

**The Grose Law Firm, LLC**  
404 Main Street, Greenwood, South Carolina 29646

E. Charles Grose, Jr.  
Phone: 864-538-4466 Fax: 864-538-4405  
E-mail: charles@groselawfirm.com  
Web: GroseLawFirm.com

August 14, 2019

The Honorable Jenny Abbott Kitchings  
Court, S.C. Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

**RECEIVED**

AUG 16 2019

SC Court of Appeals

Rè: *State of South Carolina v. Ontavious Plumer*  
Appellate Case Number 2017-000481

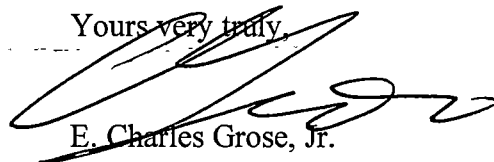
Dear Ms. Kitchings:

Please allow me to respond the Court's letter dated August 9, 2019 indicating this case might be reached for oral argument December 9, 10, 11, or 12, 2019. I have a conflict for that entire week. Enclosed please find a string of emails where the Honorable Donald B. Hocker scheduled a date certain trial, involving charges of attempted murder arising out of a shooting incident at the Greenwood Mall, involving six co-defendants, for the week of December 9, 2019.

Thank you for your attention to this matter. Please let me know if you have any questions or require additional information.

With kindest regards, I am

Yours very truly,



E. Charles Grose, Jr.

cc: Mr. Ontavious Plumer  
Mark R. Farthing, Esquire

**Subject:** RE: Greenwood mall shooting case  
**Date:** Tuesday, August 6, 2019 at 2:33:05 PM Eastern Daylight Time  
**From:** Hocker, Donald B. Law Clerk (Charles Hill)  
**To:** Carson Henderson, Elizabeth Able, Stumbo, David M., Charles Grose, Shane Goranson, kbalaw108@att.net, michael gambrell, geolylawfirm@yahoo.com, Josh Thomas, Brown Yates, nlewis@greenwoodsc.gov, Anna Sumner, Demetri Andrews, Laura Wingard, Addy, Frank R. Secretary (Freda Sartin), Addy, Frank R., Copeland, Chastity  
**CC:** Hocker, Donald B. Secretary (Regan A. Snow), Hocker, Donald B.

Good Afternoon Everyone,

This email serves to confirm, as was mentioned in the phone conference this morning, that:

- 1) State v. Parham will go forward the week of October 28, 2019, and
- 2) The Mall Shooting Case will go forward the week of December 9, 2019.

Best,

Grayson Hill  
Law Clerk to  
Honorable Donald B. Hocker  
Circuit Court Judge  
P.O. Box 972  
100 Hillcrest Square  
Laurens, S.C. 29360  
dhockerlc@sccourts.org

**RECEIVED**  
AUG 16 2019  
SC Court of Appeals

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**From:** Carson Henderson <carson@carsonhendersonlawfirm.com>  
**Sent:** Monday, August 5, 2019 11:31 AM  
**To:** Hocker, Donald B. Law Clerk (Charles Hill) <dhockerlc@sccourts.org>  
**Cc:** Elizabeth Able <eable@pdgreenwood.com>; Stumbo, David M. <dstumbo@greenwoodsc.gov>; Charles Grose <charles@groselawfirm.com>; Shane Goranson <sgoranson@pdgreenwood.com>; kbalaw108@att.net; michael gambrell <michael@michaelgambrell-law.com>; geolylawfirm@yahoo.com; Josh Thomas <jthomas@greenwoodsc.gov>; Brown Yates <ybrown@greenwoodsc.gov>; nlewis@greenwoodsc.gov; Anna Sumner <asumner@greenwoodsc.gov>; Demetri Andrews <dandrews@greenwoodsc.gov>; Laura Wingard <laura@groselawfirm.com>; Hocker, Donald B. <dhockerj@sccourts.org>; Hocker, Donald B. Secretary (Regan A. Snow) <dhockersc@sccourts.org>  
**Subject:** Re: Greenwood mall shooting case

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Sounds good.

On Mon, Aug 5, 2019 at 9:32 AM Hocker, Donald B. Law Clerk (Charles Hill) <dhockerlc@sccourts.org> wrote:

Good Morning All,

Please use the dial-in number and access code listed below to join the conference call in this matter scheduled for tomorrow at 9:30 AM with Judge Hocker.

