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**NOTICE OF APPEAL IN A CIVIL CASE
IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals**

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Deadra L. Jefferson, Circuit Court Judge

Case No. 2011-CP-10-08011

RECEIVED
MAR 14 2018
SC Court of Appeals

Phillip DeClemente,.....Appellant,
v.

Assistive Technology Medical Equipment Services, LLC,.....Respondent.

EMC

NOTICE OF APPEAL

Phillip DeClemente appeals the Judgment of the Honorable Deadra L. Jefferson dated December 21, 2017 and the Order Denying Amendment of Judgment dated January 26, 2018. Appellant received written notice of entry of the Order Denying Amendment of Judgment on February 2, 2018.

March 2, 2018



Cameron L. Marshall
7 Gamecock Avenue, Suite 707
Charleston, SC 29407
(843) 795-2298
Attorney for Appellant

Other Counsel of Record:

James E. Smith, Jr., PA
1422 Laurel Street
Columbia, SC 29201
Attorney for Respondent
(803) 933-9800

IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

J. C. Nicholson, Circuit Court Judge

Case No. 2011-CP-10-08011

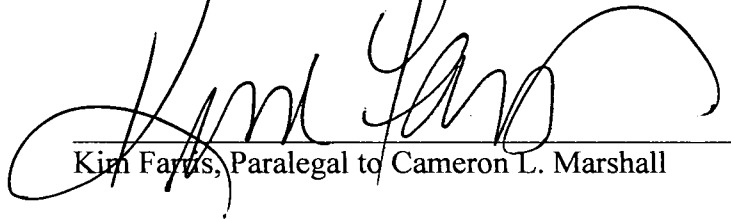
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MAR 14 2018

SC Court of Appeals

CERTIFICATE OF MAILING

The undersigned hereby certifies a copy of the Notice of Appeal, Proof of Service and correspondence to the South Carolina Court Administration and various court reporters affiliated with this case was served upon the party(ies) to this action by both emailing and depositing a copy of the same in the U.S. Mail, first class postage pre-paid and addressed to James E. Smith, Jr., PA, 1422 Laurel Street, Columbia, SC 29201 on this, the 9 th day of March, 2018, in Charleston, South Carolina.



Kim Farris, Paralegal to Cameron L. Marshall

PROOF OF SERVICE OF NOTICE OF APPEAL
IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

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Phillip DeClemente,.....Appellant,

v.

Assistive Technology Medical Equipment Services, LLC,.....Respondent.

PROOF OF SERVICE

I certify that I have served two Notices of Appeal on Assistive Technology Medical Equipment Services, LLC by depositing a copy of each in the United States Mail, postage prepaid, Certified Mail, Return Receipt Requested on Friday, March 2, 2018, addressed to the Attorney of Record, James E. Smith, Jr., 1422 Laurel Street, Columbia, SC 29201.

March 2, 2018



Cameron L. Marshall
7 Gamecock Avenue, Suite 707
Charleston, SC 29407
(843) 795-2298
Attorney for Appellant

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**NOTICE OF APPEAL IN A CIVIL CASE
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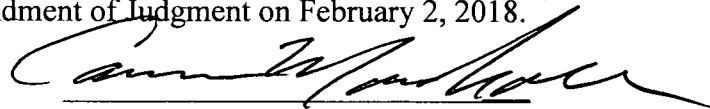
Phillip DeClemente,.....Appellant,
v.

Assistive Technology Medical Equipment Services, LLC,.....Respondent.

NOTICE OF APPEAL

Phillip DeClemente appeals the Default Order of the Honorable J. C. Nicholson dated April 24, 2014. By Order filed on November 17, 2014, the Court of Appeals dismissed Appellant's previous appeal of the ruling as premature. Appellant received Notice of the Honorable Deadra L. Jefferson's Order Denying Amendment of Judgment on February 2, 2018.

March 2, 2018



Cameron L. Marshall
7 Gamecock Avenue, Suite 707
Charleston, SC 29407
(843) 795-2298
Attorney for Appellant

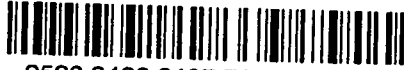
Other Counsel of Record:

James E. Smith, Jr., PA
1422 Laurel Street
Columbia, SC 29201
Attorney for Respondent
(803) 933-9800

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
 James E. Smith Jr. PA
 1422 Laurel St
 Columbia, SC 29201



9590 9402 3427 7275 8636 84

2. Article Number (Transfer from service label)
 7017 0660 0000 7876 6292

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 X *[Signature]* Agent Addressee

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
- Adult Signature
 - Adult Signature Restricted Delivery
 - Certified Mail®
 - Certified Mail Restricted Delivery
 - Collect on Delivery
 - Collect on Delivery Restricted Delivery
 - Insured Mail
 - Insured Mail Restricted Delivery (over \$500)
 - Priority Mail Express®
 - Registered Mail™
 - Registered Mail Restricted Delivery
 - Return Receipt for Merchandise
 - Signature Confirmation™
 - Signature Confirmation Restricted Delivery

PS Form 3811, July 2015 PSN 7530-02-000-9053

Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
 James E. Smith Jr. PA
 1422 Laurel Street
 Columbia, SC 29201



9590 9402 3427 7275 8636 77

2. Article Number (Transfer from service label)
 7017 0660 0000 7876 7312

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 X *[Signature]* Agent Addressee

