

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

67145

APPEAL FROM LAURENS COUNTY
Court of Common Pleas

The Honorable W. Reid Cox, Jr. Special Referee

Case Number: 2009-CP-30-00565

National Healthcare Laurens, Respondent,

v.

Willie Roy Anderson, Sr., Pacesetter
Corporation, United States Department
of Treasury, Internal Revenue Service
and South Carolina Department of Revenue,

Defendants,

Of Whom Willie Roy Anderson, Sr. is, Appellant.

MOTION TO DISMISS

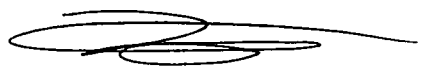
The Respondent above named moves the Court to dismiss the above appeal based on the following:

A. Heretofore the appeal was dismissed and the Remittitur was sent to the Clerk of Court for Laurens, South Carolina.

B. However, the Remittitur was recalled by order of this Court filed January 9, 2013, and Appellant was directed to serve and file his Initial Brief and Designation of Matter on Appeal by January 24, 2013.

C. Appellant has failed to file and/or serve the Appellant's Initial Brief and Designation of Matter, and, accordingly, Respondent moves this Court to have the appeal dismissed.

January 31, 2013



Thomas J. Thompson
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Attorney for Respondent

Other Counsel of Record:

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FEB 05 2013
SC COURT OF APPEALS

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January 31, 2013

Ms. V. Claire Allen
Deputy Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia SC 29211

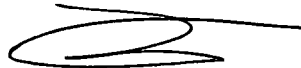
RE: **National Healthcare Laurens v. Willie Roy Anderson, Sr., et al.**
2011-196646

Dear Ms. Allen:

You will find enclosed Respondent's Motion to Dismiss (original and 6 copies).

I have also enclosed the filing fee of \$25.00 and Proof of Service on Appellant.

Sincerely,



Thomas J. Thompson,
Attorney for Respondent

TJT/bj
Enclosures

cc: Christopher Lance Sheek, Esquire
1201 East Cambridge Avenue
Greenwood, SC 29646
Attorney for Appellant

W. Reid Cox, Jr., Special Referee
Post Office Box 286
Laurens, SC 29360

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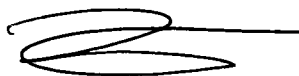
Defendants,

Of Whom Willie Roy Anderson, Sr. is Appellant.

PROOF OF SERVICE

I certify that I have served the Motion to Dismiss on Willie Roy Anderson, Sr. by depositing a copy of it in the United States Mail, postage prepaid, on January 31, 2013, addressed to his attorney of record, Christopher Lance Sheek, 1201 East Cambridge Avenue, Greenwood, South Carolina 29646.

January 31, 2013



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