

THE STATE OF SOUTH CAROLINA
In the Court of Appeals
APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas
Carmen T. Mullen, Circuit Court Judge
Case No. 2014-CP-07-02268

RECEIVED
APR 27 2017
SC Court of Appeals

Appellate Case No. 2017-000685

BARBARA AIMAR GOODWIN, f/k/a BARBARA A. GILLEY, Appellant,

v.

RONALD L. ROSSETTI, Individually, and as Trustee of the RONALD L. ROSSETTI TRUST-1989, LINDA A. ROSSETTI, as Trustee of the RONALD L. ROSSETTI TRUST, the RONALD L. ROSSETTI TRUST, CHRISTOPHER T. GODLEY and JADE GODLEY, Respondents.

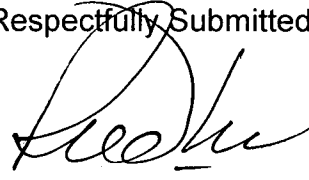
NOTICE OF APPEAL

PLEASE TAKE NOTICE that the Appellant in this case, Barbara Aimar Goodwin, appeals from the Order of the Honorable Carmen T. Mullen entered on March 27, 2017, the same being electronically filed and served on that date.

A copy of the order that is the subject of this appeal has been served with this Notice of Appeal.

Respectfully Submitted,

By:



Robert V. Mathison, Jr.
Attorney for the Appellant
Barbara Aimar Goodwin

MATHISON & MATHISON
Post Office Box 5271
Hilton Head Island, SC 29938
Telephone: (843) 785-6503
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April 25, 2017

Hilton Head Island, South Carolina.

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PROOF OF SERVICE

I, Robert V. Mathison, Jr., hereby certify that on April 25, 2017, I filed and served the original and copies of the Appellants' Notice of Appeal, as well as copies of the order from which this appeal is taken, by depositing same, with sufficient first class postage prepaid, at the United States Post Office at Asheville, North Carolina, addressed as follows:

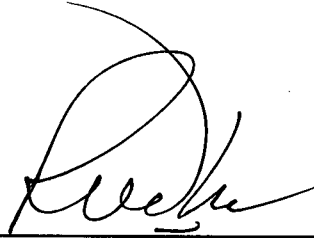
The Honorable Jenny Abbott Kitchings
Clerk of the South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

The Honorable Jerri Ann Roseneau
Clerk of Court for Beaufort County
Post Office Drawer 1128
Beaufort, South Carolina 29901

George H. O'Kelley, Jr., Esquire
Attorney at Law
Post Office Box 1072
Beaufort, South Carolina 29901

William A. Bryan, Jr., Esquire
Collins & Lacy, PC
11945 Grandhaven Drive, Suite D
Murrells Inlet, South Carolina 29576

By:



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Barbara Aimar Goodwin

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April 25, 2017

Hilton Head Island, South Carolina.

From: rmathlaw <rmathlaw@aol.com>

To: wbryan <wbryan@collinsandlacy.com>; golaw <golaw@hargray.com>

Bcc: egsphy <egsphy@gmail.com>

Subject: Goodwin v. Rossetti, et al.

Date: Mon, Apr 24, 2017 1:01 pm

Gentlemen,

Would you consent to a motion to remand this case from the Court of Appeals to the Court of Common Pleas? Although the EFS notice says that Mrs. Goodwin's motion for reconsideration "is denied," the order itself that was entered on March 27, 2017, is unclear. In addition, the order was entered after the appeal had been taken so arguably the trial court had been deprived of jurisdiction.

Please advise.

Rob Mathison

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Re: Barbara Aimar Goodwin, etc. v. Ronald L. Rossetti, et al.
Case No. 2014-CP-07-02268
Appellate Case No. 2017-000685

Dear Ms. Kitchings:

Enclosed for filing is the original Notice of Appeal from Judge Mullen's Order entered in this case on March 27, 2017. Also enclosed is a copy of the order itself, as well as the original Proof of Service for the Notice of Appeal. Finally, I have enclosed my check in the amount of \$100.00 to pay the filing fee.

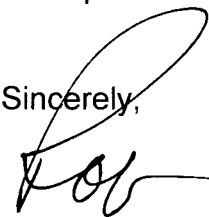
Please note that this case is already on appeal and has been assigned the Appellate Case Number set forth above. The current appeal is from an order that may have denied the Appellant's (Plaintiff's below) Motion for Reconsideration of the trial judge's prior order granting summary judgment to the Respondents.

Because an appeal had already been taken from that prior order when the trial judge ruled (without a hearing) on the motion for reconsideration, a remand of this case to the trial court may be required. In addition, though the EFS notice expressly stated that the Appellant's motion had been "denied," the content of the order itself is unclear, which is another reason that a remand would be required.

I have previously requested the consent of my opponents to a motion to remand the case (copy enclosed), but have yet to receive a substantive response.

With kind regards, I am

Sincerely,



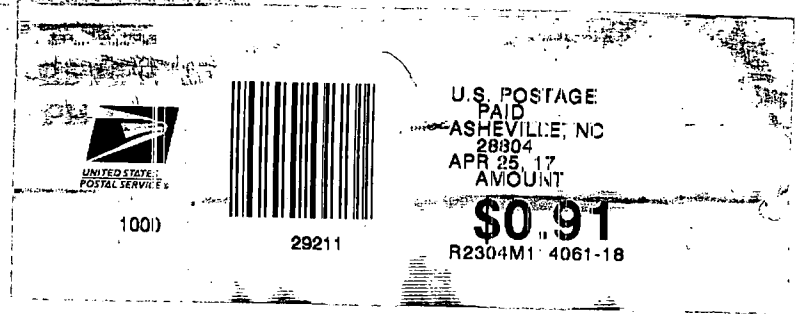
Robert V. Mathison, Jr.
S.C. Bar No. 3685

[Continued on Page 2]

The Honorable Jenny Abbott Kitchings
April 25, 2017
Page 2

cc: The Honorable Jerri Ann Roseneau
George H. O'Kelley, Jr. Esquire
William A. Bryan, Jr., Esquire
Mrs. Barbara A. Goodwin

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