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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

SEP 14 2015

The Honorable DeAndrea Gist Benjamin, Circuit Court Judge

SC Court of Appeals

Case No. 2001-CP-40-4203R
Appellate Case No. 2014-001826

EDWIN M. SMITH, JR. APPELLANT,

vs.

DAVID FEDOR,RESPONDENT.

**APPENDIX TO THE
RECORD ON APPEAL**

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STATE OF SOUTH CAROLINA)

COUNTY OF RICHLAND)

EDWIN M. SMITH, JR.,)

Plaintiff,)

vs.)

DAVID A. FEDOR,)

Defendant.)

IN THE COURT OF COMMON PLEAS
FIFTH JUDICIAL CIRCUIT

C/A # 2001-CP-40-4203

PLAINTIFF'S RESPONSE TO
DEFENDANT'S 60(b) MOTION

TO: LEO A. DRYER, ATTORNEY FOR DEFENDANT

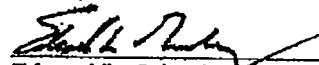
YOU WILL PLEASE TAKE NOTICE that the undersigned, as counsel for Edwin M. Smith, Jr. (hereinafter "Plaintiff"), respectfully requests this Court to deny Defendant's Motion for Relief from the Confession of Judgment (the "Judgment") sought pursuant to Rule 60(b), SCRPC. The Judgment was filed with the Court on February 27, 2013 declaring that Plaintiff have judgment against David A. Fedor (hereinafter "Defendant") for the principal amount of \$350,000.00. Based on documents in possession of both the Plaintiff and the Defendant and under the provisions thereof, Plaintiff will establish at the hearing on this motion that the debt recited in the Judgment has not been paid in full and that the Judgment should not be rescinded.

Due to the foregoing reasons, this Court should deny the Defendant's Motion for Relief from the Judgment or Order.

Respectfully submitted,

GRIMSLEY LAW FIRM, LLC

BY:


Edward L. Grimsley
P.O. Box 11682
Columbia, SC 29211
(803) 233-1177
Attorney for Plaintiff

Columbia, South Carolina
April __, 2013

STATE OF SOUTH CAROLINA
PLEAS

COUNTY OF RICHLAND

EDWIN M. SMITH, JR.,

Plaintiff,

vs.

DAVID A. FEDOR,

Defendant.

) IN THE COURT OF COMMON


) FIFTH JUDICIAL CIRCUIT

) C/A # 2001-CP-40-4203

) CERTIFICATE OF SERVICE

The undersigned hereby certifies that she caused a copy of PLAINTIFF'S RESPONSE TO DEFENDANT'S 60(B) MOTION, filed in the above-captioned case, to be served, via United States Mail, on the party listed below this 11 day of April, 2013:

Leo A. Dryer, Esq.
DRYER LAW FIRM
Post Office Box 11567
Columbia, SC 29211
Attorney for Plaintiff



Monica M. Sutton
Paralegal
Grimsley Law Firm, LLC.
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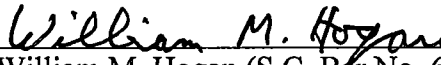
SEP 14 2015

SC Court of Appeals

Certificate of Counsel

The undersigned hereby certifies that the Appendix to the Record on Appeal contains all material proposed to be supplemented by any of the parties and not any other material.

September 11, 2015



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