

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM SPARTANBURG COUNTY
COURT OF COMMON PLEAS
R. Keith Kelly, Circuit Court Judge

Appellate Case No.: 2015-000701
Circuit Court Case No.: 2014-CP-42-02846

RECEIVED
JAN 11 2016
SC Court of Appeals

Paula Rose, Respondent,

v.

Charles Homer Rose, III, Appellant.

SUPPLEMENTAL RECORD ON APPEAL

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ATTORNEYS FOR RESPONDENT

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ANSWER.....	1
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STATE OF SOUTH CAROLINA)
COUNTY OF SPARTANBURG)

IN THE COURT OF COMMON PLEAS

PAULA ROSE,)
PLAINTIFF,)

C.A. NO.: 2014-CP-42-3846

VS.)

ANSWER

CHARLES HOMER ROSE, III.,)

DEFENDANT.)

CLERK OF COURT
SPARTANBURG COUNTY
2015 JAN 20 AM 8:42
M. HOPE BLACKLEY

The Defendant answering the Complaint of the Plaintiff would respectfully show unto
this Honorable Court as follows:

FOR A FIRST DEFENSE

1. That the cause of action alleged herein in did occur in its entirety within the
confines of the County of Greenville, State of South Carolina and that venue is not appropriate in
Spartanburg County.

FOR A SECOND DEFENSE

2. That any and all allegations of the Complaint not herein specifically admitted,
modified, or explained are denied and strict proof demanded thereof.

3. The allegations of Paragraphs 1 and 2 are admitted.

4. The allegations of Paragraph 3 are denied and the Defendant asserts that
Greenville County is the proper venue for this action.

5. The Defendant denies so much of the allegations of Paragraph 4 as alleges that on
September 18, 2014 that there was an altercation of a minor nature between the parties. The
Defendant asserts that he never committed any assault or battery against the Plaintiff and that
there was no force or violence or infliction of bodily harm on the Plaintiff whatsoever. The



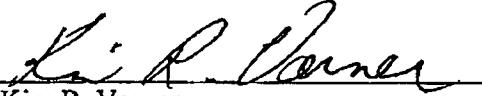
Defendant vehemently denies that he unlawfully struck the Plaintiff or that there was any intention to harm the Plaintiff in a rude, insolent, and/or vengeful way. The allegations of Paragraph 4 are therefore vehemently denied and strict proof demanded thereof. The Defendant furthermore asserts that the Plaintiff created a false allegation and that he fully recorded same on an audio recording and that same was fraudulently set up by the Plaintiff to gain a monetary advantage in both Family Court and this civil proceeding.

6. The allegations of Paragraph 5 are denied. In this regard, the Defendant asserts that EMS did come to the residence at the time of the alleged incidence and that no medical treatment was rendered. The Defendant therefore denies those allegations. The Defendant is without sufficient information and knowledge to form a belief as to the remaining allegations concerning any alleged medical care or treatment and therefore denies same and demands strict proof thereof.

7. The Defendant denies the allegations of Paragraph 6.

WHEREFORE, having fully answered the Complaint of the Plaintiff the Defendant respectfully prays as follows:

1. That the venue in this matter be transferred to Greenville County;
2. That the Complaint of the Plaintiff be dismissed with costs; and
3. For such other and further relief as the Court may deem just and proper.


Kim R. Varner
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304 Pettigru Street
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(864) 271-2232

January 19, 2015
Greenville, South Carolina

FILED
CLERK OF COURT
SPARTANBURG COUNTY
2015 JAN 20 AM 8:42
M. HOPE BLACKLEY

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CERTIFICATE OF SERVICE

I certify that on the 6th day of January, 2016, I served the Supplemental Record on Appeal and Certificate on the Respondent by placing a copy of same in the U. S. Mail, first class postage prepaid, addressed to counsel of record as indicated below:

Charles J. Hodge
T. Ryan Langley
Hodge & Lanley Law Firm, P.C.
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Spartanburg, SC 29306

Respectfully submitted, .



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COUNSEL FOR APPELLANT