

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM OCONEE COUNTY  
Court of Common Pleas

Ellis B. Drew, Master-In-Equity Judge

RECEIVED

NOV 05 2012

SC Court of Appeals

Case No.: 2011-CP-37-594

Bank of America,

Respondent,

v.

Garry C. Phillips and Leslie D. Phillips,

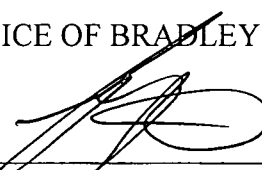
Appellants.

**MOTION TO DISMISS**

COMES NOW the Appellants in the above styled action and move to dismiss this appeal with prejudice.

LAW OFFICE OF BRADLEY A. NORTON

10/30, 2012  
Walhalla, SC

  
\_\_\_\_\_  
Bradley A. Norton  
P.O. Box 490  
30 Short Street  
Walhalla, SC 29691  
Phone: 864-638-2930  
Fax: 864-638-2922  
Attorney for Appellants Garry C. Phillips  
and Leslie D. Phillips

Other Counsel of Record:

Weyman C. Carter, Esq.  
McNair Law Firm, P.A.

P.O. Box 447  
Greenville, SC 29602  
Attorney for the Respondent

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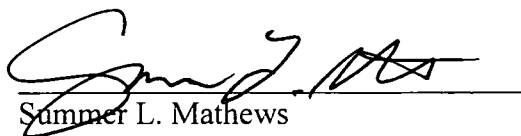
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**PROOF OF SERVICE**

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PERSONALLY appeared before me the undersigned, Summer L. Mathews, an employee of Bradley A. Norton, who being duly sworn gives oath that on the 31<sup>st</sup> day of October, 2012, she did mail a copy of the Motion to Dismiss by depositing in the United States Mail, with proper postage affixed thereto, addressed as follows:

Weyman C. Carter  
Attorney at Law  
P.O. Box 447  
Greenville, SC 29602

  
Summer L. Mathews

SWORN to before me this  
31<sup>st</sup> day of October, 2012.

RECEIVED  
NOV 05 2012  
SC Court of Appeals



Notary Public for South Carolina  
My commission expires: 3/27/23

Other Counsel of Record:

Weyman C. Carter, Esq.  
McNair Law Firm, P.A.  
P.O. Box 447  
Greenville, SC 29602  
Attorney for the Respondent

*Bradley A. Norton, P.A.*  
ATTORNEY AT LAW

POST OFFICE BOX 490  
30 SHORT STREET  
WALHALLA, SC 29691

TELEPHONE (864) 638-2930  
FACSIMILE (864) 638-2922

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October 31, 2012

South Carolina Court of Appeals  
ATTN: Clerk of Court – Tanya Gee  
P.O. Box 11629  
Columbia, SC 29211

**RECEIVED**  
NOV 05 2012

Re: Bank of America vs. Garry Phillips and Leslie Phillips  
Case No: 2011-CP-37-594

**SC Court of Appeals**

Dear Tanya:

Please find enclosed a Motion to Dismiss, Proof of Service and a filing fee of \$25.00 in the above referenced matter. I would ask that you please file the originals with your Court and return the filed copies to my office in the self-addressed, stamped envelope provided.

Thank you for your help and attention in this matter.

Very truly yours,

LAW OFFICE OF BRADLEY A. NORTON



Bradley A. Norton  
Attorney at Law

BAN: slm  
enclosures