

RECEIVED

Nov 14 2022

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of Common Pleas

Walton J. McLeod, Circuit Court Judge

Case No. 2021-CP-32-00633

Rene S. Wells and Wilson
Shealy, Jr., as Co-Personal
Representatives of Wilson
Shealy, Sr., Respondents,

v.

David Shealy, Appellant.

Rene Shealy Wells, Wilson
Shealy, Jr., and Mimi Shealy, Respondents,

v.

David Shealy, Appellant.

NOTICE OF APPEAL

David Shealy appeals the Order Granting Summary Judgment in Favor of Plaintiff and Third-Party Defendants of the Honorable Walton J. McLeod dated October 7, 2022. Appellant received written notice of entry of the Order Granting Summary Judgment in Favor of Plaintiff and Third-Party Defendants on October 7, 2022.

November 4, 2022

s/ J. Derrick Jackson
J. Derrick Jackson, SC Bar 15192
Tobias G. Ward, Jr., PA
Post Office Box 50124
Columbia, South Carolina 29250
(803) 709-4200
Attorney for Appellant

Other Counsel of Record:

Richard R. Gleissner, Esquire
Gleissner Law Firm, L.L.C.
1237 Gadsden Street, Suite 200A
Columbia, South Carolina 29201
(803) 787-0505
Attorney for Respondent Plaintiff

Eric S. Bland, Esquire
Bland Richter, LLP
Post Office Box 72
Columbia, South Carolina 29202
(803) 256-9664
Attorney for Respondent Third-Party Defendants

RECEIVED

Nov 14 2022

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of Common Pleas

Walton J. McLeod, Circuit Court Judge

Case No. 2021-CP-32-00633

Rene S. Wells and Wilson
Shealy, Jr., as Co-Personal
Representatives of Wilson
Shealy, Sr., Respondents,

v.

David Shealy, Appellant.

Rene Shealy Wells, Wilson
Shealy, Jr., and Mimi Shealy, Respondents,

v.

David Shealy, Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on the Respondents by email and by depositing copies of it in the United States Mail, postage prepaid, on November 4, 2022, addressed to their attorneys of record as follows:

Richard R. Gleissner, Esquire
Gleissner Law Firm, L.L.C.
1237 Gadsden Street, Suite 200A
Columbia, South Carolina 29201
Attorney for Respondent Plaintiff

Eric S. Bland, Esquire
Bland Richter, LLP
Post Office Box 72
Columbia, South Carolina 29202
Attorney for Respondent Third Party Defendants

(Signature on the following page)

November 4, 2022

s/ J. Derrick Jackson
J. Derrick Jackson
Tobias G. Ward, Jr., PA
Post Office Box 50124
Columbia, South Carolina 29250
(803) 709-4200
Attorney for Appellant

From: dj tobywardlaw.com
Sent: Friday, November 4, 2022 12:02 PM
To: rick@gleissnerlaw.com; 'Eric S. Bland'
Cc: Toby Ward; William Plumides
Subject: Shealy vs Shealy et. al. 2021-CP-32-00633
Attachments: 2022-11-04 ltr service.pdf; Shealy Notice of Appeal.pdf; 2022-10-07 Order Granting Summary Judgment.pdf

Gentlemen:

Attached and served upon you as counsel for the Plaintiff and Third-Party Defendants is David Shealy's Notice of Appeal and the Order Granting Summary Judgment being appealed. A copy is also being served on you by mail along with proof of service.

/s Derrick Jackson

J. Derrick Jackson
Tobias G. Ward, Jr. PA
Post Office Box 50124
Columbia, SC 29250
(803) 708-4200 (Phone)
(803) 403-8754 (Fax)
dj@tobywardlaw.com

Notice: This communication, including attachments, may contain information that is confidential and protected by the attorney/client or other privileges. It constitutes non-public information intended to be conveyed only to the designated recipient(s). If the reader or recipient of this communication is not the intended recipient, an employee or agent of the intended recipient who is responsible for delivering it to the intended recipient, or you believe that you have received this communication in error, please notify the sender immediately by return e-mail or phone (803) 708-4200 and promptly delete this e-mail, including attachments without reading or saving them in any manner. The unauthorized use, dissemination, distribution, or reproduction of this e-mail, including attachments, is prohibited and may be unlawful. Receipt by anyone other than the intended recipient(s) is not a waiver of any attorney/client or other privilege.

TOBIAS G. WARD, JR., PA
— ATTORNEYS AT LAW —

TOBIAS G. WARD, JR.
tw@tobywardlaw.com

November 14, 2022

J. DERRICK JACKSON
dj@tobywardlaw.com

Via Email Only

South Carolina Court of Appeals
Attn: Jenny Abbott Kitchings, Clerk of Court
1220 Senate St
Columbia, SC 29201

RECEIVED

Nov 14 2022

SC Court of Appeals

RE: Rene S. Wells et. al. vs David Shealy vs. Rene S. Wells et. al.

Dear Ms. Kitchings:

Attached for filing are copies of the following:

- 1) Notice of Appeal;
- 2) Order Granting Summary Judgment dated October 7, 2022 by the Honorable Walton J. McLeod;
- 3) Proof of Service of Notice of Appeal;
- 4) Copies of Transcript Request by Email.

We will forward the required filing fee within five (5) days as provided by rule.

Please note that in reviewing the matter, I see that I inadvertently reversed the order of the parties in the Third-Party Complaint, which should have David Shealy listed first (lower caption) as shown on the order granting summary judgment.

Respectfully submitted,

TOBIAS G. WARD, JR., PA

s/J. Derrick Jackson