

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Deadra L. Jefferson, Circuit Court Judge

CASE Number: 2012-CP-10-4053

Michelle Pollak, Diana Kotlioff, Ric and Dodie Davis,
Robert and Karen Hennessey, Elise Wallace, Peter and
Mary Ann Becker, James and Alexis Bomar,
Marguerite Cappuccio, Edward and Winn Anne
Chewing, Kathy B. Duncan, James and Margaret
Eanes, Peter and Barbara Eule, Edward and Johnnie
Mae Gamble, Morris and Anne Hadden, Robert and
Eileen Hoffman, Norman and anne Hull-Ryde, Alan
and Lisa Issacson, Gary and Diane Jackson, David and
Barbara Johnson, Julia Kelly, Lynda Little, John and
Gail Manzella, Anthony and Jane Povoni, David and
Sharon Raess, Bob and Mary Lee Rhodes, Dodie
Rodgers and Mike Basler, Jason and Anne Marie
Smallwood, Susan Waddington, Joseph and Teresa
Wall, Gloria Wilson, Thomas and Janna Wynne, Anne
Weiss, Hal and Celeste Jordan, Catherine McGinn,
Ron Schiappa, Al and Susan Fasola, Thomas Wolfe,
Mark Faust, Sylvia Faust, Derek Faust, John B.
Mahoney and Temmy B. Mahoney, Michael V. Bertin,
Arnold and Patricia Penuel, Frank and Valerie Smolar,
Burt Treger, Stephen and Catherine McGurk, Matthew
and Jenny Toth, Margie DiCarli, Scott M.
Zimmerman, Art and Kathy Zimmerman, Tom and
Anne Cline, Dale Scott, Joyce M. Karnazes, Alex
Juncu, Murry and Ellen Swartz, Frank L. Fox and
Martha F. Fox, Nick and Vivian Filosa, Arthur A.
Bottone and Jean O. Bottone, Willis E. Shanks and
Anna M. Shanks, George P. Seeley and Seaside Farms
Single Family Homeowners Association.....Appellants

v.

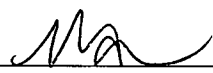
RECEIVED
JUN 14 2013
SC Court of Appeals

Town of Mount Pleasant, Board of Zoning Appeals,
Seaside Farms, and The Beach Company.....Respondents

AMENDED NOTICE OF APPEAL

The Appellants amend their Notice of Appeal to appeal the Order of the Honorable Deadra L. Jefferson dated April 11, 2013. Appellant received Notice of Entry of Judgment April 17, 2013.

June 10, 2013



Melinda A. Lucka
FINKEL LAW FIRM, LLC
Post Office Box 41489
Charleston, South Carolina 29423
Telephone: (843) 576-6306
Facsimile: (843) 577-5135
Attorney for the Appellants

Other Counsel of Record:
Daniel S. McQueeney, Jr., Esq.
PO Drawer 22247
Charleston, South Carolina 29402
Attorney for The Beach Co.

David G. Pagliarini, Esq.
234 Seven Farms Dr. Ste. 300
Daniel Island, SC 29492
Attorney for the Town of Mount Pleasant Board of Zoning Appeals

RECEIVED

JUN 14 2013

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Deadra L. Jefferson, Circuit Court Judge