Dial-in Number: 515-604-9786  
Access Code: 266841#

Please let me know if you have any questions or concerns.

Best,

Grayson Hill  
Law Clerk to  
Honorable Donald B. Hocker  
Circuit Court Judge  
P.O. Box 972  
100 Hillcrest Square  
Laurens, S.C. 29360  
[dhockerlc@sccourts.org](mailto:dhockerlc@sccourts.org)

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**From:** Hocker, Donald B. Law Clerk (Charles Hill)  
**Sent:** Wednesday, July 31, 2019 9:51 AM  
**To:** 'Elizabeth Able' <[eable@pdgreenwood.com](mailto:eable@pdgreenwood.com)>; 'Carson Henderson' <[carson@carsonhendersonlawfirm.com](mailto:carson@carsonhendersonlawfirm.com)>; Stumbo, David M. <[dstumbo@greenwoodsc.gov](mailto:dstumbo@greenwoodsc.gov)>  
**Cc:** Hocker, Donald B. <[dhockerj@sccourts.org](mailto:dhockerj@sccourts.org)>; 'Charles Grose' <[charles@groselawfirm.com](mailto:charles@groselawfirm.com)>; 'Shane Goranson' <[sgoranson@pdgreenwood.com](mailto:sgoranson@pdgreenwood.com)>; [kbalaw108@att.net](mailto:kbalaw108@att.net); 'michael gambrell' <[michael@michaelgambrell-law.com](mailto:michael@michaelgambrell-law.com)>; [geolylawfirm@yahoo.com](mailto:geolylawfirm@yahoo.com); 'Josh Thomas' <[jthomas@greenwoodsc.gov](mailto:jthomas@greenwoodsc.gov)>; 'Brown Yates' <[ybrown@greenwoodsc.gov](mailto:ybrown@greenwoodsc.gov)>; [nlewis@greenwoodsc.gov](mailto:nlewis@greenwoodsc.gov); 'Anna Sumner' <[asumner@greenwoodsc.gov](mailto:asumner@greenwoodsc.gov)>; 'Demetri Andrews' <[dandrews@greenwoodsc.gov](mailto:dandrews@greenwoodsc.gov)>; 'Laura Wingard' <[laura@groselawfirm.com](mailto:laura@groselawfirm.com)>  
**Subject:** RE: Greenwood mall shooting case

Good Morning All,

Please set aside August 6 at 9:30 AM for a conference call with Judge Hocker. Does anyone have a call-in conference system we could use?

Thanks for the help,

Grayson Hill  
Law Clerk to  
Honorable Donald B. Hocker  
Circuit Court Judge  
P.O. Box 972  
100 Hillcrest Square  
Laurens, S.C. 29360  
[dhockerlc@sccourts.org](mailto:dhockerlc@sccourts.org)

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**From:** Elizabeth Able <[eable@pdgreenwood.com](mailto:eable@pdgreenwood.com)>

**Sent:** Monday, July 29, 2019 11:54 AM

**To:** 'Carson Henderson' <[carson@carsonhendersonlawfirm.com](mailto:carson@carsonhendersonlawfirm.com)>; Stumbo, David M. <[dstumbo@greenwoodsc.gov](mailto:dstumbo@greenwoodsc.gov)>

**Cc:** Hocker, Donald B. <[dhockerj@sccourts.org](mailto:dhockerj@sccourts.org)>; 'Charles Grose' <[charles@groselawfirm.com](mailto:charles@groselawfirm.com)>; Hocker, Donald B. Law Clerk (Charles Hill) <[dhockerlc@sccourts.org](mailto:dhockerlc@sccourts.org)>; 'Shane Goranson' <[sgoranson@pdgreenwood.com](mailto:sgoranson@pdgreenwood.com)>; [kbalaw108@att.net](mailto:kbalaw108@att.net); 'michael gambrell' <[michael@michaelgambrell-law.com](mailto:michael@michaelgambrell-law.com)>; [geolylawfirm@yahoo.com](mailto:geolylawfirm@yahoo.com); 'Josh Thomas' <[jthomas@greenwoodsc.gov](mailto:jthomas@greenwoodsc.gov)>; 'Brown Yates' <[ybrown@greenwoodsc.gov](mailto:ybrown@greenwoodsc.gov)>; [nlewis@greenwoodsc.gov](mailto:nlewis@greenwoodsc.gov); 'Anna Sumner' <[asumner@greenwoodsc.gov](mailto:asumner@greenwoodsc.gov)>; 'Demetri Andrews' <[dandrews@greenwoodsc.gov](mailto:dandrews@greenwoodsc.gov)>; 'Laura Wingard' <[laura@groselawfirm.com](mailto:laura@groselawfirm.com)>

**Subject:** RE: Greenwood mall shooting case

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I will be available next week and the next – happy to chime in whenever. Please let us know, thanks.

