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2012 JUL 11 PM 4:20  
JULIE J. ARMSTRONG  
CLERK OF COURT

IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH CAROLINA

ROOSEVELT SIMMONS )  
Plaintiff )  
Vs. )  
MASE and COMPANY, LLC, )  
J. AL CANNON, JR., SHERIFF OF )  
CHARLESTON COUNTY )  
and )  
CHARLESTON COUNTY )  
Defendants )

Civil Action No: 2:11-cv-00709-RMG

2011-1084

ANSWER OF PLAINTIFF TO  
COUNTERCLAIM OF DEFENDANT  
MASE AND COMPANY, LLC

Plaintiff, Roosevelt Simmons replies to the Counterclaim of defendant, Mase and Company, LLC as follows:

1. Plaintiff denies the allegations of Paragraph 48 of the Answer and Counterclaim of Mase and Company, LLC that its joinder is frivolous or sanctionable.
2. The complaint alleges an invalid sale and transfer of the subject property by the defendant Sheriff of Charleston County to Mase and Company, LLC.
3. As the current record owner of the subject property, Mase and Company, LLC is an indispensable party to the within action.
4. Mase and Company, LLC was properly named as party defendant pursuant to the South Carolina Rules of Civil procedure.
5. Mase and Company, LLC derives its title, if any, to the subject property from the defendant Sheriff of Charleston County, subject to all of the plaintiff's rights, claims and causes of actions against the Sheriff and/or county of Charleston.

Wherefore, Plaintiff demands judgment dismissing the Counterclaim of Mase and Company, LLC and awarding plaintiff costs related thereto.

s/ Edward A. Bertele/

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May, 18, 2011