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
- Adult Signature
 - Adult Signature Restricted Delivery
 - Certified Mail®
 - Certified Mail Restricted Delivery
 - Collect on Delivery
 - Collect on Delivery Restricted Delivery
 - Insured Mail
 - Insured Mail Restricted Delivery (over \$500)
 - Priority Mail Express®
 - Registered Mail™
 - Registered Mail Restricted Delivery
 - Return Receipt for Merchandise
 - Signature Confirmation™
 - Signature Confirmation Restricted Delivery

PS Form 3811, July 2015 PSN 7530-02-000-9053

Domestic Return Receipt

IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals

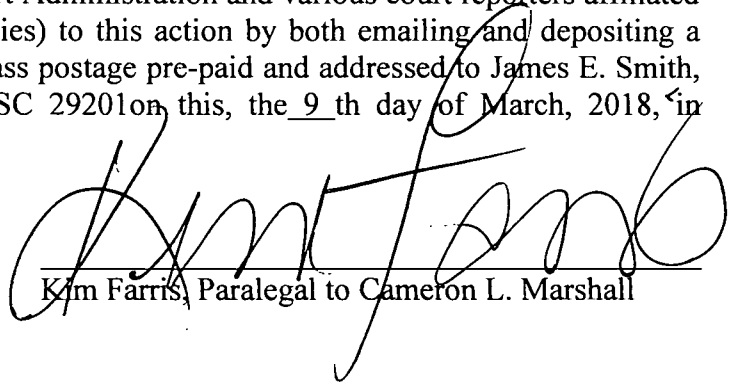
APPEAL FROM CHARLESTON COUNTY
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Deadra L. Jefferson, Circuit Court Judge

Case No. 2011-CP-10-08011

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Kim Farris, Paralegal to Cameron L. Marshall

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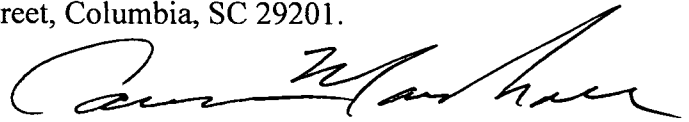
Phillip DeClemente,.....Appellant,
v.

Assistive Technology Medical Equipment Services, LLC,.....Respondent.

PROOF OF SERVICE

I certify that I have served two Notices of Appeal on Assistive Technology Medical Equipment Services, LLC by depositing a copy of each in the United States Mail, postage prepaid, Certified Mail, Return Receipt Requested on Friday, March 2, 2018, addressed to the Attorney of Record, James E. Smith, Jr., 1422 Laurel Street, Columbia, SC 29201.

March 2, 2018



Cameron L. Marshall
7 Gamecock Avenue, Suite 707
Charleston, SC 29407
(843) 795-2298
Attorney for Appellant



March 7, 2018

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MAR 14 2018
SC Court of Appeals

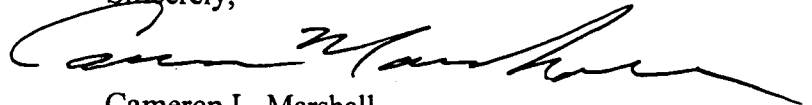
Honorable Julie J. Armstrong
Charleston County Clerk of Court
100 Broad Street, Suite 106
Charleston, South Carolina 29401

IN RE: Phillip DeClemente, Appellant v. Assistive Technology Medical
Equipment Services, LLC
2011-CP-10-008011

Dear Ms. Armstrong:

Enclosed for filing are two Notices of Appeal and Proofs of Service in the above case. I am enclosing an envelope for returning the filed and stamped copies.

Sincerely,



Cameron L. Marshall

CLM/kf

Enclosures as stated

cc: James E. Smith, Jr., P. A.
1422 Laurel Street
Columbia, SC 29201



March 9, 2018

RECEIVED
MAR 14 2018
SC Court of Appeals

Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
Columbia, SC 29201

IN RE: Phillip DeClemente, Appellant, v. Assistive Technology Medical
Equipment Services, LLC, Respondent
2011-CP-10-008011

Dear Ms. Kitchings:

Please find enclosed two Notices of Appeal in the above case. Also enclosed are the following:

- (1) Proof of Service of the Notices of Appeal on the Respondents.
- (2) Copies of the Court's Orders and Judgment which are to be challenged on appeal.
- (3) A filing fee of \$100.00.
- (4) Letters requesting transcripts.

Please file the enclosed documents and return copies to me in the enclosed self addressed envelope.

Thank you for your assistance in this matter.

Sincerely,

Cameron L. Marshall

CLM/kf

Enclosures as stated

cc: James E. Smith, Jr., P. A.
1422 Laurel Street
Columbia, SC 29201

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT
OF THE RETURN ADDRESS. FOLD AT DOTTED LINE

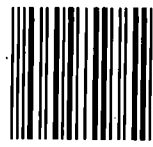
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1024



29201

U.S. POSTAGE
PAID
CHARLESTON, SC
29407
MAR 12, 18
AMOUNT

\$13.45

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CAMERON MARSHALL

ATTORNEY AT LAW

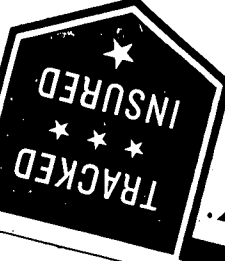
7 GAMECOCK AVE. SUITE 707
CHARLESTON, SC 29407

RECEIVED
MAR 14 2018
SC Court of Appeals

Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

Label 107R, July 2013

For Domestic Use Only



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