

STATE OF SOUTH CAROLINA)
)
 COUNTY OF CHARLESTON)
)
 ROOSEVELT SIMMONS)
 Plaintiff,)
 vs.)
 MASE AND COMPANY LLC et al.)
 Defendant.)

IN THE COURT OF COMMON PLEAS
 NINTH JUDICIAL CIRCUIT
 CASE NO.: 2011-CP-10-1084

**MOTION AND ORDER INFORMATION
 FORM AND COVERSHEET**

Plaintiff's Attorney: Edward A. Bertele, Bar No. 72521 Address: 1812 Pierce Street Charleston SC 29492 Phone: 843-471-2082 Fax 843-471-2082 E-mail: ebertele@msn.com Other: _____	Defendant's Attorney: _____, Bar No. _____ Address: _____ Phone: _____ Fax _____ E-mail: _____ Other: _____
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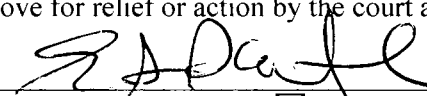
MOTION HEARING REQUESTED (attach written motion and complete SECTIONS I and III)
 FORM MOTION, NO HEARING REQUESTED (complete SECTIONS II and III)
 PROPOSED ORDER/CONSENT ORDER (complete SECTIONS II and III)

SECTION I: Hearing Information

Nature of Motion: _____
 Estimated Time Needed: _____ Court Reporter Needed: YES / NO

SECTION II: Motion/Order Type

Written motion attached
 Form Motion/Order
 I hereby move for relief or action by the court as set forth in the attached proposed order.


 Signature of Attorney for Plaintiff / Defendant

February 12, 2019
 Date submitted

SECTION III: Motion Fee

PAID - AMOUNT: \$ _____
 EXEMPT: (check reason)

Rule to Show Cause in Child or Spousal Support
 Domestic Abuse or Abuse and Neglect
 Indigent Status State Agency v. Indigent Party
 Sexually Violent Predator Act Post-Conviction Relief
 Motion for Stay in Bankruptcy
 Motion for Publication Motion for Execution (Rule 69, SCRPC)
 Proposed order submitted at request of the court; or,
 reduced to writing from motion made in open court per judge's instructions
 Name of Court Reporter: _____
 Other: _____

JUDGE'S SECTION

<input type="checkbox"/> Motion Fee to be paid upon filing of the attached order. <input type="checkbox"/> Other: _____	JUDGE CODE _____ Date: _____
--	---------------------------------

CLERK'S VERIFICATION

Collected by: _____ Date Filed: _____
 MOTION FEE COLLECTED: \$ _____
 CONTESTED - AMOUNT DUE: \$ _____

STATE OF SOUTH CAROLINA)
COUNTY OF CHARLESTON)

IN THE COURT OF COMMON PLEAS
IN THE NINTH JUDICIAL CIRCUIT

ROOSEVELT SIMMONS,)
)
Plaintiff,)

Case No: 2011-CP-10-1084

v.)

MASE and COMPANY, LLC, J. AL CANNON,)
JR., CHARLESTON COUNTY SHERIFF'S)
DEPARTMENT, CHARLESTON COUNTY,)
And CHARLESTON COUNTY REVENUE)
COLLECTIONS DEPARTMENT,)
)
Defendants.)

CONSENT SCHEDULING ORDER

FILED
2019 FEB 20 PM 3:19
JULIE J. AMSTRONG
CLERK OF COURT

The case having previously been dismissed by Order dated June 21, 2013 granting summary judgment as to all Defendants and the Plaintiff having filed a Notice of Appeal and the Court of Appeals by Remittitur dated January 16, 2019 pursuant to its Opinion dated July 18, 2018 reversed in part, remanded the case and directed that further proceedings be conducted as set forth therein; and in view of the nature of the subject matter on remand, the parties hereto are desirous of the opportunity to supplement discovery and to file appropriate motions for the purpose to preparing the matter for trial ; and the matter having been listed on the Jury Trial Roster for February 19, 2019; and it appearing that the interest of justice would be served by continuance of those proceedings in accordance with the schedule set forth herein to which the parties hereto do consent as follows:

