

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM BEAUFORT COUNTY  
Court of Common Pleas

**ORIGINAL**

Edward W. Miller, Circuit Court Judge

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Appellate Case No. 2013-001812

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Callawassie Island Members Club, Inc.,..... Respondent

v.

Arthur H. Applegate, .....Appellant

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**SUPPLEMENTAL RECORD ON APPEAL**

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Brian D. McDaniel  
Law Office of Brian McDaniel, LLC  
Post Office Box 2085  
Beaufort, South Carolina 29901  
SC Bar # 68618  
(843) 379-5117  
Attorney for the Appellant

Other Counsel of Record:

Minor, Haight & Arundell, P.C.  
Ehrick K. Haight, Jr., Esquire  
P.O. Drawer 6067  
Hilton Head Island, SC 29938  
Attorney for the Plaintiff / Respondent

**RECEIVED**  
MAR 31 2014  
**SC Court of Appeals**

Howell, Gibson & Hughes, P.A.  
Stephen P. Hughes, Esquire  
P. O. Drawer 40  
Beaufort, SC 29901-0040  
Attorney for the Plaintiff/ Respondent

Howell, Gibson & Hughes, P.A.  
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Beaufort, SC 29901-0040  
Attorney for the Plaintiff/ Respondent

Jennifer I. Campbell, Esquire  
2008 Spectable Street  
Beaufort, South Carolina 29902  
Attorney for the Defendant

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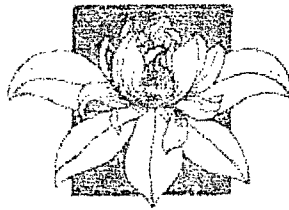
Callawassie Island Members Club, Inc.,..... Respondents

v.

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**INDEX TO SUPPLEMENTAL RECORD ON APPEAL**

Letter from Respondent –Exhibit E to Appellant’s Memo in  
Opposition to Summary Judgment Motion to Respondent..... SUPP ROA 2



CALLAWASSIE  
ISLAND  
CLUB

February 19, 2007

Via Certified Mail/RRR and Regular Mail

Mr. Arthur Applegate  
4130 Faber Place Drive, Suite 201  
North Charleston, SC 29405

~~FAXED~~ FEB 22 2007  
*Received*

Re: **Callawassie Island Members Club**  
Delinquent Account: 3683, 3687, 3688, 3689, 3690  
Amount: \$7,333.21, \$7,626.33, \$7,626.33, \$7,626.33, \$7,626.33

Dear Mr. Applegate,

As you know, your membership in the Callawassie Island Members Club, Inc. was suspended by the Board of Directors in accordance with Section 13.3.1 of the Callawassie Island Members Club, Inc. General Club Rules for failure to pay dues, fees, assessments and charges associated with your account.

Please refer to Paragraph 13.3.1 of the Club Rules that states "any member whose account is not settled within the four (4) months period following suspension shall be expelled from the club." Paragraph 14.1.5 states that "Any Member of the Club who has been expelled shall not again be eligible for membership nor admitted to Club Facilities under any circumstances." An expelled member shall be so notified by registered mail and shall have the obligation to surrender his or her membership certificate for reissuance by the Club to a new member.

As a result of current management changes we would like to offer delinquent members another opportunity to bring their accounts current. This correspondence serves as written notification that your account needs to be settled by March 1, 2007.

If you decide to pass on this opportunity, and do not bring your account up to date within ten (10) days of this correspondence, you will be expelled from membership in the Callawassie Island Members Club, Inc., and the following procedures will be put in motion to collect the debt:

1. We will commence a simple debt collection action seeking a money judgment including attorney's fees and all costs of collection.
2. Upon the successful prosecution of the lawsuit to a money judgment, the judgment will be filed in the Beaufort County Records and will attach to any and all property.
3. This judgment is capable of being collected through the Sheriff's execution of judgment process which includes the sale of the real property.

All attorney, collection and court costs will apply to the delinquent account. We strongly urge you to take advantage of this opportunity to bring your account current and avoid an unnecessary and costly legal process.

Sincerely,

J. Richard Carling, Treasurer

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Arthur H. Applegate


Appellant.

RECORDED  
MAR 31 2014  
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PROOF OF SERVICE

I certify that I have served the Supplemental Record on Appeal upon The Callawassie Island Members Club, Inc. by depositing a copy of it in the United States Mail, postage prepaid, on March 26, 2014, addressed to its attorneys of record, Stephen P. Hughes, Esquire, William T. Young, Esquire, P. O. Drawer 40, Beaufort, SC 29901-0040.

March 26, 2014

  
Teresa McDaniel

Law Office of Brian McDaniel, LLC  
Post Office Box 2085  
Beaufort, South Carolina 29901  
(843) 379-5117  
Attorney for Appellant

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