


THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM CHESTERFIELD COUNTY  
Court of Common Pleas

The Honorable Paul M. Burch, Circuit Court Judge

Case No. 2011-CP-13-271

RECEIVED  
JUN 14 2013  
SC Court of Appeals

 Auto-Owners Insurance Company,.....Appellant,

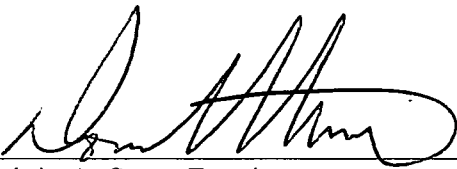
v.

Elouise Woody Benjamin, Melvin Benjamin, Joshua Lee Cail, Naida L. Singleton and Pee Dee Heating and Cooling Specialists, Inc.,.....Respondents.

**NOTICE OF APPEAL**

Auto-Owners Insurance Company appeals the Order of the Honorable Paul M. Burch filed March 23, 2013 granting Defendant's Motion for Summary Judgment. The Parties received notice of the Order on May 14, 2013. Appellant submitted its timely Motion to Alter or Amend pursuant to Rule 52(b) and 59(e), South Carolina Rules of Civil Procedure, on May 16, 2013. The Court denied Appellant's Motion to Alter or Amend on June 3, 2013.

June 12, 2013

By:   
\_\_\_\_\_  
Dominic A. Starr, Esquire  
Alan G. Jones, Esquire  
McANGUS GOUDELOCK & COURIE, L.L.C.  
Post Office Box 1349  
Myrtle Beach, South Carolina 29578  
(843) 848-6000

Attorneys for Appellant

Other Counsel of Record:

William P. Hatfield, Esquire  
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Louis D. Nettles, Esquire  
Folkens Law Firm  
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J. Rufus Bratton, III  
Aiken Bridges Elliott Tyler & Saleeby, P.A.  
Post Office Drawer 1931  
Florence, South Carolina 29503

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Auto-Owners Insurance Company,.....Appellant,

v.

Elouise Woody Benjamin, Melvin Benjamin, Joshua Lee Cail, Naida L. Singleton and Pee Dee Heating and Cooling Specialists, Inc.,..... Respondents.

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**PROOF OF SERVICE**

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I certify that I have served the Notice of Appeal on Elouise Woody Benjamin, Melvin Benjamin, Joshua Lee Cail, Naida L. Singleton and Pee Dee Heating and Cooling Specialists, Inc. by depositing a copy of it in the United States Mail, postage prepaid, on the 13 day of June, 2013 addressed to their attorney of record:

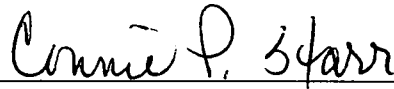
William P. Hatfield, Esquire  
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Florence, South Carolina 29502-6139

and

J. Rufus Bratton, III  
Aiken Bridges Elliott Tyler & Saleeby, P.A.  
Post Office Drawer 1931  
Florence, South Carolina 29503

June 13, 2013



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Connie P. Starr  
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(843) 848-6000

*Attorneys for Appellant*



ATTORNEYS AT LAW

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MYRTLE BEACH

68787 ✓

RECEIVED  
JUN 14 2013  
SC Court of Appeals

June 12, 2013

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

Re: Auto-Owners Insurance Company v. Elouise Woody Benjamin, Melvin Benjamin, Joshua Lee Cail, Naida L. Singleton and Pee Dee Heating and Cooling Specialists, Inc.  
Civil Action No. 2011-CP-13-271  
Claim No.: 72-842-08  
Date of Loss: April 7, 2008  
Our File No.: 20403.09016

Dear Ms. Kitchings:

Enclosed for filing is a Notice of Appeal in the above-referenced matter. Also, enclosed are the following:

1. Proof of Service of the Notice of Appeal on Respondents;
2. Copy of the Order Granting Defendant's Motion for Summary Judgment dated March 23, 2013;
3. Copy of Order Denying Motion to Alter or Amend filed June 3, 2013;
4. Copy of our correspondence to the Chesterfield County Clerk of Court notifying of the appeal; and
5. Check in the amount of \$100.00.

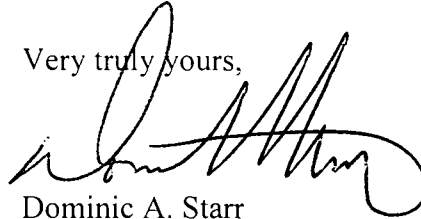
Please file the original documents and return the clocked-in copy in the self-addressed stamped envelope enclosed. By copy of this letter, I am serving counsel of record with the above-referenced Proof of Service and Notice of Appeal.

The trial transcripts were ordered June 12, 2012, however, we have not received them as of this date. It is our understanding that our Initial Brief will be due 30 days from the date of receipt of the transcript.

Letter to Clerk, SCCA  
June 12, 2013

With kind regards, I remain

Very truly yours,

A handwritten signature in black ink, appearing to read "Dominic A. Starr". The signature is fluid and cursive, with a large initial "D" and "S".

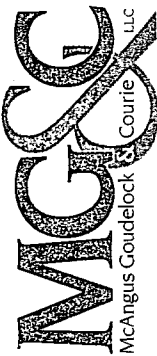
Dominic A. Starr

DAS/mks  
Enclosures

cc: William P. Hatfield, Esquire, The Hyman Law Firm, LLP  
Louis D. Nettles, Folkens Law Firm  
J. Rufus Bratton, III, Aiken Bridges Elliott Tyler & Saleeby, P.A.  
Honorable Faye L. Sellers, Chesterfield County Clerk of Court

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20403.09016 DAS/MKS



ATTORNEYS AT LAW

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The Honorable Jenny Abbott Kitchings  
South Carolina Court of Appeals  
1015 Sumter Street  
Columbia, South Carolina 29201