



The South Carolina Court of Appeals

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V. CLAIRE ALLEN
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January 09, 2018

The Honorable Chastity Copeland
528 Monument Street Rm #114
Greenwood SC 29646

REMITTITUR

Re: Allen Spearman v. Estate of Pearl McClam
Lower Court Case No. 2014CP2400888
Appellate Case No. 2016-001876

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

Very truly yours,

V. Claire Allen, Deputy

CLERK

Enclosure

cc: Allen Spearman
Joshua Shaheen Nasrollahi, Esquire
William McClam

The South Carolina Court of Appeals

Allen Spearman, Appellant,

v.

The Estate of Pearl McClam, Respondent.

Appellate Case No. 2016-001876

ORDER

Appellant filed a pro se notice of appeal on September 12, 2016. Appellant's trial counsel indicated he received written notice of the underlying orders on February 19, 2015, and April 16, 2015. Although this court has required Appellant to provide proof that he timely served Respondent with the notice of appeal, Appellant has failed to do so. Accordingly, this appeal is dismissed. *See* Rule 203(a), SCACR (providing in an appeal from the court of common pleas the notice of appeal must be served on all parties within thirty days of receipt of written notice of entry of the underlying order); Rule 203(d), SCACR (providing the notice of appeal must be filed within ten days of the date the notice of appeal is served); *Mears v. Mears*, 287 S.C. 168, 337 S.E.2d 206 (1985) (explaining timely service of the notice of appeal is a jurisdictional requirement, and the appellate courts have no authority to extend the time for serving the notice of appeal).


FOR THE COURT

Columbia, South Carolina

cc:

Allen Spearman
William McClam

FILED

Dec. 15, 2017