

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS
APPEAL FROM SUMTER COUNTY
COURT OF COMMON PLEAS

Hon. George C. James, Jr., Circuit Court Judge

Appellate Case No: 2015-002481

Charles Taylor,.....Appellant

v.

Stop "N" Save, Inc., d/b/a, El Cheapo Plus #7 and
Roy Rahal,.....Respondents

**APPELLANT'S REPLY
TO RESPONDENTS' RETURN TO
APPELLANT'S PETITION
FOR REHEARING
(RECONSIDERATION)
PURSUANT TO
SCACR 221(A)**

RECEIVED
JUL 14 2017
SC Court of Appeals

CHARLES TAYLOR, APPELLANT
332 MYRTLE BEACH HIGHWAY
SUMTER SOUTH CAROLINA 29153
(803) 609-7990 APPELLANT-PRO SE
E-MAIL: UGCARDS@AOL.COM

Charles Taylor *pro se* (hereinafter “Appellant / Apln’t.”) files this Reply to Stop “N” Save, Inc., d/b/a El Cheapo Plus #7 & Roy Rahal (hereinafter “Respondents / Respds.’), Return; Apln’t. reasserting that this court **did not address** in its opinion **particularly.** Aplnt’s. (1).gross negligence, & (2).iied law claims, with each’s required element-s, as such relates to Aplnt’s. sanctions motion & to follow on rule 15 motion; how else to determine if the lower court erred as specifically argued in Aplnt’s. 6-8-15 Main Appellate Brief sec.’s 3A-3Q p.14-28, and 4A-4J p.28-34, and 5A-5J p.34-38, but **specifically and especially.** as to 3A-3Q p.14-28 re said (1) and (2) law claims above stated, and Respds.’. return seemingly suggests this court should just simply continue to not address said particulars pursuant to SCACR 221(a).


Appellant argues and believes this court should grant his petition to address said issues raised on appeal and not addressed in said opinion regardless the reason, still not address as in both parties’ appellate briefs arguments specific Aplnt’s sec. 3A-3Q p.14-28 & 4A-4J p.28-34 & 5A-5J p.34-38, all evident by the lower court rulings / **addressing** *albeit by err* **each** gross negligence & iied 2 law causes of action & required elements, & re the court’s 11-20-15 order (R. pp. 7-23). notwithstanding Respondents’ return alleging to the contrary.

The issues Respds. complains of in their return are not new et al. etc. as they claim, but same in Aplnt’s. 6-8-15 Appellate Brief Sec. 3 (3A-3Q) p.14-28, & Sec. 4 (4A-4J) p.28-34, & follow on Sec. 5 (5A-5J) p.34-38, & above correspond to identical delineations in this court’s 6-21-17 opinion, re all stating particularly SCACR 221(A) what’s not address in said opinion.

1.

signature page follows

MOST RESPECTFULLY SUBMITTED,

BY: 
CHARLES TAYLOR, APPELLANT PRO SE.
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Sumter, South Carolina

July 13, 2017

¹ Aplnt's. petition is not based on this court's misapprehension of any facts or law necessarily, but based *specifically* on the fact that this court did not (addressed) in its opinion *specifically each* (2) cause of action, (1). *gross negligence* & (2). *iiid*, & *each required elements*, as *each* was *specifically* raised, argued, (addressed) by all parties and then ruled on *each specifically* (addressed) by the lower court *specifically* in its 11-20-15 order (R. pp. 7-23), and *each* of such *specifically* appeal to this court in Aplnt's. Main 6-8-15 Appellate Brief *specifically sec. 3A-3Q, 4A-4J, & 4A-4J*, and that *each* was not *specifically* (addressed) in this court's 6-21-17 opinion as *each* was *specifically* (addressed) by everyone theretofore, that is what the petition is based on, and not what Respds. inaccurately and conveniently asserts in return, which petition brought pursuant to SCACR 221(a).