**Elizabeth C. Able**

Assistant Public Defender  
Greenwood, South Carolina  
864.229.9505

**From:** Carson Henderson <[carson@carsonhendersonlawfirm.com](mailto:carson@carsonhendersonlawfirm.com)>

**Sent:** Monday, July 29, 2019 7:32 AM

**To:** Solicitor David M. Stumbo <[dstumbo@greenwoodsc.gov](mailto:dstumbo@greenwoodsc.gov)>

**Cc:** Hocker, Donald B. <[dhockerj@sccourts.org](mailto:dhockerj@sccourts.org)>; Charles Grose <[charles@groselawfirm.com](mailto:charles@groselawfirm.com)>; Hocker, Donald B. Law Clerk (Charles Hill) <[dhockerlc@sccourts.org](mailto:dhockerlc@sccourts.org)>; Shane Goranson <[sgoranson@pdgreenwood.com](mailto:sgoranson@pdgreenwood.com)>; [eable@pdgreenwood.com](mailto:eable@pdgreenwood.com); [kbalaw108@att.net](mailto:kbalaw108@att.net); michael gambrell ([michael@michaelgambrell-law.com](mailto:michael@michaelgambrell-law.com)) <[michael@michaelgambrell-law.com](mailto:michael@michaelgambrell-law.com)>; [geolylawfirm@yahoo.com](mailto:geolylawfirm@yahoo.com); Josh Thomas <[jthomas@greenwoodsc.gov](mailto:jthomas@greenwoodsc.gov)>; Brown Yates <[ybrown@greenwoodsc.gov](mailto:ybrown@greenwoodsc.gov)>; [nlewis@greenwoodsc.gov](mailto:nlewis@greenwoodsc.gov); Anna Sumner <[asumner@greenwoodsc.gov](mailto:asumner@greenwoodsc.gov)>; Demetri Andrews <[dandrews@greenwoodsc.gov](mailto:dandrews@greenwoodsc.gov)>; Laura Wingard <[laura@groselawfirm.com](mailto:laura@groselawfirm.com)>

**Subject:** Re: Greenwood mall shooting case

Next week, the week of 08/05, is good for me.

On Fri, Jul 26, 2019 at 2:25 PM Solicitor David M. Stumbo <[dstumbo@greenwoodsc.gov](mailto:dstumbo@greenwoodsc.gov)> wrote:

Judge,

I can certainly make myself available for a status conference via phone or at the courthouse, but if we can discuss and work out any scheduling issues in this email thread I am fine with that too. The week of the 8/5 is probably best for me to schedule a conference call.

And just to clarify, we are not asking for Parham to be continued. Yates and Anna are ready to call that case for trial whenever Mr. Grose is ready, starting with the next GS term on August 18. The victims have been ready for some time now to have that case tried and behind them.

David M. Stumbo

8th Circuit Solicitor

> On Jul 26, 2019, at 1:35 PM, Hocker, Donald B. <[dhockerj@sccourts.org](mailto:dhockerj@sccourts.org)> wrote:

>

> All: Let's do this. Let's try and have a phone conference the week of August 5th if possible. I will be out of office next week. When I return on the 5th I will try to reach out to get something scheduled. Or in the alternative, I am in CP Greenwood the week of the 12th and can do a conference then if everyone can be present at the courthouse. (dbh)

>

> From: Carson Henderson <[carson@carsonhendersonlawfirm.com](mailto:carson@carsonhendersonlawfirm.com)>

> Sent: Friday, July 26, 2019 12:44 PM

> To: Charles Grose <[charles@groselawfirm.com](mailto:charles@groselawfirm.com)>

> Cc: Stumbo, David M. <[dstumbo@greenwoodsc.gov](mailto:dstumbo@greenwoodsc.gov)>; Hocker, Donald B.

