

IN THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM HORRY COUNTY  
Court of Common Pleas

Benjamin H. Culbertson, Circuit Court Judge

Case No. 2015-CP-26-8179

**RECEIVED**  
MAR 30 2017  
SC Court of Appeals

Robert DeCiero, a resident of Long Bay Estates Subdivision,  
Myrtle Beach, South Carolina .....Appellant,

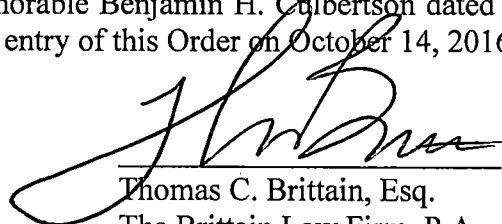
v.

Horry County, State of South Carolina.....Respondent.

AMENDED NOTICE OF APPEAL

Robert DeCiero appeals the Order of Dismissal of the Honorable Benjamin J. Culbertson dated June 22, 2016 as well as the Order Denying Motion to Reconsider Order granting Defendant's Motion to Dismiss of the Honorable Benjamin H. Culbertson dated September 16, 2016. Appellant received written notice of entry of this Order on October 14, 2016.

March 29, 2017



Thomas C. Brittain, Esq.  
The Brittain Law Firm, P.A.  
4614 Oleander Drive  
Myrtle Beach, South Carolina 29577  
843-449-8562  
Attorney for Appellant

Other Counsel of Record:  
Elise F. Crosby, Esquire  
Crosby Law Firm, LLC  
405 Dozier Street  
Georgetown, SC 29440  
843-546-3103  
Attorney for Respondent

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In The Court of Appeals

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Case No. 2015-CP-26-8179  
Appellate Case No. 2016-002175

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Robert DeCiero, a resident of Long Bay Estates Subdivision,  
Myrtle Beach, South Carolina .....Appellant,

v.

Horry County, State of South Carolina.....Respondent.

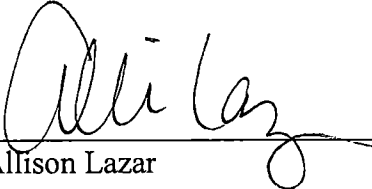
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PROOF OF SERVICE

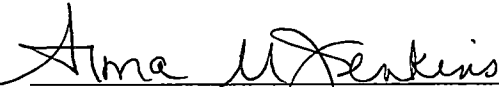
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I, Allison Lazar, do hereby certify that I am an employee of THE BRITAIN LAW FIRM, P.A., attorneys for the Appellant in the above-entitled action, and that I have this 29<sup>th</sup> day of March, 2017, caused to be served upon the following parties the **Amended Notice of Appeal and Appellant's Reply to Respondent's Motion to Dismiss** by depositing a copy of same in the United States Mail, with sufficient first class postage affixed thereto, addressed as follows:

Elise F. Crosby, Esquire  
Crosby Law Firm, LLC  
405 Dozier Street  
Georgetown, SC 29440

  
Allison Lazar

**SWORN AND SUBSCRIBED** before me  
this 29<sup>th</sup> day of March, 2017.

  
**NOTARY PUBLIC FOR SOUTH CAROLINA**  
My Commission Expires: 5/2/2021

THE BRITTAIN LAW FIRM, P.A.

ATTORNEYS AT LAW  
4614 OLEANDER DRIVE  
MYRTLE BEACH, SOUTH CAROLINA 29577

THOMAS C. BRITTAI  
MARY MADISON BRITTAI LANGWAY  
A. PRESTON BRITTAI  
T. CASE BRITTAI, JR.

843-449-8562  
FAX 843-497-6124  
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March 29, 2017

The Honorable Jenny Abbot Kitchings  
Clerk of Court  
SC Court of Appeals  
1220 Senate Street  
Columbia, South Carolina 29201

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MAR 30 2017  
SC Court of Appeals

Re: Robert DeCiero, a resident of Long Bay Estates Subdivision, Myrtle Beach, South Carolina v. Horry County, State of South Carolina  
Appellate Case No. 2016-002175

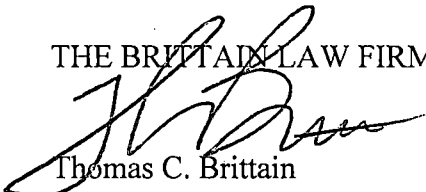
Dear Ms. Kitchings:

Enclosed please find the original and one (1) copy of Appellant's Amended Notice of Appeal along with the original and seven (7) copies of Appellant's Reply to Respondent's Motion to Dismiss and Proof of Service in the above-referenced matter.

Please return a clocked-in copy of each document to our office in the enclosed envelope. Thank you.

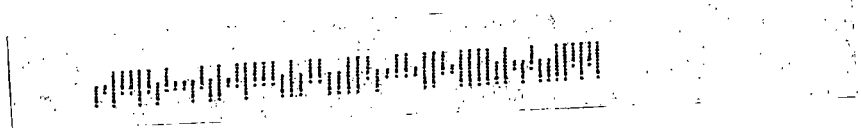
With warm regards, I am  
Yours truly,

THE BRITTAI LAW FIRM, P.A.



Thomas C. Brittain  
Mary Madison Brittain Langway  
TCB/MMBL/all

cc: Elise F. Crosby, Esq.



THE BRITAIN LAW FIRM, P.A.  
ATTORNEYS AT LAW  
4614 OLEANDER DRIVE  
MYRTLE BEACH, SOUTH CAROLINA 29577

TO:

The Honorable Jenny Abbot Kitchings  
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