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**FORM 1
NOTICE OF APPEAL IN A CIVIL CASE**

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

RECEIVED
FEB 22 2018
SC Court of Appeals

APPEAL FROM ANDERSON COUNTY
Court of Common Pleas

The Honorable R. Lawton McIntosh, Circuit Court Judge

C.A. No.: 2013-CP-04-1700

Mario Escalante,

Appellant,

v.

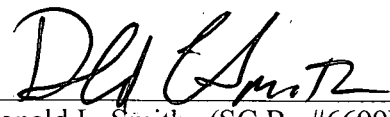
David L. Rodgers and Janice W. Rodgers,
d/b/a Whitehall Express Mart

Respondents.

NOTICE OF APPEAL

Appellant Mario Escalante appeals the Orders of Judge R. Lawton McIntosh, dated January 9, 2018 and February 2, 2018.

February 20, 2018



Donald L. Smith, (SC Bar#6699)
Attorney for Appellant
122 N. Main Street
Anderson SC 29621
Telephone: (864) 642-9284
Facsimile: (864) 642-9285
attorneydonaldsmith@gmail.com

**DONALD SMITH SOLE PROP
DBA DON SMITH ATTORNEY AT LAW
EXPENSE ACCOUNT**

122 N MAIN ST
ANDERSON, SC 29621-5609

5400

67-448/539 SC
0736

DATE 2/20/18

PAY
TO THE
ORDER OF

Clerk of Court

\$ 100.00

One hundred dollars 00/100

DOLLARS



Bank of America

ACH R/T 053904483

FOR Escalante - 2013-CP-04-1700

[Signature]

MP

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SC Court of Appeals

**FORM 7
PROOF OF SERVICE
NOTICE OF APPEAL**

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM ANDERSON COUNTY
Court of Common Pleas

The Honorable R. Lawton McIntosh, Circuit Court Judge

C.A. No.: 2013-CP-04-1700

Mario Escalante,

Appellant,

v.

David L. Rodgers and Janice W. Rodgers,
d/b/a Whitehall Express Mart

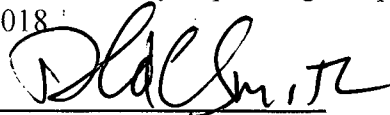
Respondents.

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PROOF OF SERVICE

I certify that I have served a copy of Appellant's Notice of Appeal, Appealed Orders, dated January 9, 2018 and February 2, 2018, Letter Ordering Transcript from Court Reporter, and Proof of Service for same upon The Honorable Jenny Abbott Kitchings, Clerk of Court South Carolina Court of Appeals, at PO Box 11629, Columbia SC 29211, The Honorable Richard A. Shirley, Anderson County Clerk of Court, at PO Box 8002, Anderson, SC 29622-8002, Respondents, by and through their counsels of record, Phillip Reeves, Esquire and Nicholas A. Farr, Esquire, at Gallivan White and Boyd, P.A., Post Office Box 10589, Greenville, SC 29603, Diane L. Marcengill, Court Reporter at P.O. Box 1175, Walhalla, SC 29691, and the Office of Court Administration, at 1220 Senate Street, Suite 200, Columbia, SC 29201, by depositing a copy of it in the United States Mail, postage prepaid, on February 20, 2018.

February 20, 2018



Donald L. Smith, Esquire
Attorney for Appellant
122 N. Main Street
Anderson SC 29621
Telephone: (864) 642-9284
Facsimile: (864) 642-9285
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FORM 8
LETTER TO THE APPEALS COURT CLERK
NOTICE OF APPEAL

February 20, 2018

The Honorable Jenny Abbott Kitchings
Clerk of Court South Carolina Court of Appeals
Post Office Box 11629
Columbia SC 29211

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FEB 22 2018
SC Court of Appeals

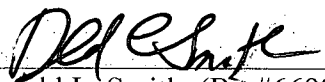
**RE: Mario Escalante v. David L. Rodgers and Janice W. Rodgers,
d/b/a Whitehall Express Mart
C.A. No.: 2013-CP-04-1700**

Dear Honorable Kitchings:

Please find enclosed the following:

- 1) Notice of Appeal;
- 2) A copy of Appealed Order, (Form 4) dated January 9, 2018;
- 3) A copy of Appealed Order, (Form 4) dated February 2, 2018;
- 4) A check amounting to \$100.00 as filing fee;
- 5) Form 11, Letter Ordering Transcript from Court Reporter;
- 6) Form 7, Proof of Service.

Sincerely,


Donald L. Smith, (Bar#6699)
Attorney for Appellant
122 N. Main Street
Anderson SC 29621
Telephone: (864) 642-9284
Facsimile: (864) 642-9285
attorneydonaldsmith@gmail.com

cc:

The Honorable Richard A. Shirley, Anderson County Clerk of Court
Phillip Reeves, Esquire
Nicholas A. Farr, Esquire
Diane Marcengill, Court Reporter
Office of Court Administration

Attorney Office of Donald Smith
122 N. Main Street,
Anderson, SC 29621

RECEIVED

FEB 22 2018

SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk of Court South Carolina Court of Appeals
Post Office Box 11629
Columbia SC 29211