> <[dhockerj@sccourts.org](mailto:dhockerj@sccourts.org)>; Hocker, Donald B. Law Clerk (Charles Hill)

> <[dhockerlc@sccourts.org](mailto:dhockerlc@sccourts.org)>; Shane Goranson <[sgoranson@pdgreenwood.com](mailto:sgoranson@pdgreenwood.com)>;

> [eable@pdgreenwood.com](mailto:eable@pdgreenwood.com); [kbalaw108@att.net](mailto:kbalaw108@att.net); michael gambrell ([michael@michaelgambrell-](mailto:michael@michaelgambrell-law.com)

> [michael@michaelgambrell-law.com](mailto:michael@michaelgambrell-law.com)) <[michael@michaelgambrell-law.com](mailto:michael@michaelgambrell-law.com)>; [geolylawfirm@yahoo.com](mailto:geolylawfirm@yahoo.com); Josh Thomas

> <[jthomas@greenwoodsc.gov](mailto:jthomas@greenwoodsc.gov)>; Brown Yates <[ybrown@greenwoodsc.gov](mailto:ybrown@greenwoodsc.gov)>;

> [nlewis@greenwoodsc.gov](mailto:nlewis@greenwoodsc.gov); Anna Sumner <[asumner@greenwoodsc.gov](mailto:asumner@greenwoodsc.gov)>; Demetri Andrews

> <[dandrews@greenwoodsc.gov](mailto:dandrews@greenwoodsc.gov)>; Laura Wingard <[laura@groselawfirm.com](mailto:laura@groselawfirm.com)>

> Subject: Re: Greenwood mall shooting case

>

>

> \*\*\* EXTERNAL EMAIL: This email originated from outside the organization. Please exercise caution before clicking any links or opening attachments. \*\*\*

> Judge Hocker,

>

> There is a family court hearing on October 21. I'm the attorney for the the volunteer guardian ad litem program in these DSS abuse and neglect cases.

>

> Also, I will be filing a couple of motions regarding the mall shooting case some time next week.

>

> Carson

>

> On Fri, Jul 26, 2019 at 12:10 PM Charles Grose

> <[charles@groselawfirm.com](mailto:charles@groselawfirm.com)<[mailto:charles@groselawfirm.com](mailto:mailto:charles@groselawfirm.com)>> wrote:

> Dear Judge Hocker,

>

> I have a merits hearing in a Family Court abuse and neglect case set for October 21st, which takes priority over General Sessions Court pursuant to Rule 601, SCACR. I believe Mr. Henderson is also involved in that case.

>

> Also, as you are aware, I represent Mr. Parham. As you are also aware, the Solicitor's office was so insistent on the need to try this case that they asked Your Honor to try him in his absence and insisted on rescheduling the trial date even before he was apprehended in Alabama. If the Solicitor desires to continue Mr. Parham's case, then the State should file a written motion and provide Mr. Parham with an opportunity to be heard.

>

> Best,

> Charles

>

> E. Charles Grose, Jr.  
> The Grose Law Firm, LLC  
> 404 Main Street  
> Greenwood, SC 29646  
> Phone: 864-538-4466  
> Fax: 864-538-4405  
> Web: GroseLawFirm.com  
> Email: [charles@groselawfirm.com](mailto:charles@groselawfirm.com)<mailto:[charles@groselawfirm.com](mailto:charles@groselawfirm.com)>

