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SC Court of Appeals

STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM GEORGETOWN COUNTY
Court of Common Pleas

Honorable William H. Seals, Jr., Circuit Court Judge

Appellate Case No. 2016-00002379

Bonnie N. Charlton, Ronald L. Charlton, and
Bayside Property, Inc. Respondents

v.

South Bay Properties, LLC, Stantec Consulting Services, Inc., f/k/a Trico
Engineering Consultants, Inc., Milone & MacBroom, Inc., John Steven Goodwin,
Louise C. Goodwin, Thomas I. Puckett, Brenda C. Puckett, Robert Nahama,
Jeanne E. Nahama, Thomas Holland Sharon Louise Holland, Joyce K. Sobel,
Robert W. Waruszewski, Richard N. Taylor, Robert K. Spillers (a/k/a Robert
Spillers), Deborah T. Spillers (a/k/a Deborah Spillers), Patrick A. DiAngelo,
Deborah A. DiAngelo, Gary E. Owens, Joyce M. Owens, Fount L. Shults, Lynda
M. Shults, Dennis Ridgeway, Teresa Lynn Ridgeway and Georgetown County
Forfeited Land Commission,

of Whom

John Steven Goodwin, Louise C. Goodwin, Gary E. Owens, and
Joyce M. Owens are Appellants

APPELLANTS' MOTION FOR LEAVE TO
FILE A SURREPLY TO
RESPONDENTS' MOTION TO DISMISS

TO: RESPONDENTS AND THEIR ATTORNEYS OF RECORD, CHARLES T.
SMITH, ESQUIRE, JOHN W. DAVIDSON, ESQUIRE, RONALD L. RICHTER,
JR., ESQUIRE, KRISTIN G. ATKINS, ESQUIRE, WESLEY P. BRYANT,
ESQUIRE, BYRON I. SAINTSING, ESQUIRE, AND ERIC S. BLAND, ESQUIRE:


NOW COME THE APPELLANTS before this Honorable Court, and request permission to file a Surreply to the Respondents' Motion to Dismiss previously filed this matter. In support of this Motion, Appellants would show the Court as follows:

Respondents filed their Motion to Dismiss Appeal and Memorandum in Support of Motion in this action on or about December 5, 2016; the Appellants filed their Return in Opposition to the Motion to Dismiss on or about January 16, 2017; and Respondents filed their Reply Memorandum on or about January 23, 2017. In the Memorandum in support of their Reply, the Respondents made claims which are not factually accurate.

Appellants seek a fair opportunity to respond to the allegations by Respondents in their Reply. Accordingly, Appellants request that the Court accept a brief Surreply and Memorandum of Points and Authorities for this purpose.

Respectfully submitted:

THORNTON LAW FIRM, LLC



K. Douglas Thornton
S.C. Bar No.: 5565
1025 Third Avenue
Conway, South Carolina 29526
Telephone: (843) 488-5858
Facsimile: (843) 488-5859
kdouglasthornton@gmail.com

LAW OFFICES OF JOHN M. LEITER, PA
John M. Leiter
S.C. Bar No.: 3187
1203 48th Avenue, North, Suite 109
Myrtle Beach, South Carolina 29577
Telephone: (843) 449-1451
Facsimile: (843) 449-4884
jleiter@48th.com

ATTORNEYS FOR APPELLANTS

January 30, 2017

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM GEORGETOWN COUNTY
Court of Common Pleas

Honorable William H. Seals, Jr., Circuit Court Judge

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Bayside Property,.....Respondents,

v.

South Bay Properties, LLC, Stantec Consulting Services,
Inc., f/k/a Trico Engineering Consultants, Inc., Milone
& MacBroom, Inc., John Steven Goodwin, Louise C.
Goodwin, Thomas I. Puckett, Brenda C. Puckett, Robert
Nahama, Jeanne E. Nahama, Thomas Holland, Sharon
Louise Holland, Joyce K. Sobel, Robert W. Waruszewskiu,
Richard N. Taylor, Robert K. Spillers (a/k/a Robert Spillers),
Deborah T. Spillers (a/k/a Deborah Spillers), Patrick A.
DiAngelo, Deborah A. DiAngelo, Gary E. Owens, Joyce
M. Owens, Fount L. Shults, Lynda M. Shults, Dennis
Ridgeway, Teresa Lynn Ridgeway and Georgetown County
Forfeited Land Commission,

Of Whom John Steven Goodwin, Louise C. Goodwin, Gary
E. Owens and Joyce M. Owens are.....Appellants.