CASE Number: 2012-CP-10-4053

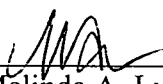
Michelle Pollak, Diana Kotlioff, Ric and Dodie Davis,
Robert and Karen Hennessey, Elise Wallace, Peter and
Mary Ann Becker, James and Alexis Bomar,
Marguerite Cappuccio, Edward and Winn Anne
Chewing, Kathy B. Duncan, James and Margaret
Eanes, Peter and Barbara Eule, Edward and Johnnie
Mae Gamble, Morris and Anne Hadden, Robert and
Eileen Hoffman, Norman and anne Hull-Ryde, Alan
and Lisa Issacson, Gary and Diane Jackson, David and
Barbara Johnson, Julia Kelly, Lynda Little, John and
Gail Manzella, Anthony and Jane Povoni, David and
Sharon Raess, Bob and Mary Lee Rhodes, Dodie
Rodgers and Mike Basler, Jason and Anne Marie
Smallwood, Susan Waddington, Joseph and Teresa
Wall, Gloria Wilson, Thomas and Janna Wynne, Anne
Weiss, Hal and Celeste Jordan, Catherine McGinn,
Ron Schiappa, Al and Susan Fasola, Thomas Wolfe,
Mark Faust, Sylvia Faust, Derek Faust, John B.
Mahoney and Temmy B. Mahoney, Michael V. Bertin,
Arnold and Patricia Penuel, Frank and Valerie Smolar,
Burt Treger, Stephen and Catherine McGurk, Matthew
and Jenny Toth, Margie DiCarli, Scott M.
Zimmerman, Art and Kathy Zimmerman, Tom and
Anne Cline, Dale Scott, Joyce M. Karnazes, Alex
Juncu, Murry and Ellen Swartz, Frank L. Fox and
Martha F. Fox, Nick and Vivian Filosa, Arthur A.
Bottone and Jean O. Bottone, Willis E. Shanks and
Anna M. Shanks, George P. Seeley and Seaside Farms
Single Family Homeowners Association.....Appellants

Town of Mount Pleasant, Board of Zoning Appeals,
Seaside Farms, and The Beach Company.....Respondents

PROOF OF SERVICE

I certify that on the 16th day of May, 2013, I served the Amended Notice of Appeal on Daniel S. McQueeney, Jr., Esq. of Pratt-Thomas Walker, PA, attorney of record for Respondent The Beach Co., and David G. Pagliarini, Esq., of Hinchey, Murray, & Pagliarini, LLC, attorney of record for the Town of Mount Pleasant Board of Zoning Appeals, by depositing a copy in the U.S. Mail, postage prepaid, to their offices at P.O. Drawer 22247 Charleston SC 29402, and 234 Seven Farms Rd. Suite 300 Daniel Island, SC 29492, respectively.

June 10, 2013



Melinda A. Lucka
FINKEL LAW FIRM, LLC
Post Office Box 41489
Charleston, South Carolina 29423
Telephone: (843) 576-6306
Facsimile: (843) 577-5135
Attorney for the Appellants

RECEIVED
JUN 14 2013
SC Court of Appeals

FINKEL LAW FIRM LLC

JENNIFER L. ELLIS, PARALEGAL
JELLIS@FINKELLLAW.COM

REPLY TO:
CHARLESTON LITIGATION

June 10, 2013

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RE: *Michelle Pollak et al. v. Town of Mount Pleasant Board of Zoning Appeals,
Seaside Farms and The Beach Company*
Civil Action No.: 2010-CP-28-1197 – Charleston County Court of Common
Pleas
Our File No.: 52310.45979

Dear Ms. Kitchings:

Enclosed please find an *Amended Notice of Appeal* and the related *Proof of Service* which needs to be filed on connection with the above referenced matter. I have also enclosed two (2) additional copies which we would request that you file-stamp and return in the enclosed envelope.

If you have any questions or concerns, please contact me at your convenience.

With kind personal regards, I am

Sincerely,

Jennifer L. Ellis
Litigation Paralegal

jle
Enclosure

cc: Daniel S. McQueeney, Esq. (w/encl.)
David G. Pagliarini, Esq. (w/encl.)

RECEIVED

JUN 14 2013

SC Court of Appeals

COLUMBIA
1201 Main Street, Suite 1800
Post Office Box 1799 (29202)
Columbia, SC 29201
Tel: (803) 765-2935
Fax: (803) 252-0786

CHARLESTON
Litigation, Real Estate & REO
4000 Faber Place Drive, Suite 450
Post Office Box 41489 (29423)
North Charleston, SC 29405
Tel: (843) 577-5460
Fax: (843) 577-5135

CHARLESTON
Foreclosure
4000 Faber Place Drive, Suite 450
Post Office Box 71727 (29415)
North Charleston, SC 29405
Tel: (843) 577-5460
Fax: (843) 725-0015