

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM WILLIAMSBURG COUNTY
Court of Common Pleas

George M. McFaddin, Jr., Circuit Court Judge

Appellate Case No. 2019-000030

Shawonder Scott,

Appellant,

vs.

Curtis McAlister, Acquana McAlister,
Norma L. Cyrus, Tax Collector for
Williamsburg County, the County of
Williamsburg, an Unincorporated
Subdivision of the State of South Carolina,
Hartwell Pendergrass, Sr., and
Hattie S. Pendergrass, Defendants,

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Of whom Norma L. Cyrus, Tax Collector
For Williamsburg County, and the County
of Williamsburg, an Unincorporated
Subdivision of the State of South Carolina,
are

Respondents.

AMENDED DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL

Appellant proposes that the following be included in the Record on Appeal:

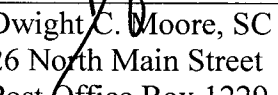
1. Transcript of Record of the Hearing on September 27, 2018, before the Honorable George M. McFaddin, Judge
2. Deposition of Norma Cyrus taken April 5, 2018
3. Deposition of Tamekia Childers taken March 5, 2018
4. Deposition of Retena Montgomery taken March 5, 2018

5. Deposition of Curtis McAlister taken January 12, 2018
6. Kimber W. Cooper, Williamsburg County's Treasurer's Notice to Norma L. Cyrus, Tax Collector dated March 17, 2012
7. USPS Certified Mail Number 7100 5868 2454 5112 6759 addressed to McAlister Curtis 2520 Carroll Dr, Columbia SC 29204 bearing stamp dated 8/28/12 and marked "Return To Sender – Unclaimed – Unable to forwarded" containing a handwritten notation 8/31/12
8. USPS Form 3811, Restricted Delivery Certified Mail receipt Number 7100 5868 2454 5112 6759 addressed to McAlister Curtis 2520 Carroll Dr, Columbia SC
9. Notice of Levy dated 8/14/12
10. Black photo of residence marked TM # 45-200-016
11. Letter from Doward Keith Harvin dated October 29, 2014, addressed to Norma Cyrus
12. Letter from W. E. Jenkinson, III, to Doward Harvin, Esquire, dated December 18, 2014
13. Residential Appraisal Card bearing notation "10/20/10 Change of Address requested by his daughter Aquana McAlister"
14. Address Change Form dated 10/20/10
15. Address Change form dated 06/29/11
16. Notice dated January 10, 2013, to McAlister Curtis from Norma Cyrus
17. Notice dated October 21, 2013, to McAlister Curtis from Norma Cyrus
18. USPS Certified Mail Receipt Number 7013 1710 0000 0096 8966 addressed to McAlister Curtis
19. USPS Certified Mail Number 7100 5868 2454 5112 6759 addressed to McAlister Curtis 2520 Carroll Dr, Columbia SC 29204 bearing stamp dated 12/26/13 and marked "Return To Sender – Temporarily Away – Unable to forwarded" containing a handwritten notation 12/28/13
20. USPS Form 3811, Certified Mail, Return Receipt, Restricted Delivery receipt Number 7013 1710 0000 0096 8966 addressed to McAlister Curtis 2520 Carroll Dr, Columbia SC
21. Loretta Richardson, Title Abstractor Report on search from 12/27/1979 effective date 06/20/2013 with attachments

I certify that this Designation contains no matter which is irrelevant to this appeal.

April 22, 2019

MOORE LAW FIRM, L.L.C.


 Dwight C. Moore, SC Bar No. 68003
 26 North Main Street (29150)
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 Sumter, South Carolina 29151-1229
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 Attorney for Appellant

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Hattie S. Pendergrass, Defendants,

Of whom Norma L. Cyrus, Tax Collector
For Williamsburg County, and the County
of Williamsburg, an Unincorporated
Subdivision of the State of South Carolina,
are

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Respondents.

AMENDED PROOF OF SERVICE

Personally appeared Daisy M. Moore, who being first duly sworn, deposes and says that she served the documents described below upon Respondents Norma L. Cyrus and County of Williamsburg and upon Defendants Curtis McAlister, Acquana McAlister, Hartwell Pendergrass, Sr., and Hattie S. Pendergrass on April 22, 2019, by electronic transmission to the facsimiles

and/or e-mail addresses shown and by depositing a copy of the said documents in the United States Mail, postage prepaid, addressed to their attorneys of record as follows:

DOCUMENT(S) SERVED: Initial Brief of Appellant
Designation of Matter to Be Included in Record on Appeal
Proof of Service

