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THE STATE OF SOUTH CAROLINA
In the Court of Appeals

H. Thad White....., Respondent,

v.

Petrel International, LLC.....Appellant.

Appellate Case No.: 2014-002764

RESPONDENT'S MOTION TO DISMISS
APPEAL OF APPELLANT OR IN THE
ALTERNATIVE TO REQUIRE APPELLANT
TO POST A BOND

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SC Court of Appeals

Respondent hereby moves to dismiss this appeal or in the alternate to require Appellant to post a bond in an amount sufficient to cover the reasonable rental value of the property as well as the taxes and interest on the property pending the appeal pursuant to SC Code §18-9-170.

This appeal involves the foreclosure of commercial real estate in which Appellant has remained in possession of the property yet has failed to make any payments or pay any taxes on the property in over three years. This is Appellant's second appeal in this case after being found in default by the trial court. Appellant has requested and received several extensions previously.

Appellant filed its Initial Brief on August 5, 2015, making its Final Brief and Record on Appeal due by September 4, 2015. On September 24, 2015, Appellant filed a Notice to Extend Time for Filing its Final Brief to on or before October 24, 2015. Appellant, then, did not file the Final Brief until October 27, 2015 which was after the extension it requested and failed to file the Record on Appeal until December 15, 2015. This appeal should be dismissed for

Appellant's failure to comply with the rules of this Court.

Respondent requests that this appeal be dismissed or in the alternative, require Appellant to post a bond in the amount of \$60,000.00 to cover the reasonable rental value as well as the taxes and interest on the property pursuant to SC Code §18-9-170.

I SO MOVE ON BEHALF OF THE RESPONDENT.



Bryan W. Braddock
Braddock Law Firm
2231 West Palmetto Street
Florence, South Carolina 29501
(843)292-8780
Attorney for Respondent

December 23, 2015

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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H. Thad White....., Respondent,

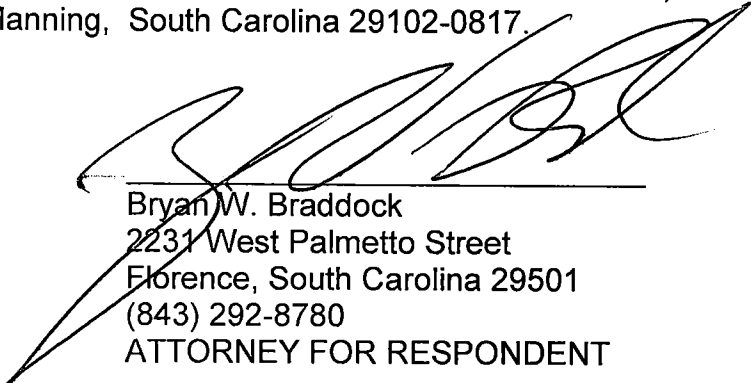
v.

Petrel International, LLC.....Appellant.

Appellate Case No.: 2014-002764

PROOF OF SERVICE

I certify that I have served a copy of Respondent's Motion to Dismiss Appeal of Appellant or in the Alternative to Require Appellant to Post a Bond on Attorney for Appellant by depositing a copy of the same in the United States Mail, postage prepaid, on December 23, 2015, addressed to Eleazer R. Carter, Esquire, Post Office Box 187, Manning, South Carolina 29102-0817.



Bryan W. Braddock
2231 West Palmetto Street
Florence, South Carolina 29501
(843) 292-8780
ATTORNEY FOR RESPONDENT

BRADDOCK LAW FIRM, LLC

2231 W. PALMETTO STREET, SUITE 203

FLORENCE, SOUTH CAROLINA 29501

TELEPHONE: 843.292.8780

FACSIMILE: 843.292.8785

BRYAN W. BRADDOCK, ESQUIRE

ATTORNEY AT LAW

WRITER'S E-MAIL ADDRESS:

JUSTICE_JACKSON@HOTMAIL.COM

December 23, 2015

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SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RE: H. Thad White, Respondent v. Petrel International, LLC, Appellant
Appellate Case No.: 2014-002764

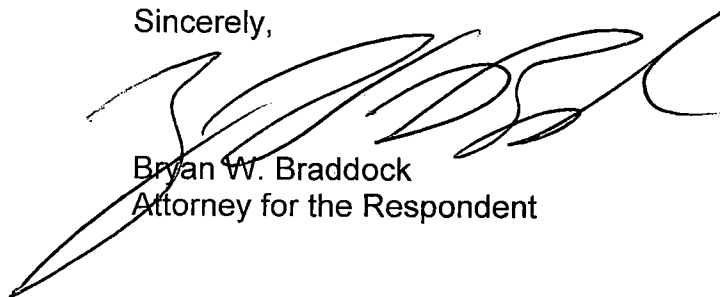
Dear Ms. Kitchings:

Enclosed please find the original and six copies of Respondent's Motion to Dismiss Appeal of Appellant or in the Alternative to Require Appellant to Post a Bond as well as the Proof of Service for the above referenced case.

If you have any questions or should need anything further, please feel free to contact my office.

With kind regards, I am

Sincerely,



Bryan W. Braddock
Attorney for the Respondent

BWB/dsb

Enclosures

cc: Eleazer R. Carter, Esquire
Attorney for Appellant



COLUMBIA SC 292

THU 24 DEC 2015 PM

Bryan W. Braddock, Esquire
Braddock Law Firm, LLC
Post Office Box 14228
Florence, South Carolina 29504

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

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