

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM GREENVILLE COUNTY  
Court of Common Pleas

Charles B. Simmons, Jr. ,Master-in-Equity

Case Number: 2013-CP-23-01810

**RECEIVED**  
JUN 26 2017  
SC Court of Appeals

John D. Hatcher, Rachel Shaluly, James F. Gilbert, Molly A. Miller,  
and Michael Stehney, individually and as members of the Architectural  
Committee of Mill Creek Estates,

Respondents,

vs.

Ronald E. Ferguson, Ronald J. Ferguson and  
Susan M. Ferguson,

Appellants,

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**MOTION**

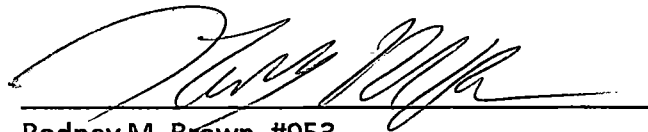
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The Plaintiffs/Respondents hereby request the Court to dismiss the appeal filed by the Defendants/Appellants (inappropriately referred to as the Plaintiffs in the Notice of Appeal). The Appellants are attempting to appeal two discovery Orders regarding Motions to Compel. The Defendants/Appellants have previously appealed a Motion to Compel in this case and been told that "generally an order compelling discovery is not immediately appealable, this appeal is dismissed". John D. Hatcher, et al. vs. Ronald J. Ferguson; Appellate Case Number 2013-002360.

There has never been a greater abuse and manipulation of the legal system than the Defendants/Appellants in this case. This is a 2013 case that has gone nowhere. The Defendants/Appellants have been ordered on seven different occasions at Motions to Compel hearings to comply and failed to do so. The Defendants/Appellants have now attempted to appeal this case for the second time. The Defendants/Appellants have removed this case twice to Federal Court. The Federal Court and 4<sup>th</sup> Circuit Court of Appeals finally told the Defendants/Appellants that they are never allowed to try that again and are barred from filing a removal.

The Plaintiffs/Respondents are requesting a similar result herein. The Plaintiffs/Respondents request that the appeal be dismissed immediately and that the Defendants/Appellants be instructed not to file an appeal regarding any discovery issues in this case again.

Respectfully submitted.



Rodney M. Brown, #953  
Attorney for Plaintiffs/Respondents  
210 S. Main Street  
Fountain Inn, South Carolina 29644  
(864) 862-2528

June 22, 2017

STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM GREENVILLE COUNTY  
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John D. Hatcher, Rachel Shaluly, James F. Gilbert, Molly A. Miller,  
and Michael Stehney, individually and as members of the Architectural  
Committee of Mill Creek Estates, Respondents,

vs.

Ronald E. Ferguson, Ronald J. Ferguson and  
Susan M. Ferguson, Appellants,

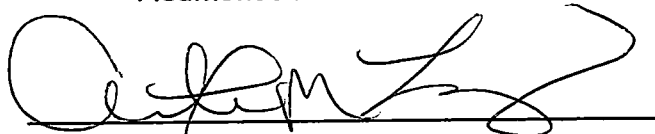
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CERTIFICATE OF SERVICE

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The undersigned employee of Rodney M. Brown, P.A., counsel for John D. Hatcher, Rachel Shaluly, James F. Gilbert, Molly A. Miller and Michael Stehney, individually and as members of the Architectural committee of Mill Creek Estates, the Respondents, does hereby certify that service of the Motion was made upon Appellants by placing a copy in the United States Mail, first class postage prepaid, at the below listed address clearly indicated on said envelope this 23rd day of June, 2017.

Ronald E Ferguson Ronald J Ferguson  
and Susan M. Ferguson  
103 Mill Creek Road  
Piedmont SC 29673



Annette M. Lay

RODNEY M. BROWN PA  
ATTORNEY AT LAW

June 22, 2017

South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

RE: John D. Hatcher, et al. vs. Ronald E. Ferguson, et al.  
2013-CP-23-01810

Dear Sir or Madam:

Enclosed herein please find a Motion, certificate of service and motion fee on the above-referenced matter. Please file this motion. By certificate of service enclosed herein, I am providing a copy to the Pro Se Appellants.

As always, your time and cooperation is appreciated.

Sincerely,

  
Rodney M. Brown

aml

Enclosures

cc: Ronald E. Ferguson, Ronald J. Ferguson and Susan M. Ferguson

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SC Court of Appeals

RODNEY M. BROWN, PA

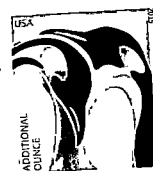
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