

RECEIVED

Nov 14 2022

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Joseph M. Strickland, Master In Equity

Case No. 2011-CP-40-02052

Capital Bank, N.A., formerly known as NAFH National Bank,
successor in interest to Carolina National Bank and Trust Company,
and to First National Bank of the South,..... Appellant,

v.

Rosewood Holdings, LLC, D. Christopher Twitty, and
First Citizens Bank and Trust Company, Inc.,..... Defendants,

Of Whom
Rosewood Holdings, LLC and D. Christopher Twitty are Respondents.

NOTICE OF APPEAL

Capital Bank, N.A., formerly known as NAFH National Bank, successor in interest to Carolina National Bank and Trust Company and to First National Bank of the South appeals the order of the Honorable Joseph M. Strickland dated October 12, 2022 and filed October 14, 2022. Appellant received written notice of the entry of the Order on October 14, 2022.

/s/Robert L. Widener
Robert L. Widener, SC Bar #6089
Burr & Forman, LLP
Post Office Box 11390
Columbia, South Carolina 29211
(803) 799-9800

Weyman C. Carter, SC Bar #15255
Burr & Forman, LLP
Post Office Box 447
Greenville, South Carolina 29601
(864) 271-4940

Ben N. Miller, III
McDonald, McKenzie, Rubin, Miller
and Lybrand, LLP
Post Office Box 58
Columbia, South Carolina 29202
(803) 252-0500

November 14, 2022

Attorneys for Appellants

Other Counsel of Record:

Ian D. McVey
Turner Padgett Graham & Laney, P.A.
1901 Main Street, 17th Floor
Columbia, SC 29202
(803) 254-2200

Spencer Andrew Syrett
Post Office Box 7403
Columbia, SC 29202
(803)765-2110

Attorneys for Respondents

RECEIVED

Nov 14 2022

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Joseph M. Strickland, Master-In-Equity

Case No. 2011-CP-40-02052

Capital Bank, N.A., formerly known as NAFH National Bank,
successor in interest to Carolina National Bank and Trust Company,
and to First National Bank of the South,..... Appellant,

v.

Rosewood Holdings, LLC, D. Christopher Twitty, and
First Citizens Bank and Trust Company, Inc.,..... Defendants,

Of Whom
Rosewood Holdings, LLC and D. Christopher Twitty are Respondents.

CERTIFICATE OF SERVICE

I, Ann Shuler, an employee of Burr & Forman LLP and counsel for the Appellant, certify that I
have served the Notice of Appeal on counsel for the Respondents via email and U.S. Mail at the
addresses listed below, on November 14, 2022

Spencer Andrew Syrett
Post Office Box 7403
Columbia, SC 29202
syrettlaw@sc.rr.com

Ian D. McVey
Turner Padget Graham & Laney, P.A.
1901 Main Street, 17th Floor
Columbia, SC 29201
imcvey@turnerpadget.com


Ann Shuler

Columbia, SC

Robert L. Widener
rwidener@burr.com

1221 Main Street
Suite 1800
Columbia, SC 29201

Mailing Address
Post Office Box 11390
Columbia, SC 29211

Office (803) 799-9800
Fax (803) 753-3278

BURR.COM

November 14, 2022

AND HAND DELIVERY
VIA EMAIL (CTAPPFILINGS @sccourts.org)

Honorable Jenny Abbott Kitchings
Clerk of Court
S.C. Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RECEIVED
Nov 14 2022
SC Court of Appeals

Dear Ms. Kitchings:

Attached for filing in your office, please find Capital Bank, N.A.'s Notice of Appeal and Certificate of Service. We are hand-delivering the originals to your office this afternoon, along with the filing fee of \$250.00. We have already received the transcript, and therefore the Initial Brief and Designation of Matter of Appellants is due on December 14, 2022.

Very truly yours,

Burr & Forman LLP



Robert L. Widener

RLW/as

Attachments

cc: Jeanette W. McBride (via e-file)