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IN THE STATE OF SOUTH CAROLINA

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In the Court of Appeals

NOV 14 2022

SC Court of Appeals

APPEAL FROM OCONEE COUNTY
Court of Common Pleas

R. Lawton McIntosh, Circuit Court Judge

Civil Action No.: 2009-CP-37-0652

Paul W Hund, III, Joan W Davenport, Michael Furnari, Donna
Furnari, Jessy B Grasso, Nancy E Grasso, Robert P Hayes, Lucy H
Hayes, Ty Hix, Jennifer D Hix, Ruth E Isaac, Michael D Plourde,
Mary Lou Plourde, Carol C Pope, Steven B Taylor, Bette J Taylor,
Robert White, Stoneledge at Lake Keowee Owners' Association,
Inc., Plaintiffs (Respondent),

v.

IMK Development Co., LLC, Marick Home Builders, LLC, and
Rick Thoennes, Defendants (Appellants),

Of which

Marick Home Builders, LLC and Rick Thoennes are Appellants.

NOTICE OF APPEAL

Marick Home Builders, LLC, and Rick Thoennes (Appellants) appeal the Order of the
Honorable R. Lawton McIntosh dated September 21, 2022, attached hereto as "Exhibit A",
denying Appellants' Petition for Post Judgment Settlement, as well as the Order of the
Honorable R. Lawton McIntosh dated October 10, 2022, attached hereto as "Exhibit B", denying
the Appellants' Motion to Reconsider the Court's Order Denying the Petition for Post Judgment
Settlement. Notice of this order was received by Appellants on October 10, 2022, via the
electronic filing system. Appellants have requested and received the transcript of record.

Respectfully submitted,

By: *s/ Stacey P. Canaday*

Stacey P. Canaday (SC Bar No. 68805)

Erin D. Dean (SC Bar No. 65320)

TUPPER GRIMSLEY DEAN & CANADAY, PA

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*Attorneys for Appellants Marick Home Builders, LLC and
Rick Thoennes*

November 8, 2022

Beaufort, South Carolina

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IMK Development Co., LLC, Marick Home Builders, LLC, and
Rick Thoennes, Defendants (Appellants),

Of which

Marick Home Builders, LLC and Rick Thoennes are APPELLANTS.

PROOF OF SERVICE

The undersigned, Stacey P. Canaday of Tupper Grimsley Dean & Canaday, PA, Attorney for Appellants *Marick Home Builders, LLC, and Rick Thoennes*, hereby avers that on the 8th day of November 2022, a true and accurate copy of this **Notice of Appeal** was served via electronic mail using the email addresses listed in the Attorney Information System as follows:

Mr. Robert T. Lyles, Jr.
Lyles & Associates, LLC
1037 Chuck Dawley Blvd.
Suite G-100
Mt. Pleasant, SC 29464
rtl@lylesfirm.com
(843) 577-7730

Attorney for Paul W Hund, III, Joan W Davenport, Michael Furnari, Donna Furnari, Jessy B Grasso, Nancy E Grasso, Robert P Hayes, Lucy H Hayes, Ty Hix, Jennifer D Hix, Ruth E Isaac, Michael D Plourde, Mary Lou Plourde, Carol C Pope, Steven B Taylor, Bette J Taylor, Robert White, Stoneledge at Lake Keowee Owners' Association, Inc.

By: *s/ Stacey P. Canaday*
Stacey P. Canaday (SC Bar No. 68805)
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Attorneys for Appellants Marick Home Builders, LLC and Rick Thoennes

November 8, 2022
Beaufort, South Carolina



TUPPER, GRIMSLEY, DEAN & CANADAY

ATTORNEYS AT LAW

November 8, 2022

VIA EMAIL and US MAIL

J. Abbot Kitchings
S.C. Court of Appeals Clerk of Court
PO Box 11629
Columbia, SC 29211
ctappfilings@sccourts.org

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SC Court of Appeals

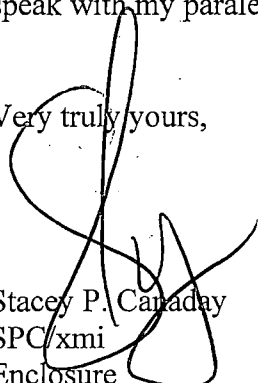
RE: Stoneledge at Lake Keowee Owners' Association, Inc., et al. vs. Marick Home Builders, LLC, et al.
Civil Action No.: 2009-CP-37-0652
Our File No.: 600.1382

Dear Ms. Kitchings:

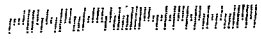
Please find enclosed for filing our Notice of Appeal and Proof of Service, regarding the above-referenced matter. Also enclosed is our firm's check in the amount of \$250.00 to cover the requisite filing fee.

Should you have any questions, please feel free to contact me. If I am unavailable, please ask to speak with my paralegal, Xiomara Ingram.

Very truly yours,


Stacey P. Canaday
SPC/xmi
Enclosure

cc: All Counsel of Record (via email only)



TUPPER, GRIMSLEY,
DEAN & CANADAY
ATTORNEYS AT LAW

611 BAY STREET | PO BOX 2055 | BEAUFORT, SC 29901

J. Abbot Kitchings
S.C. Court of Appeals Clerk of Court
PO Box 11629
Columbia, SC 29211

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