

99204

NOTICE OF APPEAL IN A CIVIL CASE

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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JUL 03 2023

SC Court of Appeals

APPEAL FROM FLORENCE COUNTY  
Court of Common Pleas

Honorable H. Steven DeBerry, IV, Circuit Court Judge

Case No. 2019-CP-21-03692

Edward Prince, et al.,.....Appellant,

vs.

Windy Hill Volunteer Fire Company, et al.....Respondent.

NOTICE OF APPEAL

Joanna P. Prince and Edward Prince, by and through its undersigned attorneys, appeal:

- a) the Court's Form 4 Order that was entered June 05, 2023 (direct a verdict in favor of the Defendant, South Carolina Department of Transportation only, and dismissing Defendant, Matt Eagan, in his individual capacity);
- b) the jury's verdict in this case as same was based upon the Court's instructions to which Plaintiffs took exception to; and
- c) the Court's Form 4 Order denying Appellants' Post Trial Motions, of the Honorable H. Steven DeBerry, IV dated June 23, 2023.

Copies of the Orders against which this appeal is made are attached hereto as Exhibits A and B, and made part of this Notice by reference.

**Wright, Worley, Pope, Ekster & Moss, PLLC**  
*Attorneys for the Appellant*

*s/Kenneth R. Moss*

June 27, 2023  
North Myrtle Beach, SC

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Kenneth R. Moss, Esquire, SC Bar No. 15520  
George N. Spirakis, Esquire, SC Bar No. 12024  
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PROOF OF SERVICE OF NOTICE OF APPEAL

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PROOF OF SERVICE

I certify that I have served the Notice of Appeal upon Respondent Attorneys, by emailing same and by depositing a copy by depositing copies of it in the United States Mail, postage prepaid, addressed to:

Arthur F. Samuel, III, Esquire  
PO Box Drawer 1931  
Florence, SC 29506  
*Attorney for Department of  
Transportation South Carolina*

Christopher M. Hinnant, Esquire  
720 N. 3<sup>rd</sup> Street, Suite 102  
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*Attorney for Respondents Matt Eagan and  
Windy Hill Volunteer Fire Company*

Christopher M. Kovach, Esquire  
211 King Street, Suite 300  
PO Drawer H  
Charleston, SC 29402  
*Attorney for Respondents Matt Eagan and  
Windy Hill Volunteer Fire Company*

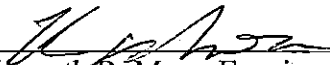
Jay Ritchie Lee, Esquire  
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*Attorney for Grange Insurance Company*

Robert E. Lee, Esquire  
PO Box 1096  
Marion, SC 29571

Richard L. Snyder, Esquire  
2510 Barrett Street  
Columbia, SC 29201

June 28, 2023

**WRIGHT, WORLEY, POPE, EKSTER  
& MOSS, PLLC**  
*Attorneys for Appellants*

  
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MARTHA HENLEY SLEDGE (Retired)

*D.F. McGOUGAN, JR.*  
(1921 - 1994)

OTHER OFFICES  
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WHITEVILLE, NC  
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\*\*licensed in NC & SC  
\*licensed in NC, DC & SC  
\*\*licensed in SC & MO  
\*Of Counsel

June 28, 2023

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SC Court of Appeals

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

RE: Enclosed Notice of Appeal & filing fee  
Johanna Prince and Edward Prince v. Windy Hill Volunteer Fire Company, et al. Case  
Case No. 2019-CP-21-03692  
WWPEM File No.: SC-5705-002

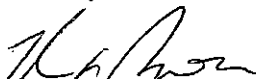
Dear Ms. Kitchings:

Enclosed for filing is a Notice of Appeal in the above case. Also enclosed are the following:

- (1) Proof of service of the notice of appeal upon the respondents.
- (2) A copy of the orders which are to be challenged on appeal.
- (3) A filing fee of \$250.

With best regards, I am

Sincerely,

  
Kenneth R. Moss

KRM/ptw

Enclosure as stated

cc: Arthur F. Samuel, III, Esquire  
Christopher M. Hinnant, Esquire  
Christopher M. Kovach, Esquire  
Jay Ritchie Lee, Esquire  
Robert E. Lee, Esquire  
Richard L. Snyder, Esquire

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