

**THE STATE OF SOUTH CAROLINA  
In The Court of Appeals**

**APPEAL FROM BERKELEY COUNTY  
Court of Common Pleas**

The Honorable Matkley Dennis, Jr., Circuit Court Judge

Case No. 2012-CP-08-2618  
Case No. 2012-CP-08-3478

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MAR 14 2018  
SC Court of Appeals

Appellate Case No. 2016-002192

Bank of North Carolina .....*Respondent,*

v.

Anthony M. Whitfield and Cindy Whitfield .....*Defendants.*

Of whom Anthony M. Whitfield is the Appellant and Cindy Whitfield is a Respondent.

Anthony M. Whitfield .....*Appellant,*

v.

David Swanson .....*Respondent.*

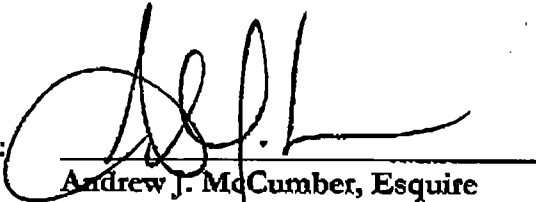
**MOTION TO THE COURT OF APPEALS TO  
RELAX RULE 211(a) AND RULE 210(b), SCACR**

COMES NOW the Appellant Anthony M. Whitfield, who by and through his undersigned counsel, would move this Honorable Court to relax Rule 211(a) SCACR, allowing counsel to submit nine (9) copies of the Final Briefs, and to relax Rule 210(b) SCACR, allowing counsel to submit nine (9) copies of the Record on Appeal.

*(Signatures contained on the following page.)*

Respectfully submitted this 14th day of March, 2018.

By:




**Andrew J. McCumber, Esquire**  
**Daniel S. Slotchiver, Esquire**  
**Slotchiver & Slotchiver, LLP**  
44 State Street  
Charleston, South Carolina 29401  
(843) 577-6531

&

**Brent S. Halversen, Esquire**  
**Halversen & Associates, LLC**  
171 Church Street, Ste. 330  
Charleston, South Carolina 29401  
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**COUNSEL FOR THE APPELLANT**

Charleston, South Carolina

<b>SLOTCHIVER &amp; SLOTCHIVER, L.L.P.</b> ATTORNEYS AT LAW 44 STATE STREET CHARLESTON, SC 29401-2810 PH. (843) 577-8531		SOUTHERN FIRST BANK 67-801/532	36409 3/14/2018
PAY TO THE ORDER OF <u>SC Court of Appeals</u>		\$ <b>**25.00</b>	
<u>Twenty-Five Only *****</u>			DOLLARS
MEMO Motion Filing Fee Re: Whitfield		<i>Carla B. Whitfield</i> <b>COPY</b> AUTHORIZED SIGNATURE	Security features. Details on back

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**David Swanson** .....*Respondent.*

**PROOF OF SERVICE**

I certify that I have served the **Motion to the Court of Appeals to Relax Rule 211(a) and Rule 210(b), SCACR** upon the Respondents Bank of North Carolina, Cindy Whitfield, and David Swanson by electronic delivery per the request of Counsel, and by depositing a copy of same in the United States Mail, postage prepaid, on March 14, 2018, addressed to their attorney of record, as follows:

**David W. Overstreet, Esquire**  
Earhart Overstreet, LLC  
Post Office Box No. 22528  
Charleston, South Carolina 29413  
(843) 972-9400

**COUNSEL FOR RESPONDENT DAVID SWANSON**

**Brian C. Duffy, Esquire**  
Duffy & Young, LLC  
96 Broad Street  
Charleston, South Carolina 29401  
(843) 720-2044

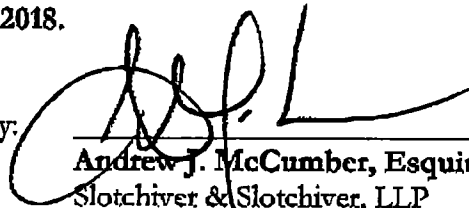
**COUNSEL FOR RESPONDENT BANK OF NORTH CAROLINA**

**Paul B. Ferrara, III, Esquire**  
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2300 Otranto Road  
N. Charleston, South Carolina 29406  
(843) 559-5511

**COUNSEL FOR RESPONDENT CINDY WHITFIELD**

Respectfully submitted this 14th day of March, 2018.

By:



**Andrew J. McCumber, Esquire**  
Slotchiver & Slotchiver, LLP  
44 State Street  
Charleston, SC 29401  
(843) 577-6531

**ATTORNEY FOR APPELLANT**

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March 14, 2018

VIA FACSIMILE & REGULAR MAIL:

THE HONORABLE JENNY ABBOTT KITCHINGS  
CLERK, SOUTH CAROLINA COURT OF APPEALS  
POST OFFICE BOX 11629  
COLUMBIA, SOUTH CAROLINA 29211  
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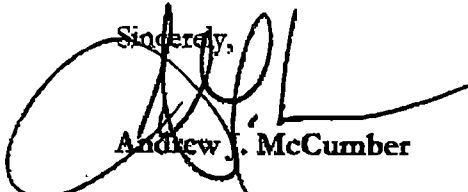
RE: Bank of North Carolina v. Anthony M. Whitfield  
*Appellate Case Nos.: 2016-002192*

Dear Ms. Kitchings:

Enclosed for filing you will please find one copy of a Motion to the Court of Appeals to Relax Rule 211(a) and Rule 210(b), SCACR, along with one (1) copy of a Proof of Service for same with respect to the above-referenced case number. Also enclosed you will please find one (1) check from my firm in the amount of Twenty-Five (\$25.00) Dollars to cover the filing fees associated with this motion.

Please be advised that by copy of this letter and its enclosures, I am effectuating service of these documents upon all Counsel of Record as required pursuant to Rule 262(b), SCACR.

I thank you in advance for your time and attention to this matter, and please do not hesitate to contact our office if you should require anything further from us in this regard.

Sincerely,  
  
Andrew J. McCumber

AJM/

Enclosure(s) as stated.

cc: David W. Overstreet, Esquire (*via regular mail & email*)  
Brian C. Duffy, Esquire (*via regular mail & email*)  
Paul B. Ferrata, III, Esquire (*via regular mail & email*)  
Brent Halversen, Esquire (*via email only*)  
Daniel S. Slotchiver, Esquire (*via email only*)

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SC Court of Appeals

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TO:	Clerk of Court, S. C. Court of Appeals	FROM:	Andrew J. McCumber, Esquire
FAX:	(803) 734-1839	PAGES:	6 (incl. of cover page)
PHONE:	(803) 734-1890	DATE:	3/14/2018
RE:	2017-002192	CC:	

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Comments: Please see the attached correspondence regarding the above-stated matter (or) claim / file number.