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April 11, 2013

Clerk South Carolina Court of Appeals
Attn: Clerk of Court Jenny Abbott Kitchings
Attn: Deputy Clerk V. Claire Allen
1015 Sumter Street
Columbia, South Carolina (SC) 29201
Post Office Box 11629
Columbia, South Carolina (SC) 29211

RE: CitiMortgage, Inc. v. Gerald L. Ballew
Appellate Case. No. 2012-213530

Dear Clerk V. Claire Allen:

I. As reported, as to Mr. Gerald Ballew, I was not his attorney for the eviction, I was copied with the letter as to the hearing, the Court asked if I would sit with Mr. Ballew, but not as his attorney.

- A. I represented Mr. Ballew, for the Foreclosures, and that the Foreclosure was ended (I believe) with a sale of the real estate.
1. The Foreclosure was ended and no appeal was taken as to the Foreclosure,
 2. I was no longer the attorney of record.
 3. Further, there was no issue to appeal.

- II. A. As to Rule 240 that I believe is a filing rule, and,
B. as to Rule 264, (a) I believe that as the Foreclosure ended, without appeal, then
1. I was no longer the attorney of record for the Foreclosure.
 2. Mr. Ballew's action, appeared to be a case as to the eviction?
 3. I was not the attorney for that action.
 4. Even if I were, there was no issue to appeal.

C. A copy of this letter is being sent to Mr. Ballew.

- D. Based on the phone communication, as to the Order of Dismissal, if as the Appeals Court. States
1. I am still Mr. Ballew's Attorney,
 2. I am not able to either agree or not agree as to the Motion for and Order of Dismissal.

Advise promptly in writing. Cordially yours,


James P. O'Connell

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encls as stated
cc as indicated

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SC Court of Appeals