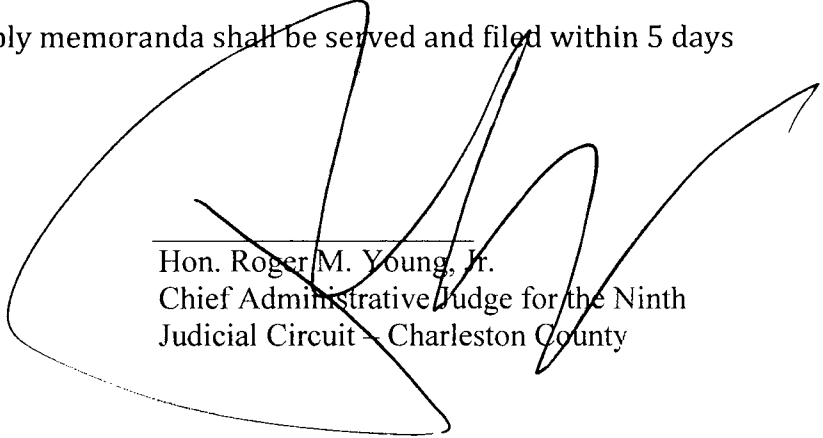
1. The trial of this matter shall be continued and shall not be scheduled for trial before July 1, 2019. The parties may supplement discovery requests and responses as they may deem necessary;
2. The parties shall serve and file all dispositive motions, accompanied by appropriate memoranda in support of such motions, by May 1, 2019 and any opposition and supporting memoranda shall be served and filed within 20 days after service of such motion; any reply memoranda shall be served and filed within 5 days after service of opposition.

It is on this _____ day of February 2019

ORDERED AND ADJUDGED THAT :

1. The trial of this matter shall be continued and shall not be scheduled for trial before July 1, 2019. The parties may supplement discovery requests and responses as they may deem necessary;
2. The parties shall serve and file all dispositive motions, accompanied by appropriate memoranda in support of such motions, by May 1, 2019 and any opposition and supporting memoranda shall be served and filed within 20 days after service of such motion; any reply memoranda shall be served and filed within 5 days after service of opposition.

SO ORDERED



Hon. Roger M. Young, Jr.
Chief Administrative Judge for the Ninth
Judicial Circuit - Charleston County

We consent to the Form
and Entry of the within order

Edward A. Bertele
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Attorney for Plaintiff Roosevelt Simmons

Christopher T. Dorsel
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Senn Legal, LLC
3 Wesley Drive
Charleston, SC 29407
(843) 556-4045
chris@sennlegal.com
Attorney for Charleston County Defendants

Christopher T. Dorsel
by [Signature]

Wendy J. Keefer
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Charleston, SC 29407
(843) 860-1534
wendykeefer@yahoo.com
Attorneys for Defendant Mase and Company, LLC
and its sole member, Charles E. Masencup

Wendy J. Keefer
by EJB

STATE OF SOUTH CAROLINA
COUNTY OF CHARLESTON

IN THE COURT OF COMMON PLEAS
IN THE NINTH JUDICIAL CIRCUIT
CASE NO. 2011CP10-1084

ROOSEVELT SIMMONS)
Plaintiff)
)
Vs.)
)
MASE and COMPANY, LLC,)
J. AL CANNON, JR.,)
CHARLESTON COUNTY)
SHERIFF'S DEPARTMENT,)
CHARLESTON COUNTY,)
CHARLESTON COUNTY)
REVENUE COLLECTIONS)
DEPARTMENT and)
HARRY LONG)
Defendants)

FILED
2019 FEB 20 PM 3:20
JULIE J. ARNSTRONG
CLERK OF COURT

CERTIFICATION OF SERVICE

I hereby certify that a true copy of the Consent Scheduling Order was served upon the defendants' attorneys, Christopher Dorsel, Esq. and Wendy Keefer, Esq. by regular mail postage prepaid at their last known mailing addresses.


Edward A. Bertele, Esq.

February 12, 2019

**EDWARD A. BERTELE, ESQ.
ATTORNEY AT LAW
1812 PIERCE STREET
CHARLESTON, SC 29492
Email: ebertele@msn.com**

Member: SC, NJ & NY bars

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February 12, 2019

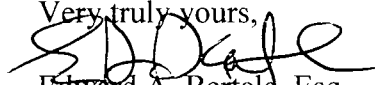
Ms. Julie J. Armstrong
Clerk of the Court
Charleston County Courthouse
100 Broad Street
Charleston, SC 29401

Re: Simmons v. Mase and Co, LLC. et al
Case No. 2011-CP-10-1084

Dear Ms. Armstrong:

Enclosed for filing is a Motion Coversheet and Consent Scheduling Order for the captioned case which has been remanded by the Court of Appeals and a Certification of Service. Please submit to Judge Roger Young for entry. Thank you for your kind assistance in this matter.

Very truly yours,


Edward A. Bertele, Esq.

Encl:

CC: Chris Dorsel, Esq. w enclosure

Wendy Keefer, Esq. “ “