

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**  
JUL 24 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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**RESPONDENTS' REPLY TO  
APPELLANTS' RESPONSE**

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The Respondents filed a Motion to dismiss the appeal. There are a number of reasons to dismiss the appeal. It is an appeal of a discovery (Motion to Compel) Order. It is interlocutory and cannot be handled at this time together with the fact that the Appellants have already appealed the exact same type of Order (an Order for discovery and Motion to Compel) and being told by this Court that they could not appeal a discovery Order. It is not proper to appeal a discovery Order.

The Respondents are requesting the Court of Appeals do the same thing as the 4<sup>th</sup> Circuit. After these Appellants repeatedly tried to remove this case to Federal Court, the 4<sup>th</sup>

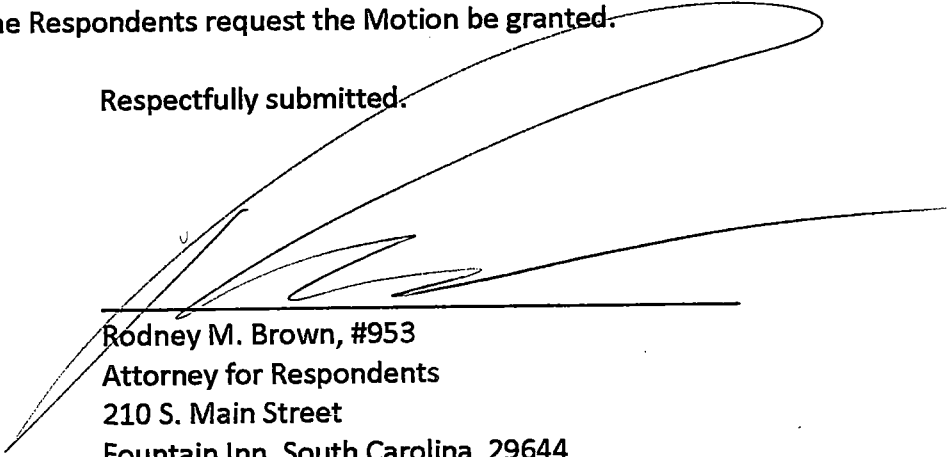
Circuit finally told them that they could never do it again. The Respondents are requesting the Court of Appeals to do the same thing in this case. The Appellants should be told that they cannot appeal discovery Orders, and they should not file an appeal in this case until it is completed.

Responding to the specific facts in the Appellants' Response is not needed. The first three pages deal with a case that is not even the one before the Court. The rest of it deals with law and facts that are irrelevant to the matter.

The Respondents filed this case in 2013 and justice has been completely obstructed ever since. Appellants have tried to remove the case three (3) times to Federal Court and now on their second appeal. The Respondents have also filed eight (8) Motions to Compel to get discovery. The Appellants have an unobstructed pattern of delay and denied justice. The Respondents deserve their day in Court and deserve to get their discovery.

Accordingly, the Respondents request the Motion be granted.

Respectfully submitted.



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

July 19, 2017

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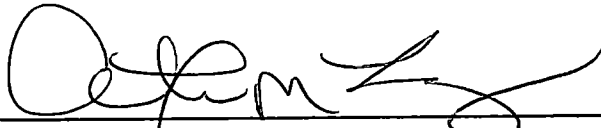
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CERTIFICATE OF SERVICE

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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, does hereby certify that service of the Respondents' Reply to Appellants' Response 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 20th day of July, 2017.

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

  
Annette M. Lay

RODNEY M. BROWN PA  
ATTORNEY AT LAW

July 19, 2017

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JUL 24 2017

SC Court of Appeals

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

RE: John D. Hatcher, et al. vs. Ronald J. Ferguson, et al.  
2013-CP-23-01810  
Appellate Case No. 2017-001379

Dear Sir or Madam:

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

As always, your time and cooperation is appreciated.

Sincerely,



Rodney M. Brown

aml

Enclosures

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

RODNEY M. BROWN, PA

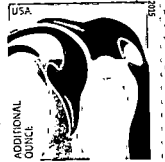
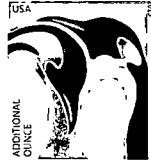
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SC Court of Appeals



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