>  
>  
> From: David Stumbo <[dstumbo@greenwoodsc.gov](mailto:dstumbo@greenwoodsc.gov)<mailto:[dstumbo@greenwoodsc.gov](mailto:dstumbo@greenwoodsc.gov)>>>  
> Date: Friday, July 26, 2019 at 12:02 PM  
> To: "Hocker, Donald B." <[dhockerj@sccourts.org](mailto:dhockerj@sccourts.org)<mailto:[dhockerj@sccourts.org](mailto:dhockerj@sccourts.org)>>>, "Hocker, Clerk" <[dhockerlc@sccourts.org](mailto:dhockerlc@sccourts.org)<mailto:[dhockerlc@sccourts.org](mailto:dhockerlc@sccourts.org)>>>, Shane Goranson <[sgoranson@pdgreenwood.com](mailto:sgoranson@pdgreenwood.com)<mailto:[sgoranson@pdgreenwood.com](mailto:sgoranson@pdgreenwood.com)>>>, "[eable@pdgreenwood.com](mailto:eable@pdgreenwood.com)<mailto:[eable@pdgreenwood.com](mailto:eable@pdgreenwood.com)>>" <[eable@pdgreenwood.com](mailto:eable@pdgreenwood.com)<mailto:[eable@pdgreenwood.com](mailto:eable@pdgreenwood.com)>>>, "[kbalaw108@att.net](mailto:kbalaw108@att.net)<mailto:[kbalaw108@att.net](mailto:kbalaw108@att.net)>>" <[kbalaw108@att.net](mailto:kbalaw108@att.net)<mailto:[kbalaw108@att.net](mailto:kbalaw108@att.net)>>>, "michael gambrell ([michael@michaelgambrell-law.com](mailto:michael@michaelgambrell-law.com)<mailto:[michael@michaelgambrell-law.com](mailto:michael@michaelgambrell-law.com)>>)" <[michael@michaelgambrell-law.com](mailto:michael@michaelgambrell-law.com)<mailto:[michael@michaelgambrell-law.com](mailto:michael@michaelgambrell-law.com)>>>, Carson Henderson <[carson@carsonhendersonlawfirm.com](mailto:carson@carsonhendersonlawfirm.com)<mailto:[carson@carsonhendersonlawfirm.com](mailto:carson@carsonhendersonlawfirm.com)>>>, "[geolylawfirm@yahoo.com](mailto:geolylawfirm@yahoo.com)<mailto:[geolylawfirm@yahoo.com](mailto:geolylawfirm@yahoo.com)>>" <[geolylawfirm@yahoo.com](mailto:geolylawfirm@yahoo.com)<mailto:[geolylawfirm@yahoo.com](mailto:geolylawfirm@yahoo.com)>>>, Charles Grose <[charles@groselawfirm.com](mailto:charles@groselawfirm.com)<mailto:[charles@groselawfirm.com](mailto:charles@groselawfirm.com)>>>, "[jthomas@greenwoodsc.gov](mailto:jthomas@greenwoodsc.gov)<mailto:[jthomas@greenwoodsc.gov](mailto:jthomas@greenwoodsc.gov)>>" <[jthomas@greenwoodsc.gov](mailto:jthomas@greenwoodsc.gov)<mailto:[jthomas@greenwoodsc.gov](mailto:jthomas@greenwoodsc.gov)>>>  
> Cc: Brown Yates <[ybrown@greenwoodsc.gov](mailto:ybrown@greenwoodsc.gov)<mailto:[ybrown@greenwoodsc.gov](mailto:ybrown@greenwoodsc.gov)>>>, "[nlewis@greenwoodsc.gov](mailto:nlewis@greenwoodsc.gov)<mailto:[nlewis@greenwoodsc.gov](mailto:nlewis@greenwoodsc.gov)>>" <[nlewis@greenwoodsc.gov](mailto:nlewis@greenwoodsc.gov)<mailto:[nlewis@greenwoodsc.gov](mailto:nlewis@greenwoodsc.gov)>>>, Anna Sumner <[asumner@greenwoodsc.gov](mailto:asumner@greenwoodsc.gov)<mailto:[asumner@greenwoodsc.gov](mailto:asumner@greenwoodsc.gov)>>>, Demetri Andrews <[dandrews@greenwoodsc.gov](mailto:dandrews@greenwoodsc.gov)<mailto:[dandrews@greenwoodsc.gov](mailto:dandrews@greenwoodsc.gov)>>>  
> Subject: Greenwood mall shooting case

> Judge Hocker,

>  
> As you are probably well aware of at this point, this trial was ended and jury cut loose by Judge Griffith late Wednesday morning just before the jury was to be sworn and opening statements were to commence. The Court quashed all 18 indictments on the six co-defendants. As of Judge Griffith's written order sent out yesterday afternoon, the sole grounds on which the 18 indictments were quashed was that the name of the witness on the indictment was not the same as the name of the witness who testified before the Grand jury when these indictments were presented in May. The Court held that this did not comply with SC Code Section 17-3-1150. While we disagree with that interpretation of the statute, the Court's ruling obviously prevents us from proceeding with the trial this term of court.

>  
> We plan to present essentially the same 18 indictments on this case when the Grand Jury meets again in August. We will provide copies of the new indictments to the six defense attorneys when they are returned by the GJ.

