

Exhibit A

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S.C. SUPREME COURT

***** IMPORTANT NOTICE - READ THIS INFORMATION *****

NOTICE OF ELECTRONIC FILING [NEF]

-

A filing has been submitted to the court RE: 2019CP0702629

Official File Stamp: 04-11-2022 01:15:27 PM

Court: CIRCUIT COURT

Common Pleas

Beaufort

Case Caption: Margaret A Eberly , plaintiff, et al VS Advanced Flooring & Design Division Of Isi Llc , defendant, et al

Document(s) Submitted: Appeal/Notice of Appeal to Court of Appeals

- Exhibit/Filing of Exhibits
- Exhibit/Filing of Exhibits

Filed by or on behalf of: Jason Michael Imhoff

This notice was automatically generated by the Court's auto-notification system.

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The following people were served electronically:

Megan Christine White for Huttons Landscapes Inc

Thomas Elihue Dudley, III for D R Horton Inc

Scott Harris Winograd for Lather Construction Inc, Lather Construction Sc Inc

Jason Michael Imhoff for D R Horton Inc

Stacey Patterson Canaday for Valim Construction Llc

Clarke W. DuBose for Professional Drywall & Paint Services Llc

John T. Crawford, Jr. for D R Horton Inc

Michael Lawrence Leech for East Coast Construction Cleanup Corp.

Brent Morris Boyd for Professional Drywall & Paint Services Llc

Benjamin Alexander Crute Traywick for Margaret A Eberly et al

Francis Heyward Grimball for Archer Exteriors Inc

James H. Elliott, Jr. for Archer Exteriors Inc

Alexandra Scott Williams for Margaret A Eberly et al

Emily Gifford Lucey for Huttons Landscapes Inc

Philip Paul Cristaldi, III for Lather Construction Inc, Lather Construction Sc Inc


Jeffrey A Ross for Lather Construction Inc, Lather Construction Sc Inc

The following people have not been served electronically by the Court. Therefore, they must be served by traditional means:


Certificate of Electronic Notification

- Recipients**
- James Elliott - Notification transmitted on 04-11-2022 01:15:43 PM.
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Subject: Received Notice: Your filing, Re: 2019CP0702629 - (100) Constructions - Appeal/Notice of Appeal to Court of Appeals, was received

 **efiledonotreply@sccourts.org** <efiledonotreply@sccourts.org>
to Jason Imhoff, Stephanie Simpson ▾

Mon, Apr 11, 2022, 1:15 PM

 **You are viewing an attached message.** Carl Muller Attorney at Law Mail can't verify the authenticity of attached messages.

To: Jason Michael Imhoff lmhoff@conlaw.com
From: efiledonotreply@sccourts.org
Date: 2022-04-11 13:15:27.133
Subject: Your electronic filing, Re: 2019CP0702629 - (100) Constructions - Appeal/Notice of Appeal to Court of Appeals, was received by CIRCUIT COURT.

Case Number: 2019CP0702629
Case Type: (100) Constructions
Document Type: Appeal/Notice of Appeal to Court of Appeals
Document Type: Exhibit/Filing of Exhibits
Document Type: Exhibit/Filing of Exhibits

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THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM BEAUFORT COUNTY  
Court of Common Pleas

Hon. Bentley D. Price

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CASE NO. 2019-CP-07-02629

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Margaret A. Eberly and Barbara J. Pavelik.....Respondent,

v.

Advanced Flooring & Design Division of ISI, LLC;  
Archer Exteriors, Inc.; Crossroads Enterprises, LLC;  
D.R. Horton, Inc.; East Coast Construction Cleanup Corp.;  
Hutton's Landscapes, Inc.; Lather Construction SC, Inc.;  
Lather Construction, Inc.; Professional Drywall & Paint Services, LLC;  
Professional Exteriors II, LLC; and Valim Construction, LLC.....Defendants

Of Whom

D.R. Horton, Inc.....Appellant.

