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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM DORCHESTER COUNTY
Court of Common Pleas
Maite D. Murphy, Circuit Court Judge

Case No. 2019-001719

Innovative Waste Management Inc., Respondent,

v.

Crest Energy Partners, GP, LLC, Dunhill Products GP, LLC, Henry Wuertz, Innovative Waste Management, Inc., Crest Energy Partners LP, Dunhill Products LP, Edward H. Girardeau, C. Russ Lloyd, Defendants, Of Whom,

Crest Energy Partners GP, LLC, Crest Energy Partners LP, Dunhill Products, LP, and Henry Wuertz, are the Appellants.

APPELLANTS' MOTION TO AMEND NOTICE OF APPEAL

COME NOW APPELLANTS, through undersigned counsel, who hereby moves this Honorable Court for an Order allowing the Notice on Appeal to be Amended to correct a Scrivener's error that resulted in the deletion of one named party from the Appeal. The proposed Amended Notice of Appeal (without the Original Exhibits) is attached hereto as Exhibit B.

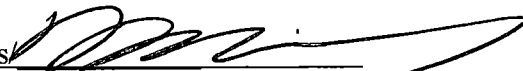
The original Notice of Appeal omitted a single entity named below, Dunhill Products GP, LLC. Presumably, this occurred when the case caption below was altered in attempt to create a caption in compliance with the Appellate Court Rules. The error was not noticed until the undersigned was reviewing the briefs in preparation for participation in Oral Argument. The

addition of Dunhill Products GP, LLC to both the Caption and the both of the Amended Notice of Appeal is the only change.

As noted by the accountant's statement found on page 755 of the Record on Appeal, Dunhill Products GP, LLC is simply the former name of the entity Crest Energy Partners GP, LLC. Therefore, the addition of this Nominal entity would not alter the argument of any party to this Appeal, or the affect of any ruling on the issues presented by the appeal. Moreover, Crest Energy Partners, GP, LLC has ceased operations and has no assets, excepting its interest in the Counterclaim herein. Accordingly, no other party will be prejudiced by this belated amendment, which only serves to ensure that the record of this matter following appeal remains clear.

For these reasons, Appellants respectfully request that this Honorable Court grant leave for the Appellants to file the Amended Notice of Appeal attached hereto as Exhibit B.

RESPECTFULLY SUBMITTED:



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ATTORNEY FOR THE APPELLANTS

December 5, 2022
Charleston, South Carolina

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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APPEAL FROM DORCHESTER COUNTY
Court of Common Pleas

SC Court of Appeals

Maite D. Murphy, Circuit Court Judge

Civil Action No.: 2012-CP-18-1227

Innovative Waste Management Inc., Crest Energy Partners,
LP, Edward Girardeau, Plaintiffs, Of Whom,

Innovative Waste Management, Inc. is the Respondent\,

v.

Crest Energy Partners, GP, LLC, Dunhill Products GP, LLC,
Henry Wuertz, Innovative Waste Management, Inc., Crest
Energy Partners LP, Dunhill Products LP, Edward H.
Girardeau, C. Russ Lloyd, Defendants, Of Whom,

Crest Energy Partners GP, LLC, Dunhill Products GP, LLC,
Crest Energy Partners LP, Dunhill Products, LP, and Henry
Wuertz, are the Respondents.

AMENDED NOTICE OF APPEAL

COMES NOW DEFENDANTS / APPELLANTS Crest Energy Partners GP, LLC,
Crest Energy Partners LP, Dunhill Products GP, LLC, Dunhill Products, LP, and Henry
Wuertz, who hereby give Notice that they Appeal the Order of the Hon. Maite Murphy,
dated October 1, 2019 (Exhibit A), inclusive of the prior Orders of August 1, 2019 (Exhibit

B), inclusive of the Orders dated of June 18, 2019 (Exhibit C) and April 6, 2015 (Exhibit D).

RESPECTFULLY SUBMITTED:

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December 5, 2020