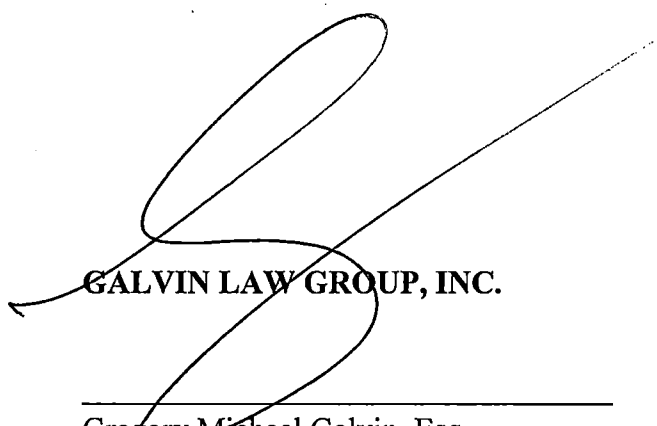
MARSHALL L. HORTON..... Respondents  
AND RICHARD ULBRICH

**CERTIFICATE OF SERVICE**

I hereby certify that I served a copy of the **RESPONDENT'S MOTION FOR RECONSIDERATION AND NOTICE OF OBJECTION TO THE ORDER FILED ON OCTOBER 29, 2015 AND REQUEST FOR ORDER REQUIRING THE APPELLANT TO SERVE COUNSEL VIA A METHOD WITH A TRACKING METHOD**.by mailing a true and correct copy of same to the following, with adequate postage affixed thereto, addressed as follows:

Joseph Sun  
Post Office Box 151  
Bluffton, SC 29910

Lindsay Goodman, Esq.  
Post Office Box 3766  
Bluffton, South Carolina 29910



**GALVIN LAW GROUP, INC.**

Gregory Michael Galvin, Esq.  
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888-362-0714 Fax  
ggalvin@galvinlawgroup.com

Bluffton, South Carolina  
6th day of November 2015.



# Galvin Law Group

Probate ■ Criminal Defense ■ Civil Litigation ■ Real Estate

Licensed in District of Columbia, Ohio & South Carolina  
Special Assistant Attorney General for the State of Georgia  
Also licensed as a Patent Attorney before the United States Patent & Trademark Office

November 6, 2015

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NOV 10 2015

SC Court of Appeals

**Via Federal Express**

The Honorable Jenny Abbott Kitchings  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, South Carolina 29201

RE: Joseph Sun vs. Marshall Horton  
Case No. 2014-001747

Enclosed please find for filing in connection with the above-mentioned matter:

An original and Fifteen (7) copies of the RESPONDENT'S MOTION FOR RECONSIDERATION AND NOTICE OF OBJECTION TO THE ORDER FILED ON OCTOBER 29, 2015 AND REQUEST FOR ORDER REQUIRING THE APPELLANT TO SERVE COUNSEL VIA A METHOD WITH A TRACKING METHOD.

Please file the original documents and provide me with one time-stamped copy of each document. By copying all parties, I am serving them with a copy of this letter.

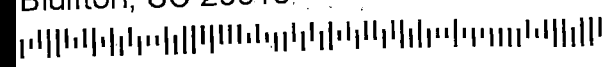
Should you require any additional information in order to process this request, please do not hesitate to contact me.

Very truly yours,

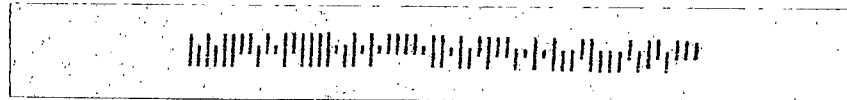
  
Gregory Michael Galvin, Esq.

cc: Joseph Sun (via U.S. Mail)  
Lindsay Goodman, Esq. (via U.S. Mail)  
Marshall Horton, Esq. (via electronic mail)

Galvin Law Group, Inc.  
PO Box 887  
Bluffton, SC 29910



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