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**NOTICE OF APPEAL**

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D.R. Horton, Inc. appeals the Order of the Honorable Bentley D. Price granting the Motions for Summary Judgment of Lather Construction and Hutton's Landscapes, Inc filed on March 11, 2022 as well as the Order Denying Defendant D.R. Horton, Inc.'s Motion to Alter or Amend Judgment of the Honorable Bentley D. Price dated and filed March 24, 2022. Counsel for the Respondent received written notice of entry of the Order Denying Defendant D.R. Horton, Inc.'s Motion to Alter or Amend Judgment on March 24, 2022.

s/ Jason M. Imhoff

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Apr 28 2022

SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM BEAUFORT COUNTY  
Court of Common Pleas

Hon. Bentley D. Price

CASE NO. 2019-CP-07-02629

Margaret A. Eberly and Barbara J. Payelik.....Plaintiffs,

v.

Advanced Flooring & Design Division of ISI, LLC;  
Archer Exteriors, Inc.; Crossroads Enterprises, LLC;  
D.R. Horton, Inc.; East Coast Construction Cleanup Corp.;  
Hutton's Landscapes, Inc.; Lather Construction SC, Inc.;  
Lather Construction, Inc.; Professional Drywall & Paint Services, LLC;  
Professional Exteriors II, LLC; and Valim Construction, LLC.....Defendants

Of Whom

D.R. Horton, Inc.....Appellant

Hutton's Landscapes, Inc.; Lather Construction SC, Inc.; and  
Lather Construction, Inc.;.....Respondents.

**AMENDED NOTICE OF APPEAL**

D.R. Horton, Inc. appeals the Order of the Honorable Bentley D. Price granting the Motions for Summary Judgment of Lather Construction and Hutton's Landscapes, Inc filed on March 11, 2022, as well as the Order Denying Defendant D.R. Horton, Inc.'s Motion to Alter or Amend Judgment of the Honorable Bentley D. Price dated and filed March 24, 2022. Counsel for the Respondent received written notice of entry of the Order Denying Defendant D.R. Horton, Inc.'s Motion to Alter or Amend Judgment on March 24, 2022.

s/ Jason M. Imhoff

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SC, Inc.*

Margaret A Eberly et al  
PLAINTIFF(S)

Lather Construction Inc et al  
DEFENDANT(S)

DISPOSITION TYPE (CHECK ONE)

- JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.
- ACTION DISMISSED (CHECK REASON):**  Rule 12(b), SCRPC;  Rule 41(a), SCRPC (Vol. Nonsuit);  Rule 43(k), SCRPC (Settled);  
 Other
- ACTION STRICKEN (CHECK REASON):**  Rule 40(j), SCRPC;  Bankruptcy;  
 Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award;  
 Other
- STAYED DUE TO BANKRUPTCY**
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**  
 Affirmed;  Reversed;  Remanded;  
 Other

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED:  See attached order (formal order to follow)  Statement of Judgment by the Court:

This matter came before the Court as Defendant Hutton's Landscapes, Inc.'s Motion for Summary Judgment on the Cross-Claims of D.R. Horton and Defendant Lather Construction, Inc.'s Joinder in Hutton's Motion for Summary Judgment.

Defendant Hutton's Landscapes, Inc.'s Motion for Summary Judgment on the Cross-Claims of D.R. Horton and Defendant Lather Construction, Inc.'s Joinder in Hutton's Motion for Summary Judgment are granted.

ORDER INFORMATION

This order  ends  does not end the case.

See Page 2 for additional information.

For Clerk of Court Office Use Only

This judgment was electronically entered by the Clerk of Court as reflected on the Electronic Time Stamp, and a copy mailed first class to any party not proceeding in the Electronic Filing System on 03/11/2022 .

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APR 13 2022

SC Court of Appeals

NAMES OF TRADITIONAL FILERS SERVED BY MAIL

ELECTRONICALLY FILED - 2022 Mar 11 3:10 PM - BEAUFORT - COMMON PLEAS - CASE#2019CP0702629



Beaufort Common Pleas

**Case Caption:** Margaret A Eberly , plaintiff, et al VS Advanced Flooring & Design  
Division Of Isi Llc , defendant, et al  
**Case Number:** 2019CP0702629  
**Type:** Order/Electronic Form 4

IT IS SO ORDERED!

/s Hon. Bentley D. Price, Circuit Judge 2766

Electronically signed on 2022-03-11 12:23:59 page 3 of 3

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24