AFFIDAVIT OF SERVICE

I, K. Douglas Thornton, as co-counsel for John Steven Goodwin, Louise C.
Goodwin, Gary M. Owens and Joyce M. Owens, certify that on January 30, 2017, a
copy of Appellants' Motion for Leave to File a Surreply to Respondents' Motion to

Dismiss was served upon all parties of interest in the within matter, by mailing a copy to their attorneys of record, with proper postage affixed thereto, and addressed as follows:

Charles T. Smith, Esquire
608 Cypress Street
Georgetown, SC 29440

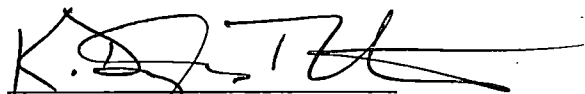
Donald G. Hunt, Jr., Esquire
Kristin Atkins Lee, Esquire
P. O. Box 266
Fuquay-Varina, NC 27526

John W. Davidson, Esquire
P. O. Drawer 2426
Columbia, SC 29202

Byron L. Saintsing, Esquire
P. O. Box 26268
Raleigh, NC 27611

Wesley P. Bryant, Esquire
Georgetown County Attorney
P. O. Box 421270
Georgetown, SC 29442

Ronald L. Richter, Esquire
Eric S. Bland, Esquire
18 Broad Street, Suite Mezz
Charleston, SC 29401



K. Douglas Thornton, Esq.
1025 Third Avenue
Conway, S.C. 29528

SWORN to before me this
30 day of January, 2017


Notary Public for South Carolina
My Commission Expires: 5/31/26

Thornton Law, LLC
K. Douglas Thornton

kdouglasthornton@gmail.com

1025 Third Avenue
Conway, SC 29526

PHONE: 843-488-5858

FAX: 843-488-5859

January 30, 2016

Hon. Jenny Abbott Kitchings, Clerk
The S.C. Court of Appeals
Post Office Box 11629
Columbia, SC 29211

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SC Court of Appeals

Re: Bonnie N. Charlton v. South Bay Properties, LLC (2)
Appellate Case No.: 2016-00002379

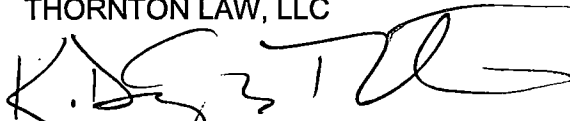
Dear Ms. Kitchings:

As co-counsel for the Appellants, John Steven Goodwin, Louise C. Goodwin, Gary E. Owens and Joyce M. Owens, I am enclosing the original and six (6) copies each of the Appellants' Motion for Leave to File a Surreply to Respondents' Motion to Dismiss, and Affidavit of Service. Our check for \$25.00 to cover the filing fee is attached also.

Thanking you for your attention to this matter, I remain

Yours very truly,

THORNTON LAW, LLC

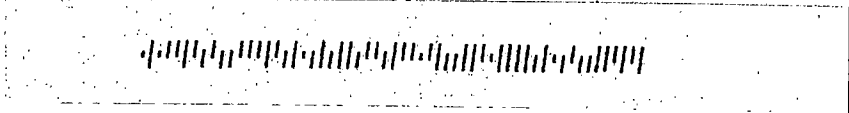


K. Douglas Thornton

KDT/rrc

cc: Clients
John M. Leiter, Esquire
Charles T. Smith, Esquire
Ronald L. Richter, Esquire
Donald G. Hunt, Esquire
John W. Davidson, Esquire
Byron L. Saintsing, Esquire
Wesley P. Bryant, Esquire
Eric S. Bland, Esquire

Thornton Law, LLC
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