

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

Charles B. Simmons, Jr., Master In Equity

Case No. 2018-CP-23-05191

RECEIVED

Sep 02 2020

SC Court of Appeals

Richard Joseph Rogozinski.....Respondent,

v.

County of Greenville and City of Simpsonville,

OF WHOM

City of Simpsonville isAppellant

PROOF OF SERVICE

I certify that the Notice of Appeal was electronically served on Clayton L. Jennings, Attorney for Respondent, and Boyd B. Nicholson, Jr., Attorney for the County of Greenville by e-filing the Notice of Intent to Appeal with the Clerk of Court of Greenville County as is shown on the attached Notice of Electronic filing on the date shown on the notice. In addition, a copy was emailed to Clayton L. Jennings addressed to clayton@jenningslawfirm.com and to Boyd B. Nicholson, Jr. addressed to nnicholson@hsblawfirm.com on September 2, 2020.

September 2, 2020

s/ David W. Holmes
David W. Holmes
SC Bar Number: 002577
HOLMES LAW FIRM
712 North Main Street
Greenville, SC 29609
Telephone: (864) 271-2381

Certificate of Electronic Notification

Recipients

Boyd Nicholson - Notification transmitted on 08-26-2020 12:33:09 PM.

Jonathan Klett - Notification transmitted on 08-26-2020 12:33:09 PM.

David Holmes - Notification transmitted on 08-26-2020 12:33:09 PM.

Clayton Jennings - Notification transmitted on 08-26-2020 12:33:09 PM.

***** IMPORTANT NOTICE - READ THIS INFORMATION *****

NOTICE OF ELECTRONIC FILING [NEF]

-

A filing has been submitted to the court RE: 2018CP2305191

Official File Stamp: 08-26-2020 12:32:53 PM

Court: CIRCUIT COURT

Common Pleas

Greenville

Case Caption: Richard Joseph Rogozinski vs. Greenville County
Of , defendant, et al

Document(s) Submitted: Appeal/Notice of Appeal to Court of Appeals

Filed by or on behalf of: David W. Holmes

This notice was automatically generated by the Court's auto-notification system.

-

The following people were served electronically:

Boyd Benjamin Nicholson, Jr. for Greenville
County Of

David W. Holmes for Simpsonville City Of

Clayton L. Jennings for Richard Joseph
Rogozinski

Jonathan David Klett for Greenville County Of

The following people have not been served electronically by the Court. Therefore, they must be served by traditional means:

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

Charles B. Simmons, Jr., Master In Equity

Case No. 2018-CP-23-05191

Richard Joseph Rogozinski.....Respondent,

v.

County of Greenville and City of Simpsonville,

OF WHOM

City of Simpsonville isAppellant

NOTICE OF APPEAL

The City of Simpsonville (hereinafter “Appellant”) does hereby give notice of intent to appeal from the orders filed on July 7, 2020, and August 14, 2020. Appellant received written notice of the entry of these orders on the dates of the filing of each.

August 26, 2020

s/ David W. Holmes
David W. Holmes
SC Bar Number: 002577
HOLMES LAW FIRM
712 North Main Street
Greenville, SC 29609
Telephone: (864) 271-2381

Other Counsel of Record:

Clayton L. Jennings
S.C. Bar # 68284
1151 E. Washington St.
Greenville, South Carolina 29601
(864) 239-0055
Attorney for Respondent

Boyd B. Nicholson, Jr.
S.C. Bar No. 65387
Post Office Box 2048 Greenville, SC
29602
(864) 240-3247
Attorney for County of Greenville

Subject: Rogozinski v. City of Simpsonville, County fo Greenville
Date: Wednesday, September 2, 2020 at 11:23:50 AM Eastern Daylight Time
From: David Holmes
To: Clayton Jennings
CC: Boyd Nicholson
Attachments: 9-2-2020 Ltr Clerk of Court.pdf, Proof of Service.pdf, Masters Order 7-7-2020.pdf, 8-14-2020 Order on Motion to Reconsider.pdf, Notice of Intent to Appeal - Filed.pdf

Gentlemen:

Attached is a letter I am sending to the Clerk of the Court of Appeals in the above case. Also attached is a copy of the filed Notice of Intent to Appeal. I provided the court with a copy of the NEF where each of you were provided notice of the filing of the appeal, but apparently that was not sufficient.

Please let me know if there are any questions.

David W. Holmes

Holmes Law Firm
712 N. Main Street
Greenville, SC 29609
Tel.: 864.271.2381
Fax: 864.751.9484

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by a lawyer. It may contain information that is confidential, privileged, proprietary, or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy or disseminate this message, any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

Nothing in this message is intended to constitute an Electronic signature for purposes of the Uniform Electronic Transactions Act (UETA) or the Electronic Signatures in Global and National Commerce Act ("E-Sign") unless a specific statement to the contrary is included in this message.

HOLMES LAW FIRM
712 NORTH MAIN STREET
GREENVILLE, SOUTH CAROLINA 29609

DAVID W. HOLMES
Writer's email: davidholmes@holmes-law.com

Tel. 864.271.2381
Fax. 864.751.9484

September 2, 2020

Via Electronic Filing Only

V. Claire Allen
Chief Deputy Clerk
South Carolina Court of Appeals
PO Box 11629
Columbia, SC 29211

RECEIVED
Sep 02 2020
SC Court of Appeals

RE: Richard Rogozinski v. City of Simpsonville
Appellate Case No. 2020-001188

Ms. Allen:

E-filed simultaneously with this letter is the Proof of Service and a copy of the Order dated July 7, 2020 and the Order dated August 14, 2020, the orders from which this appeal is taken.

Separately, I am mailing a check for \$250.00 in payment of the filing fee. When I spoke to someone on your office prior to filing the appeal, I was informed that since the Appellant is a government entity, the filing fee would likely not be needed pursuant to Rule 203(d)(1)(B)(iii).

Sincerely,

HOLMES LAW FIRM

s/David W. Holmes
David W. Holmes

DWH/me

cc: Clayton L. Jennings via email only
Boyd B. Nicholson, Jr., via email only