

82553

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Lancaster County

The Honorable H. Clayton Walker, Jr., Special Referee

**RECEIVED**

FEB 21 2017

**SC Court of Appeals**

Evelyn M. Lowery,

RESPONDENT,

V.

Eula M. Daniels, Darrell Waiters, Monique Thompson Phinessa R. Waiters, Pearl Mahjoub, Tommie Lee James, John William James, William C. Waiters, Mary L. Bailey, James C. Bell, William Bailey, Charlie Bascomb, Harold Bascomb, Nakia Williams, Nerisse Williams, Carlton McPhaul, Donnell McPhaul, Idell R. Waiters, Ella R. Waiters, Eddie Waiters, Elizabeth Ann Moore, Donald Waiters, Brenda Waiters, Glenda Waiters, Wilric Waiters, Dorothy Johnson, Ruth Jordan, Ronald Sweet, Donald Johnson, David Lee Richardson, Raymond Richardson, Lafayette Richardson, Jr., Robert C. Richardson, Bill Moses, Margaret Jones, Herman Sweet, Jr., Reginal Coleman, Ronald Coleman, Michael Coleman, Sharon Coleman, Tammy Coleman, Bridgette Colemann, Delfreda Coleman, Phillip Hatchet, Iceola Weeks, Charles Burt, Theodore R. Brewer, Estate of Leola Waiters, Betty J. Catoe, Carrie Waiters, Ernest L. Waiters, Irene Carr, Janice Dixon, Donald F. Waiters, Rayford J. Waiters, Carolyn McKenny, Larry Waiters, Denise Allen, Kevin Waiters, Ginger Ann Waiters, Harry Waiters, III, Deshone Waiters, Willie W. Addison, Bessie M. Waiters, Linda D. Addison, Mary E. Coleman, John C. Waiters, Estate of Anna.B. Waiters, Anna E. Perkins, Willie James Hall, Lena Tibbs, Levater Hall, Leonard Hall, Leotis Hall, Christine C. Hall, Alma R. Grant, Pearl Hall, Mary Hall, Mark Hall, Kevin Hall, Doris Hall, Iris Hall, Lola Hall, Maggie Hall, Jimmy L. Hall, Jr., Marilyn Hall, Lowarren Hall, Clifton Hall, Dywayne Hall, Novella Hall, Lenonne Addison, Brendetta Hall, NaSheqeca Bekia Hall, Marquavious Tramble Hall, Sabrina McWaters, Renonia Church, Gwen Mc Waters, Jacqueline Mc Waters, Renee Mc Waters, Connie C. Parker, Alice Truesdale, Eliza C. Truesdale, Roy Caskey, Randy Caskey, Maggie Caskey, Leon

APPELLANT

Caskey, III, Sharon Harris, Eliza Ferguson, Henry Hall, Oscar Hall, Jr., Laura Mae Hall, Stanford Hall, Anna Hall, Anna Hall, Patricia, H. Bentley, Janie Hall, Janie Douglas, Mary Bradlee, Elizabeth Hall, Teresa Pope, Devron Wright, Dyron J. Hall, Romelle Simpson, Estate of Alma Tilman, Ren Tilman, Chris Waiters, Bennie Evelyn M. Martin, William Martin, Mildred Bell McCray, John Lee Moore, William E. Bell, Minniette Malone Sims, Lorenzo Bell, Blanche B. Bell, Cerento Martin Eccles, Lucinda Bell Miller; and if any of the said Appellats are deceased, then their heirs or devisees at law, and all other persons claiming any right, title, interest in or lien upon the real estate described herein, and any unknown infants or persons in the military service hereby designated as a class John Doe or Jane Roe, (Of Whom Kevin Waiters is Appellant).

APPELLATE CASE NO. 2015-002243

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MOTION TO ACCEPT AMENDED RECORD ON APPEAL

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Appellant moves before this Court to accept the Amended Record on Appeal regarding the above referenced matter. Appellant makes this motion based on Respondent's Motion for amendments to the original record on Appeal filed on or about November 16, 2016. Appellant has a complete copy of the court file and has reviewed a copy of the court file in the above-referenced matter. Appellant has located a copy of the Second Amended Complaint and added this document to the Record on Appeal. However, Appellant has not located the remaining documents requested by Respondent. Appellant was not the trial attorney regarding the above referenced matter and relies on the Trial Transcript including exhibits as well as the Court file for documents and exhibits used in the trial of this case. Appellant did attempt to make contact with Respondent regarding the requested amendments in an attempt to clarify the requested amendments. Appellant would state that this amended Record on Appeal reflects documents available for Appellant for completion of an Amended Record on Appeal and respectfully requests that the Court accept it.

February 17, 2017



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Attorney for Appellant

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APPELLATE CASE NO. 2015-002243

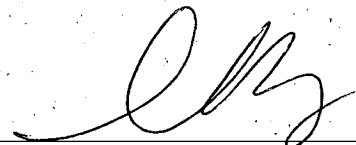
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CERTIFICATE OF SERVICE

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I, M. Rita Metts, hereby certify that I have served the Appellant's Motion to Accept the Amended Record on Appeal on Respondent by depositing copies in the United States Mail to the counsel of record, Marion (Mark) Grier, Esquire, PO Box 1809, Lancaster, SC 29721 on this 17th day of February, 2017.

February 17, 2017

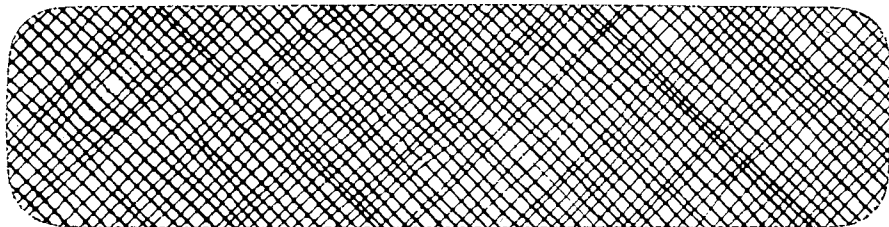


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