

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM COLLETON COUNTY
In the Circuit Court

Doyet A. Early, III Circuit Court Judge

Case No. 2010-CP-15-0247

RECEIVED

MAY 05 2016

SC Court of Appeals

Ted A. Nettles and Janell B. Nettles, Appellants,

v.

Sylvester Guess Drew, Jr., Debra Drew, and Colleton County, Respondents.

**MOTION TO SUPPLEMENT RECORD
RE: RESPONDENTS' MOTION TO DISMISS APPEAL**

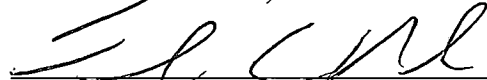
Appellants, by and through undersigned counsel, respectfully requests this Court consider the Affidavit of Thomas C. Nelson, Esquire when deciding Respondents' Motion to Dismiss Appeal. The grounds for this motion are that Appellants believe that Respondents' Motion and subsequently filed Reply to Appellants' Return imply that Appellants' counsel did in fact receive the Form 4 order prior to February 4, 2016 and that Appellants' counsel is misrepresenting the date received to this Court.

After completing his investigation, Appellants' counsel has determined the Colleton County's attorney also did not receive the Form 4 Order and that the Drews' attorneys cannot or will not say how or when they received the Form 4 Order. Because at least two of the three sets of

attorneys in this case, if not all three sets, did not receive the order prior to February 4, 2016, there is no reason to believe Appellants' counsel is making a misrepresentation to this Court.

Accordingly, Appellants request this Court consider the Affidavit of Thomas C. Nelson, Esquire with its Exhibits and deny Respondents' Motion to Dismiss Appeal.

FUTERAL & NELSON, LLC



Thomas C. Nelson, Esquire

S.C. Bar ID 71178

Post Office Box 1385

Mt. Pleasant, South Carolina 29465

Telephone (843) 284-5500 ext. 226

Facsimile (843) 284-5501

email to: tnelson@charlestonlaw.net

Dated: 4/27/16

Attorney for Plaintiff

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM COLLETON COUNTY
In the Circuit Court

Doyet A. Early, III Circuit Court Judge

Case No. 2016-000477

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SC Court of Appeals

Ted A. Nettles and Janell B. Nettles, Appellants,

v.

Sylvester Guess Drew, Jr., Debra Drew, and Colleton County, Respondents.

PROOF OF SERVICE

I certify that I have served the the following documents to the following recipients at the addresses shown below by depositing a copy of them in the United States Mail, postage prepaid, on May 3, 2016:

Documents: Motion to Supplement Record Re: Respondents' Motion to Dismiss Appeal

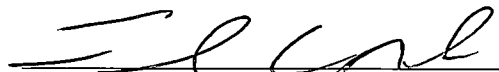
Recipients: Mr. Ernest Mitchell Griffith
Griffith Sadler & Sharp, PA
Post Office Drawer 570
Beaufort, South Carolina 29901

A. Parker Barnes, Esquire
Post Office Drawer 1729
Beaufort, South Carolina 29901-1729

David M. Swanson, Esquire
Pierce T. MacLennan, Esquire
Haynsworth Sinkler Boyd, P.A.
134 Meeting Street, 3rd Floor
Charleston, South Carolina 29401

(ATTORNEY SIGNATURE ON FOLLOWING PAGE)

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email to: tnelson@charlestonlaw.net

Mount Pleasant, South Carolina

Dated: 5/3, 2016

Attorney for Appellants



Futeral & Nelson LLC

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Mount Pleasant, South Carolina 29464

Mailing Address:

P.O. Box 1385
Mount Pleasant, South Carolina 29465
Tel: 843-284-5500 | Fax: 843-284-5501
charlestonlaw.net

May 3, 2016

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
1015 Sumter Street
Post Office Box 11629
Columbia, South Carolina 29211

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MAY 05 2016
SC Court of Appeals

Re: Ted A. Nettles and Janell B. Nettles, Appellants v. Sylvester Guess Drew, Jr., and Debra Drew and Colleton County, Respondents.
Appellate Case No.: 2016-000477
F & N File No.:9123881

Dear Ms. Kitchings:

Please find enclosed an original and seven (7) copies of

MOTION TO SUPPLEMENT RECORD RE: RESPONDENTS' MOTION TO DISMISS APPEAL along with *Proof of Service*; and

AFFIDAVIT OF THOMAS C. NELSON, ESQUIRE along with *Proof of Service*;

Please file the originals and return a clocked copy to this office in the envelope provided. Should you have any questions, please feel free to contact our office.

By copy of this letter, I am serving David Swanson, Esquire, Pierce T. MacLennan, Esquire, A. Parker Barnes, Esquire and Ernest Mitchell Griffith, Esquire. Thank you for your attention to this matter.

With kind regards, I am,

Sincerely,

Shaunda M. Smith
Paralegal

/sms

Enclosure(s): As stated

cc: David Swanson, Esquire
Pierce T. MacLennan, Esquire
Ernest Mitchell Griffith, Esquire
A Parker Barnes, Esquire

Futeral & Nelson, LLC
Post Office Box 1385
Mount Pleasant, SC 29465



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