

THE STATE OF SOUTH CAROLINA  
In The Supreme Court

APPEAL FROM CHESTERFIELD COUNTY  
Court of Common Pleas

C. Heath Ruffner, Special Referee

C.A. No. 2010-CP-13-0164

RECEIVED  
SEP 02 2016  
SC Court of Appeals

AMERICAN COMMUNITY BANK,  
a division of Yadkin Valley Bank & Trust, ..... Respondent,

vs.

MICHAEL R. BROWN; C. W. HORNE;  
SHORTT AUCTION & REALTY CO., INC.;  
BANK OF AMERICA, N.A.; and  
JAGUAR PORTFOLIO, LLC, ..... Defendants,

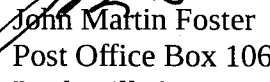
of whom MICHAEL R. BROWN is ..... Appellant.

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NOTICE OF APPEAL

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MICHAEL R. BROWN appeals the order of the Honorable C. Heath Ruffner, Special Referee, dated July 25<sup>th</sup>, 2016 and filed July 26<sup>th</sup>, 2016. Appellant received written notice of entry of this order on August 1<sup>st</sup>, 2016.

  
John Martin Foster  
Post Office Box 106  
Rock Hill, S. C. 29731-6106  
(803) 324-8100  
Attorney for Appellant

Other Counsel of Record:

James W. Sheedy  
Susan E. Driscoll  
Driscoll Sheedy, P.A.  
Attorneys for American Community Bank  
11520 North Community House Road, Suite 200  
Charlotte, North Carolina 28277

Harry R. Easterling  
Attorney for C.W. Horne  
Post Office Box 611  
Bennettsville, S.C. 29512

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of whom MICHAEL R. BROWN is ..... Appellant.

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CERTIFICATE OF SERVICE

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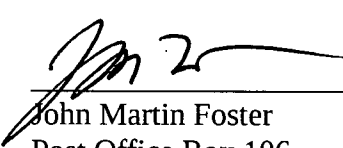
I certify that on August 31, 2016, I served the Notice of Appeal and this Certificate of Service on the following counsel of record, parties or persons:

James W. Sheedy  
Susan E. Driscoll  
Driscoll Sheedy, P.A.  
Attorneys for American Community Bank  
11520 North Community House Road, Suite 200  
Charlotte, North Carolina 28277

Harry R. Easterling  
Attorney for C.W. Horne  
Post Office Box 611  
Bennettsville, S.C. 29512

by depositing the same with the United States mail, with sufficient first class postage attached, properly addressed to the clerk of the Court, and with a copy also directed to the respective last known address(es) of those attorney(s) and/or persons set out above, pursuant to Rule 233(b), S.C.A.C.R.

August 31, 2016

  
\_\_\_\_\_  
John Martin Foster  
Post Office Box 106  
Rock Hill, S. C. 29731-6106  
(803) 324-8100  
Attorney for Appellant

**JOHN MARTIN FOSTER**

*Attorney at law*

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The Guardian Building	PO Box 106	803 324 8100
223 East Main Street Suite 520	Rock Hill SC	803 324 8109 Fax
Rock Hill South Carolina 29730	29731-6106	jmfoster@comporium.net

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August 31, 2016

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, SC 29211

**RECEIVED**  
SEP 02 2016  
SC Court of Appeals

Re: American Community Bank, Respondent  
v. Michael R. Brown, Appellant  
C.A. 2010-CP-13-0164

Dear Ms. Kitchings:

Enclosed for filing is a notice of appeal in the above case. Also enclosed are the following:

- (1) Proof of service of the notice of appeal on all respondents.
- (2) A copy of the order which is to be challenged on appeal.
- (3) Our filing fee of \$100.00.

Sincerely,

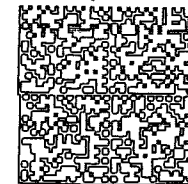
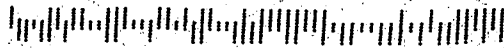


John Martin Foster  
Post Office Box 106  
Rock Hill, South Carolina 29731  
803 324-8100  
Attorney for Appellant


jmf/  
enclosures

Cc: James W. Sheedy  
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**John Martin Foster Attorney**

223 East Main St Suite 520  
Post Office Box 106  
Rock Hill SC 29731-6106

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**TO:**

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

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