

THE STATE OF SOUTH CAROLINA

In the Supreme Court

APPEAL FROM CHARLESTON COUNTY

Court Of Common Pleas

The Honorable Mikell R. Scarborough, Master In Equity

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APR 21 2016

SO SUPREME COURT

Unpublished Opinion No. 2016-UP-061

Submitted December 1, 2015 – Filed February 17, 2016

Appellant Case No. 2014-001345

Case No. 2009CP1000685

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APR 21 2016

SC Court of Appeals

Charleston Harbor Resort & Marina

Respondent

v.

Paul A. Davis

Appellant

**REQUEST FOR ENLARGEMENT OF TIME TO FILE  
PETITION FOR WRIT OF CERTIORARI REGARDING  
UNPUBLISHED OPINION NO. 2016-UP-061  
SUBMITTED DECEMBER 1, 2015-FILED FEBRUARY 17, 2016**

**PAUL A. DAVIS, PRO SE  
14639 C.R. Koon Highway  
Newberry, S.C. 29109  
Davis979@gmail.com  
803 321 7414**

*Paul A. Davis 4/20/2016*

**THIS OPINION HAS NO PRECEDENTIAL VALUE. IT SHOULD NOT BE  
CITED OR RELIED ON AS PRECEDENT IN ANY PROCEEDING  
EXCEPT AS PROVIDED BY RULE 268(d)(2), SCACR.**

**THE STATE OF SOUTH CAROLINA  
In The Court of Appeals**

Charleston Harbor Resort & Marina, Respondent,

v.

Paul Davis, Appellant.

Appellate Case No. 2014-001345

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Appeal From Charleston County  
Mikell R. Scarborough, Master-in-Equity

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Unpublished Opinion No. 2016-UP-061  
Submitted December 1, 2015 – Filed February 17, 2016

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**AFFIRMED**

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Paul Davis, of Newberry, pro se.

William A. Scott, of Pedersen & Scott, PC, of  
Charleston, for Respondent.

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**PER CURIAM:** Affirmed pursuant to Rule 220(b), SCACR, and the following authorities: Rule 4(d)(1), SCRCP (allowing service of process upon an individual "by delivering a copy of the summons and complaint to him personally . . . or by delivering a copy to an agent authorized by appointment or by law to receive service of process"); *Delta Apparel, Inc. v. Farina*, 406 S.C. 257, 267, 750 S.E.2d 615, 620 (Ct. App. 2013) (noting South Carolina courts have "never required

exacting compliance with the rules to effect service of process" (quoting *Roche v. Young Bros. of Florence*, 318 S.C. 207, 209-10, 456 S.E.2d 897, 899 (1995)); *id.* ("Rather, [courts] inquire whether the plaintiff has sufficiently complied with the rules such that the court has personal jurisdiction of the defendant and the defendant has notice of the proceedings." (quoting *Roche*, 318 S.C. at 210, 456 S.E.2d at 899)); *Roberson v. S. Fin. of S.C., Inc.*, 365 S.C. 6, 10, 615 S.E.2d 112, 115 (2005) ("An agent's authority is composed of his or her actual authority, whether express or implied, together with the apparent authority which the principal by his or her conduct is precluded from denying.").

**AFFIRMED.**<sup>1</sup>

**FEW, C.J., and KONDUROS and LOCKEMY, JJ., concur.**

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<sup>1</sup> We decide this case without oral argument pursuant to Rule 215, SCACR.

# The South Carolina Court of Appeals

Charleston Harbor Resort & Marina, Respondent,

v.

Paul Davis, Appellant.

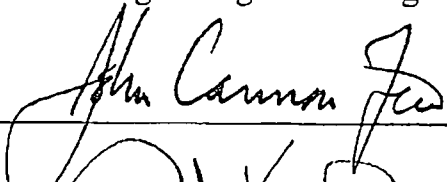
Appellate Case No. 2014-001345

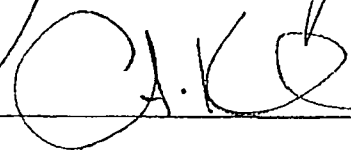
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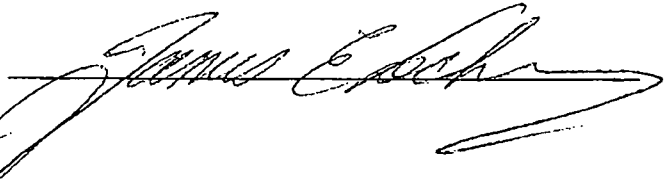
## ORDER

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After careful consideration of the petition for rehearing, the Court is unable to discover that any material fact or principle of law has been either overlooked or disregarded, and hence, there is no basis for granting a rehearing. Accordingly, the petition for rehearing is denied.

  
\_\_\_\_\_  
C.J.

  
\_\_\_\_\_  
J.

  
\_\_\_\_\_  
J.

Columbia, South Carolina

cc:  
Paul Davis  
William A. Scott, Esquire  
The Honorable Mikell R. Scarborough

**FILED**

March 28, 2016

THE STATE OF SOUTH CAROLINA

In The Supreme Court

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APPEAL FROM CHARLESTON COUNTY

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SC Court of Appeals

Submitted December 1, 2015 – Filed February 17, 2016

Charleston Harbor Resort and Marina,

Respondent

v.

Paul A. Davis,

Appellant

CERTIFICATE OF SERVICE

I hereby certify that I served the Request for Enlargement of Time to file Petition for Writ of Certiorari of the Appellant on Charleston Harbor Resort and Marina by depositing a copy of it in The United States Mail, postage prepaid, on April 20, 2016 addressed to its Attorney of record, William A. Scott, PC ,Pedersen & Scott 775 St. Andrews Boulevard, Charleston, SC 29407.



Paul A. Davis Pro Se

14639 C.R. Koon Highway

Newberry, S.C. 29108

803 321 7414 davis979@gmail.com