



The South Carolina Court of Appeals

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February 21, 2013

The Honorable Lynn W. Lancaster
PO Box 287
Laurens SC 29360-0287

REMITTITUR

Re: National Healthcare v. Anderson, W.
Lower Court Case No. 2009CP3000565
Appellate Case No. 2011-196646

Dear Clerk of Court:

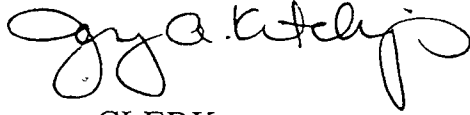
This appeal was dismissed on October 7, 2011, for Appellant's failure to timely file the notice of appeal and failure to provide a copy of the order on appeal. Appellant cured the deficiencies and the appeal was reinstated on October 18, 2011. The appeal was dismissed a second time on March 9, 2012, for Appellant's failure to provide proof of having ordered the transcript. The appeal was remitted to the circuit court on April 20, 2012.

On January 9, 2013, the remittitur was recalled based on counsel Lance Sheek's assertion that he had not been served with a copy of the order dismissing the appeal. Since that date, Mr. Sheek has not moved to reinstate the appeal or cure the deficiencies which resulted in the dismissal of the appeal.

Accordingly, the above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed. Based on the sending of the remittitur, the Court declines to rule upon Respondent's motion to dismiss.

EXHIBIT 1

Very truly yours,

A handwritten signature in cursive script, appearing to read "J. A. Kitchin".

CLERK

Enclosure

cc: Thomas J. Thompson
Christopher Lance Sheek

The South Carolina Court of Appeals

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.

The Hon. W. Reid Cox
Laurens County
Trial Court Case No. 2009-CP-30-00565

ORDER of DISMISSAL

The above entitled case is pending on appeal in this Court. Due to the failure of appellant to provide proof of having ordered the transcript in the above matter, as provided for in Rule 207 of the South Carolina Appellate Court Rules, and as requested by letter dated January 5, 2012,

IT IS ORDERED that the above captioned appeal be and hereby is dismissed. Pursuant to Rule 221(b) of the South Carolina Appellate Court Rules, the remittitur in the case will be sent to the Clerk of Court for Laurens County after fifteen (15) days, exclusive of the date of filing this Order.

BY *V. Claire Allen, Deputy*
CLERK

Columbia, South Carolina

cc: Christopher Lance Sheek, Esquire
Thomas J. Thompson, Esquire

FILED
Warter 3/9/12