

The Honorable Jenny Abbott Kitchings
Clerk of the S. C. Court of Appeals
Post Office Box 11629
Columbia, S. C. 29211

December 28, 2012

Charles Taylor
P O Box 3652
Sumter, S. C. 29151

Re: Thomas Davis, Respondent v. Charles Taylor, Appellant; C/A No: 2007-CP-40-8423.

Dear Mrs. Kitchings:

This letter to you is only in reply to: State Farm/Attorney letters directly to you dated December 27, 2012 & before.

I don't want to try & drag you/your clerk office, into this case as that would not be proper I believe; as State Farm/Attorney, it appears, is attempting to do, as I believe that is improper.

With that said, the only thing I will say here in response to the subject letters, is that State Farm/Attorney have filed their motions, (which I will properly reply to within the 30 day allowed by the rules), so I would only ask that you let such take its natural course as it would in any case, notwithstanding the pleas to you/your office to do otherwise by State Farm/Attorney; who; by the way is not a party to this case & does not represent the appellant nor the respondent; & accordingly; anything they wish to say in this case, should be via an **Amicus Curiae Brief**, after, leave is sought by motion & granted thereafter by the Appellate Court per SCACR 213.

Don't let them fool you!; despite their acting ignorant, they know the rules very well!.

Sincerely Yours,


Charles Taylor
Appellant

Cc: Office of Court Administration

Respondent, Thomas Davis

James B. Lybrand, Jr., Esq.
Representing State Farm

RECEIVED

JAN 02 2013

SC Court of Appeals

W/Attachments: Re-The other side being served the subject matter in a timely manner; contrary to State Farm/Attorney now trying to allege otherwise; to gain time-an advantage.

Mrs. Kitchings, (For The Record): Please clock & return the enclosed copy to me in the SASE & clock & put one copy of same in the Court's file per this case. I would appreciate it! THANKS!!

DECEMBER 22, 2012

From: Thomas Davis
Respondent
PO Box 773
Manning, S. C. 29105

Mr. Charles Taylor
Appellant
PO Box 3652
Sumter, S.C. 29151

Mr. James Lybrand
Insurance Attorney
PO Box 58
Columbia, S.C. 29202

TO ALL OF YOU:

Responding to Mr. Taylor's letter of December 20, 2012, a copy of my affidavit is attached.

THANK YOU,



THOMAS DAVIS
RESPONDENT

REFERENCED:
APPEALSCASE
NUMBER;
2007-CP-40-8423

RECEIVED

JAN 02 2013

SC COURT OF APPEALS

AFFIDAVIT of THOMAS DAVIS

Having personally appeared before me and having been duly sworn, Thomas Davis, deposes

And says as follows:

(1). That I am the Respondent per the appeal pending before the South Carolina Court of Appeals per case no: 2007-CP-40-8423;

(2). That I received service via mail of appellant's initial brief & designation of matter sheet on November 17, 2012;

(3). That I have not yet responded because essentially I concurred & will not respond for that reason to appellant's filings, unless I don't concur;

(4). And Furthermore I Says Not.



Thomas Davis: Respondent

SWORN TO BEFORE ME THIS

22 DAY OF DECEMBER, 2012



NOTARY PUBLIC FOR SOUTH CAROLINA

MY COMMISSION EXPIRES: 9/20/14

December 20, 2012

Mr. Thomas Davis
PO Box 773
Sumter, S. C. 29105

Charles Taylor
PO Box 3652
Sumter, S.C. 29151

Re: Appeal in C/A No: 2007-CP-40-8423

Dear Mr. Davis:

I really hate to bother you, but if you could confirm by affidavit as to weather or not & when if you did, received service of the appellant's initial brief that I filed in this case, I would really appreciate it. The insurance company's attorney is contending that such was not served-received.

Sincerely Yours,


Charles Taylor
Appellant

Cc:
Other Counsel of Record:
James B. Lybrand, Jr., Esq.
PO Box 58
Columbia, S. C. 29151
Representing (UIM)
State Farm Fire & Casualty Company

RECEIVED

JAN 02 2013

SC Court of Appeals