

THE STATE OF SOUTH CAROLINA
In The SC Court of Appeals

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Aug 24 2022

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

SC Court of Appeals

The Honorable Bentley Price

Case No. 2017-CP-10-05246

RP FALCON PROPERTIES,
LLC, et al.,

Appellants,

v.

GARY KEISLER, INDIVIDUALLY
AND AS CLASS REPRESENTATIVE,
JOHN DOES (1-50) AND JANE DOES (1-50). Respondents

NOTICE OF APPEAL

RP Falcon Properties, LLC (formerly known as JW Homes, LLC); RP Falcon Land, LLC (formerly known as JW Land Investment, LLC); RP Falcon Realty, LLC (formerly known as Wieland Realty, LLC); Residential Partners, LLC; and WS JWH, LLC (collectively “RP Companies”) appeal the following orders of the Honorable Bentley Price: (1) Order Granting Summary Judgment for Defendants Jorge Medina and Jorge Medina a/k/a JMC Construction, LLC a/k/a JMC Construction, Inc. and All Exteriors Construction, LLC dated May 10, 2022 and (2) Order Denying Motion to Reconsider dated July 28, 2022. Appellants received written notice of entry of Order Denying Motion to Reconsider on July 28, 2022. Copies of the subject orders are attached hereto.

s/ Blake A. McKie

Brian C. Duffy (SC I.D. No. 16247)
Blake A. McKie (SC I.D. No. 80198)
DUFFY & YOUNG, LLC
96 Broad Street
Charleston, SC 29401
(843) 720-2044

and

Thomas C. Hildebrand, Jr. (SC I.D. No. 2501)
William Greyson Land (SC I.D. No. 104179)
PARKER POE ADAMS & BERSTEIN, LLP
200 Meeting Street, Suite 301
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Attorneys for Appellants

August 24, 2022
Charleston, South Carolina

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JOHN DOES (1-50) AND JANE DOES (1-50). Respondents

PROOF OF SERVICE

I hereby certify that on the 24th day of August, 2022, I have served the **NOTICE OF APPEAL** on Respondents via U.S. Mail, postage prepaid, and email, and all other parties via email to the following addresses:

John C. Hayes, IV, Esquire Nina E. Meola, Esq. Hayes Law Firm, LLC PO Box 22497 Charleston, SC 29413 jhayes@hayeslaw.org nmeola@hayeslaw.org <i>Attorneys for Respondents</i>	I. Keith McCarty, Esq. McCarty Law Firm, PC 768 St. Andrews Blvd. Charleston, SC 29407 ikeithmccarty@gmail.com <i>Attorneys for Respondents</i>
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<p>Chris Adams, Esquire James L. Williams, Esquire Collins & Lacy, PC PO Box 12487 Columbia, SC 29211 cadams@collinsandlacy.com jwilliams@collinsandlacy.com Attorneys for <i>George Medina, George Medina a/k/a JMC Construction, Inc., a/k/a JMC Construction, LLC and Valencia Medina</i></p>	<p>Stephen P. Hughes, Esquire Howell, Gibson & Hughes, PA PO Box 40 Beaufort, SC 29901 Sphughes@hgpa.com Attorneys for <i>Builders FirstSource-Southeast Group, LLC</i></p>
<p>Jason A. Daigle, Esquire Clement Rivers, LLP PO Box 993 Charleston, SC 29402 jdaigle@yrcrlaw.com Attorneys for <i>Daniel L. Rogers d/b/a Rogers Roofing Co., Inc., n/k/a Dan Rogers Roofing, LLC</i></p>	<p>Kevin W. Mims, Esquire W. Chase McNair, Esquire Luzuriaga Mims, LLP 50 Immigration Street, Suite 200 Charleston, SC 29403 kmims@lmlawllp.com cmcnair@lmlawllp.com Attorneys for <i>AC Construction, Inc.</i></p>
<p>Theodore L. Manos, Esquire Robertson Hollingsworth, et al. 550 King Street, Suite 300 Charleston, SC 29403 tlm@roblaw.net Attorneys for <i>Wieland Defendants and Scott Parker, Doug Pilcher and Michael Cassidy and Neighborhood Management Associates, Inc.</i></p>	<p>Ian W. Freeman, Esquire Walker Gressett Freeman and Linton 66 Hassell Street Charleston, SC 29401 freeman@wgflaw.com Attorney for <i>John Wieland and Middlesex Holdings, LLC</i></p>
<p>James Saxton, Esquire Gordon Rees Scully Mansukhani LLP 40 Calhoun Street, Suite 350 Charleston, SC 29401 jsaxton@grsm.com Attorneys for <i>Paul Vasquez</i></p>	<p>Stephen L. Brown, Esquire Clement Rivers, LLP 25 Calhoun Street, Suite 400 Charleston, SC 29402 sbrown@yrcrlaw.com Attorneys for <i>New Construction Drywall Hanger, LLC f/k/a New Construction Drywall Hanger, Inc.</i></p>

<p>C. Clay Olson, Esquire Gordon Rees Scully Mansukhani LLP 40 Calhoun Street, Suite 350 Charleston, SC 29401 colson@grsm.com <i>Attorneys for Marcus Built</i></p>	<p>Robert C. Calamari, Esquire Donna O. Tillis, Esquire Nelson Mullins Riley & Scarborough LLP PO Box 3939 Myrtle Beach, SC 29578 Bob.calamari@nelsonmullins.com Donna.tillis@nelsonmullins.com <i>Attorneys for YKK (USA) Inc</i></p>
<p>Philip Cristaldi, Esquire Jeff Ross, Esquire Ross & Cristaldi, LLC 863 Coleman Blvd., Ste. B Mt. Pleasant, SC 29464 pcristaldi@rclawsc.com jross@rclawsc.com <i>Attorneys for Builders FirstSource-Southeast Group, LLC</i></p>	<p>Arthur C. Pelzer, Esquire Pelzer Law Firm LLC 266 Meeting Street Charleston, SC 29401 arthur@pelzerlawfirm.com <i>Attorneys for IML Construction LLC</i></p>

s/ Blake A. McKie
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Charleston, South Carolina

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ATTORNEYS AT LAW

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VIA U.S. MAIL & EMAIL

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
PO Box 11629
Columbia, SC 29211
ctappfilings@sccourts.org

RE: Gary Keisler, Individually and as Class Representative, et al. v.
RP Falcon Properties, LLC, et al.
Case No. 2017-CP-10-5246

Dear Ms. Kitchings:

Enclosed please find for filing a Notice of Appeal and Proof of Service of same in connection with the above-captioned matter. Also enclosed is a check in the amount of \$250.00 for the filing fee.

By copy of this letter to the Charleston County Clerk of Court and counsel of record, we are serving them with a copy of the Notice and Proof of Service.

Very truly yours,



Blake A. McKie

BAM/jvp

Enclosures

cc (w/Enclosures): The Honorable Julie J. Armstrong (*via hand delivery*)
Keith McCarty, Esquire – Counsel for Respondents (*via U.S. mail & email*)
John Hayes, IV, Esquire – Counsel for Respondents (*via U.S. mail & email*)
Nina E. Meola, Esquire – Counsel for Respondents (*via U.S. mail & email*)
All other counsel of record (*via email*)