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Jan 18 2022

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM YORK COUNTY
Court of Common Pleas

The Honorable Teasa K. Weaver, Master in Equity

Appellate Case No. 2021-001081

Robert H. Sarn,

Appellant

v.

James C. Rhea, III;
City Electric Supply Company,

Respondents.

**TÄSCHNER TEXTILES INDUSTRIES, LLC'S RETURN TO APPELLANT'S MOTION
TO CORRECT CAPTION**

Täschner Textiles Industries, LLC ("TTI"), pursuant to South Carolina Rule of Appellant Procedure 240(e) files this Return ("Return") to Appellant's Motion for Correct Caption ("Motion") and would show as follows:

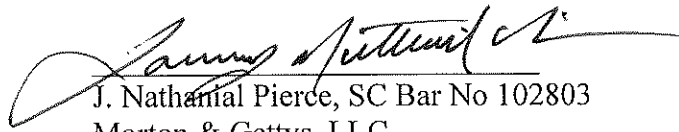
1. By making this Return, TTI does not concede that it is a proper party to this appeal and makes this appearance for the limited purpose of opposing Appellant's Motion.
2. TTI does not consent to the relief requested by Appellant.
3. Appellant filed his Notice of Intent to Appeal on September 25, 2021, specifically noting James C. Rhea, III, and City Electric Supply Company as the Respondents in the appeal and excluding TTI as a respondent.

4. After missing his deadline to file documents reflecting the timely ordering of transcripts, Appellant missed the deadline to file the Initial Brief and Designation of Matter to Be Included in the Record on Appeal and subsequently filed a motion for extension of time. In his Motion for Extension of Time of December 20, 2021, Appellant notes James C. Rhea, III, and City Electric Supply Company as the Respondents in the appeal.
5. On January 14, 2022, Appellant filed his Initial Brief, Designation of Matter to Be Included in the Record on Appeal, specifying James C. Rhea, III, and City Electric Supply Company as the Respondents in the appeal.
6. It was not until January 14, 2022, nearly four months after filing the Notice of Intent to Appeal and after submitting four pleadings to the Court that Appellant now seeks to bring TTI back into these proceedings.
7. If the Court grants Appellant's motion, TTI will be prejudiced. Based on its omission from the Notice of Intent to Appeal and subsequent pleadings, TTI has closed out its file with counsel and has not maintained an active role in the proceedings. The principal of TTI no longer lives in the United States and was not anticipating the continuation of this matter. Finally, TTI will be required to get up to speed and respond to Appellant's Initial Brief and Designation of Matter to Be Included in the Record on Appeal in an unreasonably short period of time.

THEREFORE, TTI prays this Court deny Appellant's Motion to Correct Caption. Further, TTI requests this Court award TTI the attorneys' fees incurred in responding to Appellant's Motion to Correct Caption.

[Signature Block on Following Page]

January 17, 2022



J. Nathaniel Pierce, SC Bar No 102803
Morton & Gettys, LLC
Attorneys for TTI
P.O. Box 707
Rock Hill, SC 29731
803.366.3388
dan.ballou@mortongettys.com
nate.pierce@mortongettys.com

Other Counsel of Record:

John Martin Foster
P.O. Box 106
Rock Hill, South Carolina 29731
Attorney for Appellant

Michael K. Hatch
1028 Tabard Lane
Matthews, North Carolina 28104
Attorney for Respondent CES

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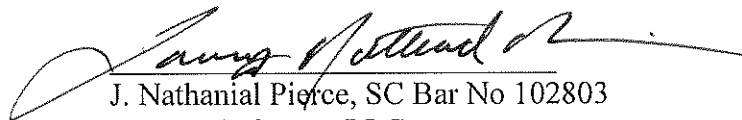
PROOF OF SERVICE

The undersigned certifies that she has served this Return to Appellant's Motion to Correct Caption by depositing a copy of it in the United States Mail, postage prepaid, on January 14, 2022, addressed to its attorneys of record to the below address:

John Martin Foster
P.O. Box 106
Rock Hill, South Carolina 29731

Michael K. Hatch
1028 Tabard Lane
Matthews, North Carolina 28104

January 17, 2022



J. Nathaniel Pierce, SC Bar No 102803
Morton & Gettys, LLC
Attorneys for TTI
P.O. Box 707
Rock Hill, SC 29731
803.366.3388
dan.ballou@mortongettys.com
nate.pierce@mortongettys.com