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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

DeAndrea Gist Benjamin, Circuit Court Judge

Appellate Case No. 2021-000641
Civil Action Case No. 2018-CP-40-06557

Stonington Community Association, Inc., Respondent,

v.

Carl D. Taylor, Jonathan Stevens, Veronica Stevens, Lena M. Bretous, Vickie M. Wise, Gerald Maynard, Lisa Maynard, Reginald Dalton, Donna Dalton, Thomas Lafayette Brown a/k/a Thomas L. Brown, Sharline Brown, Derrick L. Taylor, Gaye S. Taylor, Syrecea Parker, Carolyn L. Austin, Richea G. House, Sr., Gayle D. House, Larkin Hancock, Jr., Katrina Hancock, Jeffery M. Farmer, Kelly S. Farmer, Anthony T. Reddish, Diann Reddish, Joel H. Daley, Syreta L. Daley, Judy Dove, Henry Faison, Dorothy Brisbon, George L. Lawrence, Annette M. Lawrence, Devinci L. Fulton, and John A Francis, Defendants,

Of whom

Carl D. Taylor, Lena M. Bretous, Vickie M. Wise, Gerald Maynard, Lisa Maynard, Derrick L. Taylor, Gaye S. Taylor, Syrecea Parker, Richea G. House, Sr., Gayle D. House, Devinci L. Fulton, and John A. Francis are the Appellants.

PROOF OF SERVICE

I certify that I have served the Final Brief of Respondent and Certificate of Counsel by electronic mail, on June 2, 2022, addressed to the counsel of record at the following addresses:

Jenkins M. Mann, Esquire
Shaun C. Blake, Esquire
Rogers Lewis Jackson Mann & Quinn, LLC
1901 Main Street, Suite 1200
Columbia, SC 29201
Tel.: (803) 256-1268
jmann@rogerslewis.com
sblake@rogerslewis.com

Jonathan D. Waller, Esquire
Angell Molony, LLC
210 Newberry Street, NW
Aiken, SC 29801
jonathan@angellmolony.com

Valerie Garcia Giovanoli
(SC Bar No. 102524)
MCCABE TROTTER & BEVERLY, PC
4500 Fort Jackson Blvd., Suite 250
Columbia, South Carolina 29209
(803) 724-5000
valerie.giovanoli@mccabetrotter.com

s/ Timothy J. Newton
Brent M. Boyd (SC Bar No. 66217)
Timothy J. Newton (SC Bar No. 71640)
MURPHY & GRANTLAND, P.A.
Post Office Box 6648
Columbia, South Carolina 29260
(803) 782-4100
bboyd@murphygrantland.com
tnewton@murphygrantland.com

**Attorneys for Respondent Stonington
Community Association, Inc**

Columbia, South Carolina
June 2, 2022

Tim J. Newton

From: Suzanne Rodriguez
Sent: Thursday, May 26, 2022 11:37 AM
To: ctappfilings@sccourt.org
Cc: Tim J. Newton; Valerie.Giovanoli@mccabetrotter.com; Brent M. Boyd; jonathan@wallergroupsc.com; jmann@rogerslewis.com; sblake@rogerslewis.com; ckrobertson@rogerslewis.com; patricia.reconnu@mccabetrotter.com
Subject: Stonington Community Association, Inc. v. Carl D. Taylor; Appellate Case No.: 2021-000641; (M&G File: 1150-1069)
Attachments: Attachments.html

Citrix Attachments

Expires November 22, 2022

Final Brief of Respondent.pdf	17 MB
letter to Court of Appeals filing Final Brief o...ent.pdf	1.3 MB

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Suzanne Rodriguez uses Citrix Files to share documents securely.

Dear Ms. Kitchings:

Attached please find for filing, Respondent's Final Brief, Certificate of Counsel and Proof of Service.

By copy of this correspondence to the Court, I am serving same to counsel of record.

Thank you.

cc w/encl.

Valerie Garcia Giovanoli, Esquire Valerie.Giovanoli@mccabetrotter.com

Brent M. Boyd, Esquire bboyd@murphygrantland.com

Jonathan D. Waller, Esquire jonathan@wallergroupsc.com

Jenkins M. Mann, Esquire jmann@rogerslewis.com

Shaun C. Blake, Esquire sblake@rogerslewis.com


Murphy & Grantland, P.A.
Suzanne Rodriguez
Legal Assistant to
Phil Florence, Esquire
-and-

Tim Newton, Esquire
Srodriguez@murphygrantland.com
Post Office Box 6648
Columbia, South Carolina 29260
803-782-4100 ext. 1261
803-782-4140 fax
www.murphygrantland.com

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Timothy J. Newton
Direct dial 803-454-1242
tnewton@murphygrantland.com

June 2, 2022

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Jun 02 2022

SC Court of Appeals

VIA EMAIL

ctappfilings@sccourt.org

The Honorable V. Claire Allen
Chief Deputy Clerk
The South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

Re: Stonington Community Association, Inc. v. Carl D. Taylor
Appellate Case No.: 2021-000641

Dear Ms. Allen:

This letter is in response to your correspondence from the Court of Appeals dated June 1, 2022. The letter states that the proof of service accompanying the Final Brief of Respondent failed to comply with Rule 262(c)(3), SCACR and a recent Supreme Court Order, Re: Methods of Electronic Filing & Service Under Rule 262 of the South Carolina Appellate Court Rules, S.C. Sup. Ct. Order dated May 6, 2022. The Court's letter states that the proof of service did not include a copy of the sent e-mail.

The Final Brief was served by e-mail on the Court of Appeals and all counsel on May 26, 2022. A PDF copy of that e-mail is attached. For some unknown reason, the attached Final Brief and cover letter were converted into Citrix attachments when the e-mail was sent. A second e-mail with the requisite PDF attachment was later accepted by this Court for filing. Based upon my review of the Supreme Court Order dated May 6, 2022 and this Court's May 26, 2022 Order, it would seem that re-serving the Brief with the original service e-mail would be sufficient.

However, the Supreme Court's May 6, 2022 is somewhat ambiguous as to who may serve the e-mail. The Order could be read to mean that *only licensed attorneys* may serve documents electronically. If so, this would constitute a significant departure from prior practice.

In an abundance of caution, I am re-serving the brief with an updated proof of service. Since I am personally e-mailing this cover letter along with the filed brief, it is hoped that the requirements of the Supreme Court Order and the Order of this Court will be satisfied. If I am mistaken, clarification is requested as every attempt is being made to comply with these orders.

[Signature page follows]

Respectfully,

Timothy J. Newton

TJN/