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Dec 07 2022
SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Jean H. Toal, Circuit Court Judge

Case No. 2020-CP-40-02098

Covil Corporation, by and through its duly appointed Receiver Peter D. Protopapas
..... Plaintiff/Respondent,

v.

Pennsylvania National Mutual Casualty Insurance Co. is the Defendant/Appellant.

NOTICE OF APPEAL

Pennsylvania National Mutual Casualty Insurance Co. (“Appellant”) appeals the order dated December 6, 2022 of the Honorable Jean H. Toal denying Appellant’s Motion to Confirm Jury Trial Demand, filed December 7, 2022. *See Exhibit 1.* Appellant received written notice of the lower court’s order denying its motion on December 6, 2022.

(signatures on following page)

Respectfully submitted,

s/Kirby D. Shealy III

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Covil Corporation, by and through its duly appointed Receiver Peter D. Protopapas
..... Plaintiff/Respondent,

v.

Pennsylvania National Mutual Casualty Insurance Co. is the Defendant/Appellant.

PROOF OF SERVICE

I certify that I caused to have served the **Notice of Appeal** by depositing a copy of it in the United States Mail, postage prepaid, on December 7, 2022, addressed to all parties of record, as follows:

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s/ Kirby D. Shealy III
Kirby D. Shealy III
Counsel for Appellant

Exhibit 1



Attorneys at Law

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Florida
Georgia
Louisiana
Mississippi
South Carolina
Tennessee
Texas
Washington, DC

December 7, 2022

Via Electronic Mail: ctappfilings@sccourts.org

The Honorable Jenny Abbott Kitchings
Clerk of Court, Court of Appeals

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RE: Notice of Appeal

Covil Corporation, by and through its duly appointed Receiver Peter D. Protopapas, *Plaintiff/Respondent* v. Pennsylvania National Mutual Casualty Insurance Co., *Defendant/Appellant*.
Case No. 2020-CP-40-002098

Dear Mrs. Kitchings:

I have enclosed for filing a Notice of Appeal. I am simultaneously serving a copy of the Notice on the attorneys for Plaintiff/Respondent as set forth in the Proof of Service. I am also filing the Notice with the Lower Court.

Under separate cover, I will mail the filing fee check.

Thank you for your assistance with this matter.

Sincerely,

s/Kirby D. Shealy III
Kirby D. Shealy III

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SC Court of Appeals

KDS/jas

Enclosure

cc: via U.S. Mail and electronic mail w/encl.

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Shanon N. Peake, Esq.
Austin Tyler Reed, Esq.
Benjamin Hunter Limbaugh, Esq.
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December 7, 2022
Page 2 of 2

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