

78704

**IN THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS**

APPEAL FROM RICHLAND COUNTY

Court of Common Pleas

J. Ernest Kinard, Jr., Circuit Court Judge  
Tanya A. Gee, Circuit Court Judge

**RECEIVED**

FEB 16 2016

**SC Court of Appeals**

Civil Action No.: 2013-CP-40-05675  
Appellate Case No.: 2015-001627

Willie J. Riley .....Appellant,

vs.

Dennis Wayne Catoe.....Respondent.

**MOTON TO COMPEL,  
OR IN THE ALTERNATIVE,  
MOTION TO DISMISS**

Respondent, Dennis Wayne Catoe, hereby moves to compel Appellant to file the Record on Appeal in accordance with the South Carolina Appellate Court Rules and notifications from this Court. In the alternative, Respondent seeks dismissal of this appeal for Appellant's failure to perfect the same. Pursuant to Rule 240(c), SCACB, the grounds of this Motion are stated more fully in the accompanying Memorandum.

*Signature to Follow*

Respectfully submitted,

A handwritten signature in cursive script that reads "Sheila M. Bias". The signature is written in black ink and is positioned above a horizontal line.

Leslie A. Cotter, Jr., Esquire  
Sheila M. Bias, Esquire  
Richardson Plowden & Robinson, P.A.  
1900 Barnwell Street  
Columbia, South Carolina 29201  
803-771-4400

*Attorneys for Respondent*

February 16, 2016  
Columbia, South Carolina

IN THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

APPEAL FROM RICHLAND COUNTY

Court of Common Pleas

J. Ernest Kinard, Jr., Circuit Court Judge  
Tanya A. Gee, Circuit Court Judge

RECEIVED

FEB 16 2016

Civil Action No.: 2013-CP-40-05675

SC Court of Appeals

Appellate Case No.: 2015-001627

Willie J. Riley .....Appellant,

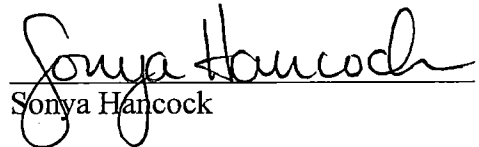
vs.

Dennis Wayne Catoe.....Respondent.

CERTIFICATE OF SERVICE

I, the undersigned, an employee of Richardson, Plowden & Robinson, P.A., attorneys for Respondents, do hereby certify that I have this date served the foregoing *Motion to Compel, or In The Alternative, Motion to Dismiss* by personally depositing a copy of same in a United States Postal Service mailbox, postage paid, addressed to the following:

Willie J. Riley  
84 Wild Indigo Court  
Columbia, South Carolina 29229  
**Pro-se Appellant**

  
Sonya Hancock

Dated: February 16, 2016

February 16, 2016

**Via Hand Delivery**

The Honorable Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
1220 Senate Street  
Columbia, South Carolina 29201

**RECEIVED**

FEB 16 2016

**SC Court of Appeals**

Re: Willie J. Riley v. Dennis Wayne Catoe  
Appellate Case No.: 2015-001627  
C/A No.: 2013-CP-40-05675  
RPR File No.: 101-2630

Dear Ms. Kitchings:

As Counsel for Respondent, Dennis Wayne Catoe, I have enclosed for filing an original *Motion to Compel, Or In The Alternative, Motion to Dismiss*, as well as the *Memorandum in Support of Motion to Compel, Or In The Alternative, Motion to Dismiss*, in the above referenced matter, along with our original Certificates of Service for each. I have also enclosed seven (7) additional copies of same for the Court and request that one (1) filed, stamped copy be returned to our courier.

We are this day serving a copy of our *Motion to Compel, Or In The Alternative, Motion to Dismiss* and *Memorandum in Support of Motion to Compel, Or In The Alternative, Motion to Dismiss* on the *Pro-se* Appellant.

Thank you for your assistance.

With regards, I am,

Sincerely,



Sheila M. Bias  
SC Bar # 10005

SMB/smh  
Enclosures

cc: Willie J. Riley, *Pro-se* Appellant (via U.S. Mail and email at [jriley3000@gmail.com](mailto:jriley3000@gmail.com))  
Leslie A. Cotter, Jr., Esquire (via email only at [lcotter@richardsonplowden.com](mailto:lcotter@richardsonplowden.com))