

**FORM 1
NOTICE OF APPEAL**

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ANDERSON COUNTY
Court of Common Pleas

R. Lawton McIntosh, Judge

Case No.: 2015-CP-04-00667

Donald L. Smith, Esq.,

Appellants,

v.

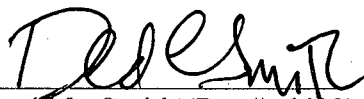
J. Kirkman Moorhead, Krause, Moorhead &
Draisen, P.A.,

Respondents.

RECEIVED
JAN 16 2020
SC Court of Appeals

NOTICE OF APPEAL

The undersigned counsel respectfully appeals Judge R. Lawton McIntosh's challenged Orders, including : Order, dated July 10, 2015; Order/Form 4, dated October 8, 2015; Order, dated February 4, 2016; Order/Form 4, dated April 22, 2016; Form 4, dated December 6, 2019; and, Order, December 16, 2019, in the case of Gregg Battersby v. J. Kirkman Moorhead, et.al., C.A. No. 2015-CP-04-00667.



Donald L. Smith (Bar #: 6699)
Attorney for Appellants
122 N. Main Street
Anderson SC 29621
Telephone: (864) 642-9284
Facsimile: (864) 642-9285
attorneydonaldsmith@gmail.com

Anderson, SC
January 13, 2020.

Other Counsels:

Mr. Steven M. Krause, Esq.
Krause Moorhead & Draisen, P.A.
207 E Calhoun St, Anderson, SC 29621

Mr. Timothy Alan Nowacki, Esq.
Clardy Law Firm, P.A.
1001 E Washington St, Greenville, SC 29601

Attorneys for Respondent J. Kirkman Moorhead

FORM 7
PROOF OF SERVICE
FILING NOTICE OF APPEAL
THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED
JAN 10 2020
SC Court of Appeals

APPEAL FROM ANDERSON COUNTY
Court of Common Pleas

R. Lawton McIntosh, Judge

Case No. 2015-CP-04-00667

Donald L. Smith,

Appellant,

v.

J. Kirkman Moorehead, Krause, Moorhead &
Draisen, P. A.,

Respondents.

PROOF OF SERVICE


I certify that I have served the following documents:

- a) Appellant's Notice of Appeal;
- b) Copies of Judge McIntosh's challenged Orders in the case of Gregg Battersby v. J. Kirkman Moorhead, et al., C.A. No. 2015-CP-04-00667:
 - a. Order, dated July 10, 2015;
 - b. Order/Form 4 dated October 8, 2015;
 - c. Order, dated February 4, 2016;
 - d. Order/Form 4, dated April 22, 2016;
 - e. Order/Form 4, dated December 6, 2019; and,
 - f. Order, dated December 16, 2019
- c) Copies of Transcript Request Forms for Court Reporters Dianne Marcengill and Vivian Cross and South Carolina Court Administration Office, and,
- d) Proof of Service of same,

upon The Honorable Jenny Abbott Kitchings, Clerk of Court South Carolina Court of Appeals, at PO Box 11629, Columbia SC 29211, and Respondents, by and through their counsel of record, Mr. Steven M. Krause, Esq. Krause Moorhead & Draisen, P.A., located at 207 E Calhoun St, Anderson, SC 29621, and Mr. Timothy Alan Nowacki, Esq. at Clardy Law Firm, P.A. located at

1001 E Washington St, Greenville, SC 2960, by depositing a copy of same in the United States Mail, postage prepaid, on January 13, 2020.

Anderson, South Carolina
January 13, 2020


Donald L. Smith (SC Bar#6699)
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Attorney for Appellant

FORM 8
LETTER TO THE SUPREME COURT CLERK OF COURT
FILING NOTICE OF APPEAL

January 13, 2020

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

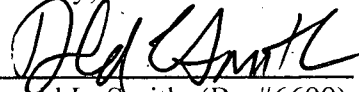
**RE: Donald L. Smith v. J. Kirkman Moorhead, Krause, Moorhead &
Draisen, P.A.**
(In relation to Gregg Battersby v. J. Kirkman Moorhead, et al.
C.A. No. 2015-CP-04-00667)

Dear Honorable Kitchings:

Please find enclosed the following documents for filing:

1. Notice of Appeal;
2. A check amounting to Two Hundred and Fifty Dollars (\$250.00) as filing fee;
3. Copies of Judge R. Lawton McIntosh's challenged Orders in the case of Gregg Battersby v. J. Kirkman Moorhead, et al., C.A. No. 2015-CP-04-00667:
 - a. Order, dated July 10, 2015;
 - b. Order/Form 4 dated October 8, 2015;
 - c. Order, dated February 4, 2016;
 - d. Order/Form 4, dated April 22, 2016;
 - e. Order/Form 4, dated December 6, 2019; and,
 - f. Order, dated December 16, 2019.
4. Copies of Transcript Request Forms submitted to Court Reporters Vivian Cross and Dianne Marcengill and the Office of Court Administration, and,
5. Proof of Service.

Sincerely,



Donald L. Smith, (Bar#6699)

122 N. Main Street

Anderson SC 29621

Telephone: (864) 642-9284

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attorneydonaldsmith@gmail.com

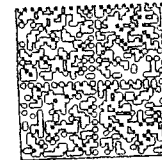
Attorney for Appellant

Cc:

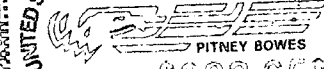
Mr. Steven M. Krause, Esq.

Mr. Timothy Alan Nowacki, Esq.

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JAN 16 2020
SC Court of Appeals



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Attorney Office of Donald Smith
122 N. Main Street,
Anderson, SC 29621

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SC Court of Appeals

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