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Feb 24 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas
Fifteenth Judicial Circuit

The Honorable Daniel Coble,
Circuit Court Judge

CONSOLIDATED CASES:

2019-CP-26-02083 & 2019-CP-26-02152

Gary L. Park and Cynthia Park..... Appellants,

vs.

Scott Barry Gutovitz and Caron Dawn Gutovitz..... Respondents,

NOTICE OF APPEAL

Gary L. Park and Cynthia Park hereby appeal the Orders of the Honorable Daniel Coble dated February 10 & 24, 2023, denying their Motion to Strike Jury Demand & Summary Judgment.

Appellants received written notice of the entry of these Orders on February 10 & 24, 2023.

Respectfully submitted,

**BELLAMY, RUTENBERG, COPELAND,
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February 24, 2022

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FORM 4

STATE OF SOUTH CAROLINA
COUNTY OF Horry
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE
CASE NO. 2019CP2602083

Gary L Park et al
PLAINTIFF(S)

Scott Barry Gutovitz 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), SCRCP; Rule 41(a), SCRCP (Vol. Nonsuit); Rule 43(k), SCRCP (Settled);
 Other
- ACTION STRICKEN (CHECK REASON):** Rule 40(j), SCRCP; 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:

Plaintiff's motion for summary judgment and to strike jury demand is denied.
Plaintiff's motion to exclude proposed expert is denied.
Motion for sanctions is continued.

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 02/10/2023 .

Case Party Info Protected
Cynthia C Park
Gary L Park
Caron Gutovitz
Scott Gutovitz
Case Party Info Protected

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SC Court of Appeals

NAMES OF TRADITIONAL FILERS SERVED BY MAIL

ELECTRONICALLY FILED - 2023 Feb 10 11:43 AM - HORRY - COMMON PLEAS - CASE#2019CP2602083

Court Reporter:

E-Filing Note: The date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgment to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRCP.



Horry Common Pleas

Case Caption: Gary L Park , plaintiff, et al VS Scott Barry Gutovitz , defendant, et al

Case Number: 2019CP2602083

Type: Order/Electronic Form 4

So Ordered

s/ Daniel Coble, 2774

STATE OF SOUTH CAROLINA
COUNTY OF Horry
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE
CASE NO. 2019CP2602152

Scott Gutovitz et al
PLAINTIFF(S)

Gary L Park 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.
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Horry Common Pleas

Case Caption: Scott Gutovitz , plaintiff, et al VS Gary L Park , defendant, et al

Case Number: 2019CP2602152

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So Ordered

s/ Daniel Coble, 2774