

NOTICE OF APPEAL IN A CIVIL CASE

THE STATE OF SOUTH CAROLINA
In The Supreme Court
ORIGINAL JURISDICTION

RECEIVED

JUN 06 2018

S.C. SUPREME COURT

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Jocelyn Newman, Circuit Court Judge

Case No. 2018-CP-40-00149

VILLAGE CREEK
CONDOMINIUM
ASSOCIATION OF
COLUMBIA, INC,

Respondent,

v.

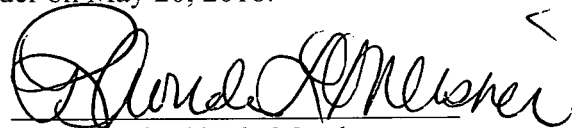
Pegasus, LLC

Appellant.

NOTICE OF APPEAL-ORIGINAL JURISDICTION-
DECLARATORY JUDGMENT

Pegasus, LLC appeals the order of the Honorable Jocelyn Newman dated May 14, 2018.
Appellant received written notice of entry of this order on May 20, 2018.

June 6, 2018



Pegasus, LLC by its Single Member
Rhonda L. Meisner
Post Office Box 689
Blythewood, South Carolina 29016
(803) 206-3402
Appellant

Counsel of Record:
Stephanie Trotter &
Joel Deason of the firm
McCabe, Trotter, and Beverly, PC
Post Office Box 212069
Greenville, South Carolina 29221
Attorneys for Respondent
(803) 724-5000

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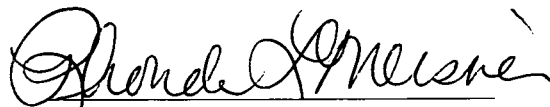
v.

Pegasus, LLC

Appellant.

The appellant Pegasus, LLC certifies that it has this day mailed a copy of the appeal and this certificate of service pre-paid Stephanie Trotter & Joel Deason of the firm McCabe, Trotter, and Beverly, PC Post Office Box 212069 Columbia, South Carolina 29221. Additionally, Pegasus, LLC has mailed a courtesy copy of the appeal to the Honorable Jocelyn Newman and the circuit court by requesting a filed copy be placed in Judge Newman's mailbox.

June 6, 2018



Pegasus, LLC by its Member
Rhonda L. Meisner
Post Office Box 689
Blythewood, South Carolina 29016
(803) 206-3402
Appellant

Counsel of Record:
Stephanie Trotter &
Joel Deason of the firm
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Post Office Box 212069
Greenville, South Carolina 29221
Attorneys for Respondent
(803) 724-5000

STATE OF SOUTH CAROLINA

COUNTY OF RICHLAND

VILLAGE CREEK CONDOMINIUM
ASSOCIATION OF COLUMBIA, INC.,

Plaintiff,

v.

PEGASUS, LLC

Defendant(s).

IN THE COURT OF COMMON PLEAS

C/A No.: 2018-CP-40-00149

**ORDER GRANTING PLAINTIFF'S
MOTION TO STRIKE DEFENDANT'S
ANSWER**

20184.10

THIS MATTER came before me on May 14, 2018 on Plaintiff's motion to strike the Defendant's Answer. Joel Deason, Esq. appeared on behalf of the Plaintiff. Rhonda Meisner (who is not a member of the SC Bar) appeared on behalf of the Defendant. Notice of this hearing was served on Defendant's registered agent as demonstrated by the filed Notice of Hearing.

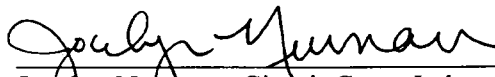
Plaintiff filed suit to foreclose a lien for unpaid assessments against property owned by the Defendant. Plaintiff served Defendant's registered agent with a copy of the Summons and Complaint on January 19, 2018. Rhonda Meisner filed a responsive pleading styled, "Notice of Limited Appearance of Pegasus, LLC to Contest Jurisdiction of the Court" for the Defendant on or about February 12, 2018. Meisner signed the pleading on behalf of Defendant as its "member" and is not known to be an attorney licensed to practice in the courts of this state. Plaintiff subsequently moved to strike the Defendant's Answer pursuant to Rule 12(f) of the South Carolina Rules of Civil Procedure.

A corporation must be represented by a licensed attorney in courts of record including circuit or appellate courts. *Renaissance Enterprises, Inc. v. Summit Teleservices, Inc.* 334 S.C.

649, 515 S.E.2d 257 (1999). The Defendant's Answer was signed by an officer of the corporation who, according to information and belief of the Plaintiff, is not a licensed attorney.

Based on the motion and arguments made by Plaintiff's counsel and the documents on file with the court, it appears that the Defendant's responsive pleading was filed by an individual who is not licensed to practice law in South Carolina. Therefore IT IS ORDERED that Plaintiff's Motion to Strike the Answer is GRANTED.

IT IS FURTHER ORDERED that the Defendant shall have thirty (30) days from the date of this order to retain an attorney licensed to practice law in the State of South Carolina and file a responsive pleading or be held in default pursuant to Rule 55 SCRPC.



Jocelyn Newman, Circuit Court Judge

May 14, 2018

Columbia, South Carolina