

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY  
Court of Common Pleas

Charles B. Simmons, Jr, Master-in-Equity

Appellate Case No. 2018-000985

John D. Hatcher, Rachel Shaluly, James Gilbert, Molly Miller and Michael Stehney, individually and as members of the Architectural Committee of Mill Creek Estates, Respondents,

v.

Ron Ferguson and Ronald J. Ferguson, Real One, LLC, and Susan M. Ferguson, Defendants,

Of whom Ron Ferguson, Ronald J. Ferguson, and Susan M. Ferguson are the Appellants.

\_\_\_\_\_  
MOTION  
\_\_\_\_\_

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OCT 26 2018  
SC Court of Appeals

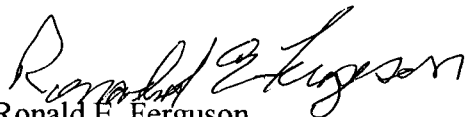
The Appellants, Ronald E. Ferguson, Susan M. Ferguson and Ronald J. Ferguson, hereby requests permission to file and serve their Initial Brief and Designation of Matters to be Included in the Record outside of the original filing deadlines.


Pursuant to Order of the Court dated September 17, 2018 Appellants' Initial Brief and Designation of Matters were due to be filed with the Clerk on or before Thursday, October 4, 2018.


In accordance with Rule 262(a)(2) a copy was transmitted to the Clerk's office by facsimile on the evening of October 4, 2018 with a successful transmission report having been generated. Hard copies were subsequently mailed via United States Postal Service the following day from Simpsonville, South Carolina. October 6<sup>th</sup> was a Saturday and Monday the 8<sup>th</sup> was a federal holiday with no postal services. October 11, 2018, the Court was closed due to the hurricane. October 12<sup>th</sup> the Clerk generated a letter regarding the filing deficiency which Appellant received on Saturday, October 20, 2018. While the Rules have been updated to permit electronic filing by BAR members, others are still limited to in person delivery or United States Postal Service. As evidenced by Tracking #7017338000096990073, another SCCoA filing, that is not necessarily a timely delivery.

The Appellants respectfully request permission to file and serve their Initial Brief and Designation of Matters to be Included in the Record on Appeal.

Respectfully submitted,

  
Ronald E. Ferguson  
103 Mill Creek Rd  
Piedmont, SC 29673  
(864) 509-0169  
Appellant pro-se

  
Susan M. Ferguson  
103 Mill Creek Rd  
Piedmont, SC 29673  
(864) 509-0169  
Appellant pro-se

  
Ronald J. Ferguson  
103 Mill Creek Rd  
Piedmont, SC 29673  
(864) 509-0169  
Appellant pro-se

October 22, 2018

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY  
Court of Common Pleas

Charles B. Simmons, Jr, Master-in-Equity

Circuit Court Case No. 2013-CP-23-1810  
Appellate Case No. 2018-000985

John D. Hatcher, Rachel Shaluly, James F. Gilbert, Molly A. Miller and  
Michael Stehney individually and as members of the Architectural Committee  
of Mill Creek Estates,

Respondents,

v.

Ron Ferguson,

Defendants,

of whom,

Ronald E. Ferguson, Susan M. Ferguson and Ronald J. Ferguson are Appellants

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OCT 26 2018

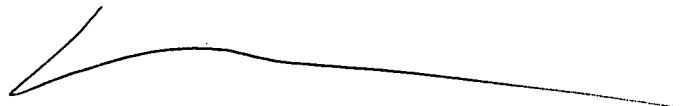
**SC Court of Appeals**

PROOF OF SERVICE

The undersigned hereby certifies that on the date indicated below he served counsel with a copy  
of the Designation of Matter to be Included in the Record on Appeal by mailing copies of the same by  
United States Mail with first class postage prepaid to the following address:

Rodney M. Brown  
210 S Main Street  
Fountain Inn, SC 29644

June 9, 2018

  
\_\_\_\_\_  
Ronald J. Ferguson

October 22, 2018

Ronald J. Ferguson  
103 Mill Creek Road  
Piedmont, SC 29673

South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, SC 29211

RE: John D. Hatcher v. Ronald J. Ferguson  
Appellate Case No. 2018-000985

Dear Ms. Kitchings:

I am in receipt of your correspondence dated October 12, 2018. Enclosed herein please find an original and six (6) copies of Appellants' Motion in the above referenced case along with a check in the amount of \$50.00 for the filing fee, as well as the certificate of service showing service of same on the Respondents.

If you should have any questions or need anything further, please do not hesitate to contact me.

Sincerely,



Ronald J. Ferguson

enclosure(s)

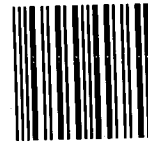
cc: Rodney M. Brown

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Ronald Ferguson  
103 Mill Creek Road  
Piedmont, SC 29673



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SC Court of Appeals

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

