

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

RECEIVED

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

FEB 05 2016
SC Court of Appeals

J.C. NICHOLSON CIRCUIT JUDGE

Case no. 2015-002039

Garnaris Hamilton.....Appellant,

v.

Henry Scott, Sr.....Respondent.

DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL

Respondent proposes the following be included in the Record on Appeal:

1. Complaint in Small Claims Court Action #2015-CV-1011500219.
2. Return filed July 7, 2015.

I certify that this designation contains no matter which is irrelevant to this appeal.



BRUCE A. BERLINSKY, PA

Bruce A. Berlinsky, Esquire

One Carriage Lane, Bldg. F

Charleston, SC 29407

(843) 852-2202

Attorney for Respondent

February 4th, 2016

Court

Case No: 2015CV101500219

FILED IN CHARLESTON COUNTY
Served: FEB 06 2015
Default:
HEARD IN SMALL CLAIMS COURT

RECEIVED

STATE OF SOUTH CAROLINA
COUNTY OF CHARLESTON

4045 Bridge View Drive (29405)
FEB 05 2016 PO Box 70235
North Charleston, SC 29415

SC Court of Appeals

IN THE SMALL CLAIMS COURT

Garranis Hamilton Henry Scott
Plaintiff Defendant
2064 Arbutus Ave 105 Waterstone Way
Street Address Street Address
North Charleston SC 29405 Goose Creek, SC 29445
City State Zip City SC Zip
(843) 718-8952 (843) 315-1344
Phone Phone

S.C. 29445

I, the plaintiff in this civil action, make the following claim against the defendant:

- 1.) I believe that the defendant is a resident of _____.
- 2.) Check a, b, or c to indicate the type of suit and supply documents required.
 - a. () This is a suit on a note; Two (2) copies of note attached. Defendant has defaulted in payment of said note with balance of \$ _____ now due and payable.
 - b. () This is a suit on an account; Two (2) copies of statement attached. Sign as affiant swearing to statement and have your signature notarized.

SWORN and subscribed before me this _____ day of _____ 20 _____

Attached to this complaint is a statement of account which I swear to be true and correct, with no part of the balance having been paid.

NOTARY PUBLIC, State of South Carolina
My Commission Expires: _____

Affiant's Signature (Plaintiff)

c. (✓) OTHER. This is a claim based on the following facts: (Describe Complaint)
Tenants remedies for landlords unlawful ouster or exclusion and deposits. Under the Landlord Tenants Act under S.C. Code 27-40-660 & 27-37-40 & 10

(attach supplement if necessary)

3.) I believe because of the following information, that I am entitled to, and request a judgment for \$ 7,500.00 and/or other relief:

On which is greater, informing chas, Center for anxiety
(Include any costs resulting from this action. (Example: court costs, legal fees, interest)

I STATE UNDER PENALTY OF PERJURY THAT THE ABOVE IS CORRECT AND TRUTHFUL.

2-6-15
Date

[Signature]
Signature of Plaintiff or Attorney

STATE OF SOUTH CAROLINA)
 COUNTY OF CHARLESTON)
)
)
 GARNARIS HAMILTON)
)
 Plaintiff- Appellant)
)
 -versus-)
)
 HENRY SCOTT, SR.)
)
 Defendant - Respondent)
)
)

IN THE SMALL CLAIMS COURT
 CASE NO: 2015CV1011500219
 COMMON PLEAS: 2015-CP-10-3372

RETURN

FILED IN
 CHARLESTON COUNTY
 JUL 07 2015
 SMALL CLAIMS COURT

THIS is an appeal from the Charleston County Small Claims Court, North Charleston Division.

The action commenced by the Plaintiff Hamilton filing a complaint alleging violations of the provisions in the South Carolina Landlord Tenant Act relating to ouster of a tenant and deposit.

An attachment to the complaint listed various items of personal property alleged to be improperly disposed of by Scott, the landlord.

The pro se answer filed by Scott asserted that Hamilton received proper written notice of termination and that Hamilton abandoned the household and his personal property by failing to secure it and leaving doors open.

Scott requested a jury trial in his answer but the demand was waived after he obtained counsel.

A non-jury trial was conducted on May 27, 2015. The court ruled in favor of the Defendant Scott by written order dated June 1, 2015.

FILED
 2015 JUL 8 AM 11:17
 JUDGE J. ARMSTRONG
 CLERK OF COURT
 BY _____

7-21-15

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J.C. NICHOLSON CIRCUIT JUDGE

Case no. 2015-002039

Garnaris Hamilton.....Appellant,

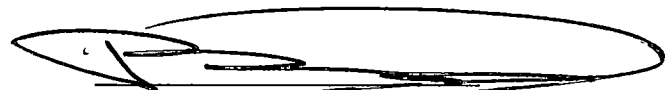
v.

Henry Scott, Sr.....Respondent.

CERTIFICATION

The undersigned certifies that this Designation contains no matters which are irrelevant to the Appeal.

Respectfully submitted,



BRUCE A. BERLINSKY, PA
Bruce A. Berlinsky, Esquire
One Carriage Lane, Bldg. F
Charleston, SC 29407
(843) 852-2202
Attorney for Respondent

February 4th, 2016

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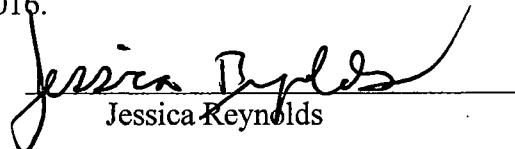
Henry Scott, Sr.....Respondent.

PROOF OF SERVICE

I, Jessica Reynolds, legal assistant to Bruce A. Berlinsky, Esquire, do hereby certify that I have this date mailed a true and correct copy of the foregoing and **DESIGNATION OF MATTER**, postage prepaid, and deposited with the United States Postal Service as follows:

Garnaris Hamilton
4453 Jenwood Street
Ladson, SC 29456

Dated this 4th day of February, 2016.



Jessica Reynolds