PERSON(S) SERVED: William E. Jenkinson, III, SC Bar No.: 2984
Email: billy@jenkinsonlaw.com
Williams Evan Reynolds, SC Bar No.: 102352
Email: evan@jenkinsonlaw.com
Jenkinson, Jarrett & Kellahan, PA
P. O. Drawer 669
120 West Main Street
Kingstree, SC 29556
Telephone (843) 355-2000
Fax (843) 355-2010
Attorneys for Respondents Norma L. Cyrus and
County of Williamsburg

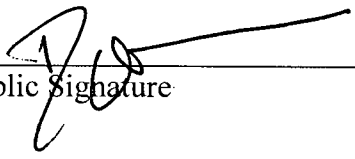
Willie H. Brunson, SC Bar No.: 71990
Brunson Law Firm, LLC
425 North Main Street
Sumter, SC 29150
Telephone (803) 774-3444
Fax (803) 774-3448
Email: wbrunson@thebrunsonlawfirm.com
Attorney for Respondents Curtis McAlister and
Acquana McAlister

Harriet Lynae Huell Lampkin, SC Bar No.: 100312
Lampkin Law Firm, L.L.C.
P. O. Box 843
Blythewood, SC 29016
Telephone (803) 920-1003
Email: harriet@lampkinlawfirm.com
Attorney for Respondents Hartwell Pendergrass, Sr., and
Hattie S. Pendergrass

Affiant states further that she is above the age of eighteen years and that she has no interest in the within litigation.

Daisy M. Moore
Daisy M. Moore

Sworn to before me this
22nd day of April 2019


Notary Public Signature

Dwight C. Moore
Notary Public Printed Name
Notary Public for South Carolina

My commission expires 09-17-2020

June 5, 2019

Via: **Federal Express**

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

Dwight C. Moore
Attorney at Law
26 North Main Street
P.O. Box 1229
Sumter, SC 29151-1229
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Re: Shawonder Scott v. Curtis McAlister, et al.
Case No.: 2019-000030
Moore File No.: 4349.4

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Dear Ms. Kitchings:

Enclosed are the following amended documents in the above-referenced case which have been amended to show the correct Appellant Case number and designation of respondents:

1. Amended Initial Brief of Appellant
2. Amended Designation of Matter
3. Amended Proof of Service for the Initial Brief and Designation
4. Amended Initial Reply Brief of Appellant
5. Amended Proof of Service for the Amended Reply Brief of Appellant

Also enclosed is a copy of each document to be file-stamped and returned to this office in the self-addressed, postage pre-paid envelope provided.

Under cover of a copy of this letter the above named documents are being served upon counsel of records. Thank you for your consideration and cooperation in this matter.

Yours very truly,

Dwight C. Moore

Dwight C. Moore
DCM:dmm
Enclosures

c: W. E. Jenkinson, III, Esquire
Williams Evan Reynolds, Esquire
Jenkinson, Jarrett & Kellahan, P.A.
Post Office Drawer 669
Kingstree, SC 29556

The Honorable Jenny Abbott Kitchings

June 5, 2019

Page 2

Willie H. Brunson, Esquire

The Brunson Law Firm

Attorney-at-Law

P. O. Box 1561

Sumter, SC 29151-1561

Harriet Lynae Huell Lampkin, Esquire

Lampkin Law Firm, LLC

Post Office Box 843

Blythewood, SC 29016

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FedEx Express Package US Airbill

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1 From
 Date 6/5/19
 Sender's Name Dwight C. Moore Phone 803 778-4332
 Company MOORE LAW FIRM
 Address 24 N MAIN ST
 City SUMMER State SC ZIP 29150-4332

2 Your Internal Billing Reference

3 To Recipient's Name Jenny Abbott Kitchens Phone 703 605-8000
 Company Clerk of Court
 Address SC Court of Appeals
 Address 1220 Senate Street
 City Columbia State SC

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5 Packaging *Declared value limit 2000
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6 Special Handling and Delivery Signature Options Fees may apply. See the FedEx Service Guide.
 Saturday Delivery (Not available for FedEx Standard Overnight, FedEx 2Day A.M., or FedEx Express Saver)
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 Indirect Signature (Signature is available at recipient's address, someone at a neighboring address may sign for delivery, for residential deliveries only)
 Does this shipment contain dangerous goods? One box must be checked.
 No Yes (If you checked, Shipper's Declaration NOT required) Yes (Shipper's Declaration NOT required) Dry Ice (See ICA 1800.1395) Cargo Aircraft Only (Restrictions apply for dangerous goods - see the current FedEx Service Guide)

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