

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM FLORENCE COUNTY  
Court of Common Pleas

William H. Seals, Circuit Judge

RECEIVED

DEC 07 2017

SC Court of Appeals

Case No. 2016-CP-21-1230

Harvey R. Campbell, Jr.,..... Appellant

Vs.

Lee Lyerly and Ellen Marie Stone Lyerly ..... Respondents

Appellate Case No. 216-002315

PETITION FOR REHEARING

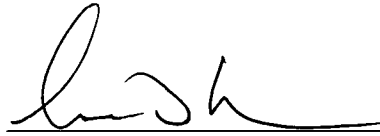
Appellant, Harvey R. Campbell, Jr. moves for a rehearing in this matter based on the following grounds.

1. That the Court erred in relying on *Duckworth v. Cameron*, 244 S.E.2d 217, 270 S.C. 647 (S.C., 1978) because that case was based on a statute that had been significantly amended after that case was decided. The amendment changed the focus of the suit prohibition to require a current license prior to filing, not at the

time of the contract.

2. That the Court misapprehended the significance of the addition of a time qualification to the literal meaning of the plain language of the amended statute.

*Martin v. Ellisor*, 266 S.C. 377, 223 S.E.2d 415 (S.C., 1976)



LOUIS D. NETTLES  
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Attorney for Appellants  
843-665-0100

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December 7, 2017

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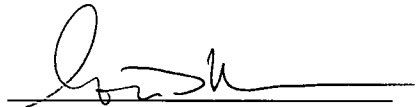
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CERTIFICATE OF SERVICE

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I certify that I have served the Appellant's Petition for Rehearing and Memorandum along with the Certificate of Service on Respondent's Attorney by depositing copies of the same in the United States Mail, postage prepaid, on December 7, 2017 addressed to the following address:

Gary I. Finklea, Esq.  
Finklea Law Firm  
P. O. Box 1317  
Florence, South Carolina 29503



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Attorney for Appellants  
843-665-0100

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December 7, 2017

The Honorable V. Claire Allen  
Deputy Clerk, The South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

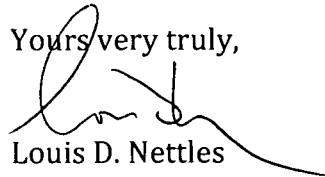
RE: Campbell v. Lyerly 2016-CP-21-1230  
2016-002315

Dear Ms. Allen;

Enclosed please find Appellant's Motion for Rehearing, Memorandum, Certificate of Service and a check for the filing fee.

With kind regards, I am,

Yours very truly,



Louis D. Nettles

CC: Gary I. Finklea, Esq