² Respds. assert in return SCRCR 11 requires a party to prevail before sanctions can be levied for signing know false statements (R. p. 95-131) but Apln't. asserts in reply a reading of that rule does not require such, & otherwise *see Kugle v. DaimlerChrysler Corp., 88 S.W.3d 355 (Tex. App. 2002, in short pertinent part...that after a car accident resulted in several deaths and numerous injuries suit was filed against Daimler and after discovery Daimler alleged both witness and evidence tampering and move for sanctions against both plaintiffs and their attorneys and after conducting a hearing, the trial court entered a final judgment, holding attorneys jointly and severally liable for more than \$865,000.00 in monetary sanctions and imposing "death penalty" sanctions by dismissing the plaintiffs' personal injury and wrongful death suit, which was affirmed on appeal.*

³ Respds'. return correctly says purposes rule 221(a) is not for & Aplnt's. reply correctly what it is for.

To Be Sure:

⁴ **Rehearing sought on:** (2). As to issue three, & (3). As to issue four, & (4). As to issue five,
no rehearing-these address: (1). As to issue one, & (1). As to issue two, & (5). As to issue six,
all as delineated in court's 6-21-17 opinion in which all in petition & reply was not address.

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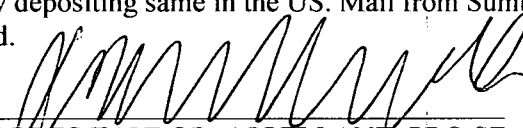
Charles Taylor.....Appellant
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Roy Rahal.....Respondents

PROOF OF FILING AND SERVICE

Appellant certifies that he filed 1 unbound original & 6 bound copies of his Reply to Respondents' Return to his Rehearing Petition & serve same to counsel below by depositing same in the US. Mail from Sumter, South Carolina on date 7-13-17 below with postage affixed.

Sumter, South Carolina

July 13, 2017

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Julia L. Fenwick, Esq., of
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The Honorable Jenny Abbott Kitchings
Clerk of the South Carolina
Court of Appeals
1015 Sumter Street
Columbia, S.C. 29201

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SC Court of Appeals

RE: Charles Taylor, Appellant

vs.

Stop "N" Save, Inc., d/b/a, El Cheapo Plus #7 and Roy Rahal, Respondents

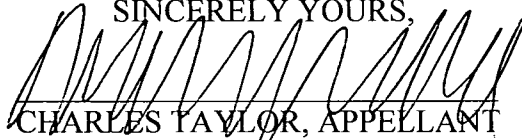
Appellate Case Number: 2015-002481

Dear Mrs. Kitchings:

Please find enclosed for filing, the following:

Appellant's Reply to Respondents' Return to Appellant's Petition (Motion) for Rehearing with proof of service attached thereto. An unbound original and six copies are enclosed with one to clock and return to me in the SASE please. Via proof of service page, attached to reply, I have accordingly serve counsel below. If there are any questions please let me know.

SINCERELY YOURS,



CHARLES TAYLOR, APPELLANT
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Cc: Defendants' Counsels of Record:

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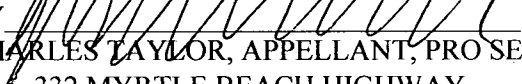
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PROOF OF FILING AND SERVICE

Appellant certifies that he filed 1 unbound original & 6 bound copies of the petition for rehearing pursuant to SCACR 221(A), and served same to counsel below 7-1-17, by depositing same in the U.S. Mail, from Sumter, South Carolina with postage affixed.

Sumter, South Carolina

July 13, 2017

BY 
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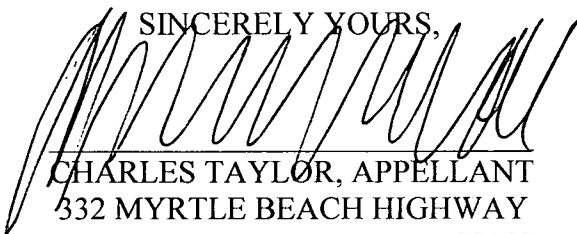
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Dear Mrs. Kitchings:

Please find enclosed for filing, the following:

Re the Court's July 11, 2017 letter to me-please find the deficiency believed corrected in the item herewith. Please clock and return the extra copy to me in the SASE. By copy of this letter, I am serving same to counsel below.

SINCERELY YOURS,



CHARLES TAYLOR, APPELLANT
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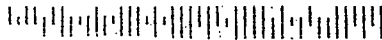
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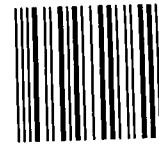
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