

FORM 8  
LETTER TO THE APPEALS COURT CLERK

May 1, 2017

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

RECEIVED

MAY 03 2017

SC Court of Appeals

**RE: Caitlyn Langham v. Officer Russell Porter, City of Spartanburg,  
Spartanburg Police Department and WALMART, Inc.  
C.A. No.: 2016-CP-42-1280  
Appellate Case No.: 2017-001009**

Dear Honorable Kitchings:

In compliance with the Honorable Court's Order, dated April 25, 2017, please find enclosed a copy of the Order, dated March 22, 2017 and the Order, dated March 23, 2017, which are the subject of the Notice of Appeal filed by Appellant on April 18, 2017.

Due to the lower court's Order, dated November 15, 2016, granting WALMART's Partial Motion to Dismiss, Appellant is informed that he still has an existing cause of action against Defendant WALMART, Inc. which has not been decided upon by the lower court. Counsel for Defendant suggested that we stay the hearing for the remaining causes of action against Defendant WALMART, Inc. This representation would like to proceed with the case, and to defer the appeal until the adjudication of all the causes of action against all Defendants.

In light of this, the undersigned prays for a stay of this appeal until all the causes of action in the lower court have been exhausted.

Sincerely,



Donald L. Smith, (Bar#6699)  
Attorney for Appellant  
122 N. Main Street  
Anderson SC 29621  
Telephone: (864) 642-9284  
Facsimile: (864) 642-9285  
[attorneydonaldsmith@gmail.com](mailto:attorneydonaldsmith@gmail.com)

cc:

The Honorable Hope Blackley  
Lee Ellen Bagley, Esquire  
James D. Jolly, Jr., Esquire

FORM 7  
PROOF OF SERVICE  
LETTER TO THE APPEALS COURT CLERK

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM SPARTANBURG COUNTY  
Court of Common Pleas

R. Keith Kelly, Judge

Case No.: 2016-CP-42-1280  
Appellate Case No. 2017-001009

RECEIVED

MAY 03 2017

SC Court of Appeals

Caitlyn Langham

Appellant,

vs.

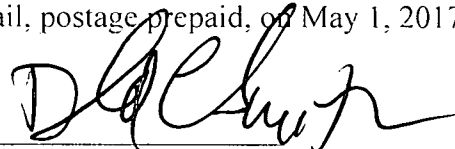
Officer Russell Porter,  
City of Spartanburg, Spartanburg Police  
Department, and WALMART, Inc.,

Respondents.

PROOF OF SERVICE

I certify that I have served a Letter to the Appeals Court Clerk and Proof of Service for same upon The Honorable Jenny Abbott Kitchings, Clerk of Court South Carolina Court of Appeals, at PO Box 11629, Columbia SC 29211, The Honorable Hope Blackley, Spartanburg Clerk of Court, at 180 Magnolia., Spartanburg, S.C. 29306, Lee Ellen Bagley, Esquire, at 3700 Forest Drive, Suite 400, Columbia, SC 29204, and James D. Jolly Jr., Esquire at 1805 North Blvd., Anderson, SC 29622, by depositing a copy of it in the United States Mail, postage prepaid, on May 1, 2017.

May 1, 2017



Donald L. Smith, (Bar#6699)  
Attorney for Appellant  
122 N. Main Street  
Anderson SC 29621  
Telephone: (864) 642-9284  
Facsimile: (864) 642-9285  
attorneydonaldsmith@gmail.com

**ATTORNEY OFFICE OF DONALD SMITH**

122 N. Main St.  
Anderson SC 29621  
[attorneydonaldsmith@gmail.com](mailto:attorneydonaldsmith@gmail.com)

Donald L. Smith, Esquire

Telephone: (864) 642-9284  
Facsimile: (864) 642-9285

May 1, 2017

James D. Jolly, Jr. Esquire  
LOGAN, JOLLY & SMITH  
1805 North Boulevard  
Anderson, South Carolina 29622

**RECEIVED**

MAY 03 2017

**SC Court of Appeals**

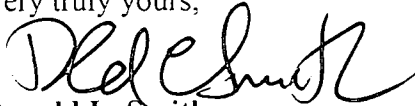
**RE: Langham v. Porter, et al  
CA No. 2016-CP-42-1280**

Dear Mr. Jolly:

Please find enclosed a copy of Appellant's Letter of Appellate Court Clerk, which I have filed in the abovementioned case. Also enclosed is a copy of a proof of service by mail for the same.

If you have any questions, please do not hesitate to contact me.

With highest regards, I remain  
Very truly yours,



**Donald L. Smith**  
DLS/aaf  
Enclosures

**ATTORNEY OFFICE OF DONALD SMITH**

122 N. Main St.  
Anderson SC 29621  
[attorneydonaldsmith@gmail.com](mailto:attorneydonaldsmith@gmail.com)

Donald L. Smith, Esquire

Telephone: (864) 642-9284  
Facsimile: (864) 642-9285

May 1, 2017

Lee Ellen Bagley, Esquire  
GAFFNEY LEWIS & EDWARDS, LLC  
3700 Forest Drive, Suite 400  
Columbia, SC 29204

**RECEIVED**

**MAY 03 2017**

**SC Court of Appeals**

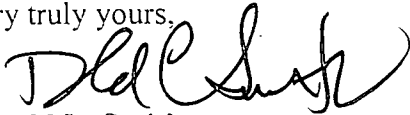
**RE: Langham v. Porter, et al**  
**CA No. 2016-CP-42-1280**

Dear Ms. Bagley:

Please find enclosed a copy of Appellant's Letter to the Appellate Court, which I have filed in the abovementioned case. Also enclosed is a copy of a proof of service by mail for the same.

If you have any questions, please do not hesitate to contact me.

With highest regards, I remain  
Very truly yours,



**Donald L. Smith**  
DLS/aaf  
Enclosures

FORM 9  
LETTER TO CLERK OF LOWER COURT  
FILING NOTICE OF APPEAL

May 1, 2017

The Honorable Hope Blackley  
Clerk of Court for Spartanburg County  
180 Magnolia St.,  
Spartanburg, S.C. 29306

RECEIVED  
MAY 03 2017  
SC Court of Appeals

**RE: Caitlyn Langham v. Officer Russell Porter, City of Spartanburg,  
Spartanburg Police Department and WALMART, Inc.  
C.A. No.: 2016-CP-42-1280  
Appellate Case No.: 2017-001009**

Dear Honorable Blackley:

Please find enclosed a copy of the Letter to the Appeals Court Clerk  
which I am filing in the above-referenced matter.

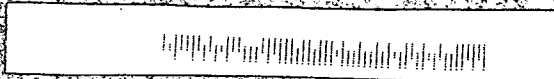
Sincerely,

s/Donald L. Smith  
Donald L. Smith, (Bar#6699)  
Attorney for Appellant  
122 N. Main Street  
Anderson SC 29621  
Telephone: (864) 642-9284  
Facsimile: (864) 642-9285  
attorneydonaldsmith@gmail.com

cc:

The Honorable Jenny Abbott Kitchings  
Lee Ellen Bagley, Esquire  
James D. Jolly, Jr., Esquire

Attorney Office of Donald Smith  
122 N. Main Street  
Anderson SC 29621



**RECEIVED**

MAY 03 2017

SC Court of Appeals

Hon. Jenny Abbott Kitchings  
Clerk of Court, South Carolina Court of  
Appeals  
Post Office Box 11629  
Columbia, SC 29211