> Because of the extensive planning and modifications that had to be put into place to get the trial scheduled for this week, I would like to go ahead and put this on the trial docket for the two-week October 21 GS term. We need to address the scheduling for that term because you previously put the State v. Parham (CSC with a Minor) case on the October docket as a date certain trial. If you remember case was continued earlier this year because Mr. Grose's client cut off his ankle monitor and fled the state. Parham was recently apprehended in Alabama and was extradited back to Greenwood County pending trial. Because Parham is a single defendant case that has also already been prepared for trial by both sides once, it can easily be tried during a one-week term, which we have both on September 30 or November 18. I would ask that Parham be re-scheduled so the October term is clear to re-boot the mall shooting case. I've copied Yates and Anna on this email so that they are in the loop on that as well.

>

> If we can have any new pre-trial matters raised by the defendants heard late in the week on the September 30 Greenwood term, that will help us to hopefully allow us to be more efficient to get the trial started on October 21.

> Please let me know if this is acceptable so we can plan accordingly.

>

> David M. Stumbo  
> 8th Circuit Solicitor

>

> Sent from Mail<[https://urldefense.proofpoint.com/v2/url?u=https-3A\\_go.microsoft.com\\_fwlink\\_-3FLinkId-3D550986&d=DwMFaQ&c=YGvVmrQQ6VQOFx3Z93C9uQ&r=YUvVBvIg3NzaiyvXCEA035JxpRI0dCdenRINwSvv4fQ&m=X9ydIQbTGsOzgaFRw99ESR9z9aOYA4CgeQQYXKu\\_pQw&s=GCutOr9gEAId7hH7fidSbM4CfLlWIDAatufmKzG7iHs&e=>](https://urldefense.proofpoint.com/v2/url?u=https-3A_go.microsoft.com_fwlink_-3FLinkId-3D550986&d=DwMFaQ&c=YGvVmrQQ6VQOFx3Z93C9uQ&r=YUvVBvIg3NzaiyvXCEA035JxpRI0dCdenRINwSvv4fQ&m=X9ydIQbTGsOzgaFRw99ESR9z9aOYA4CgeQQYXKu_pQw&s=GCutOr9gEAId7hH7fidSbM4CfLlWIDAatufmKzG7iHs&e=>) for Windows 10

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> --

> [Image removed by sender.]  
> Carson M. Henderson  
> The Henderson Law Firm, P.C.

>

> 864-649-0384 (office)

>

> 109-B Oak Avenue  
> Greenwood S.C. 29646

>

> [www.carsonhendersonlawfirm.com](http://www.carsonhendersonlawfirm.com) <[https://urldefense.proofpoint.com/v2/url?u=http-3A\\_\\_www.carsonhendersonlawfirm.com&d=DwMFaQ&c=YGvVmrQQ6VQOFx3Z93C9uQ&r=YUvVBvIq3NzaiVzXCEA035JxpRl0dCdenRINwSvv4fQ&m=X9ydIQbTGsOzgaFRw99ESR9z9aOYA4CgeQQYXKu\\_pQw&s=\\_AkDjPOZoUWP1nqANmNDu1mCi\\_-M91NiQFTO-Mpm84c&e=>](https://urldefense.proofpoint.com/v2/url?u=http-3A__www.carsonhendersonlawfirm.com&d=DwMFaQ&c=YGvVmrQQ6VQOFx3Z93C9uQ&r=YUvVBvIq3NzaiVzXCEA035JxpRl0dCdenRINwSvv4fQ&m=X9ydIQbTGsOzgaFRw99ESR9z9aOYA4CgeQQYXKu_pQw&s=_AkDjPOZoUWP1nqANmNDu1mCi_-M91NiQFTO-Mpm84c&e=>)>

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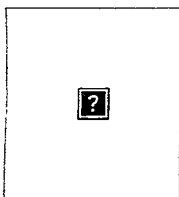
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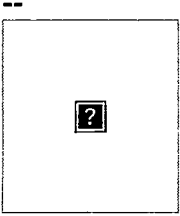


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# The Grose Law Firm, LLC

404 Main Street, Greenwood South Carolina, 29646

**RECEIVED**

AUG 16 2019

**SC Court of Appeals**

The Honorable Jenny Abbott Kitchings  
Court, S.C. Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211



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