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Jul 10 2023

SC Court of Appeals

**NOTICE OF APPEAL IN A CIVIL CASE
THE STATE OF SOUTH CAROLINA
Court of Common Pleas**

**APPEAL FROM DORCHESTER COUNTY
Court of Common Pleas**

George M. McFaddin, Jr., Circuit Court Judge

Case No. 2021-CP-18-01400

Josue Pineda Orellana, Appellant

v.

Trident Construction, LLC, Respondent

NOTICE OF APPEAL

Josue Pineda Orellana appeals the order of the Honorable George M. McFaddin, Jr., dated June 9, 2023. Appellant received written notice of entry of this order on June 9, 2023.

July 8, 2023

s/ Benjamin A. Parker
Benjamin A. Parker
3045 Ashley Phosphate Rd
North Charleston, SC 29418
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SC Bar No: 100831

ATTORNEY FOR JOSUE PINEDA ORELLANA

Other Counsel of Record:

Jaan G. Rannik

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ATTORNEYS FOR TRIDENT CONSTRUCTION, LLC

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Case No. 2021-CP-18-01400

Josue Pineda Orellana

Appellant,

v.

Trident Construction, LLC,

Respondent

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Dorchester County Court of Common Pleas by electronically filing a copy of same with the Clerk of Court, a filed copy is attached hereto.

July 10, 2023

s/ Benjamin A. Parker
Benjamin A. Parker
3045 Ashley Phosphate Road
N. Charleston, SC 29418
843-552-6011
SC Bar #: 100831
Attorney for Appellant

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ATTORNEYS FOR TRIDENT CONSTRUCTION, LLC

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

JUDGMENT IN A CIVIL CASE

CASE NO. 2021CP1801400

Josue Pineda Orellana
PLAINTIFF(S)

John Doe 1 - 10 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), SCRPC; Rule 41(a), SCRPC (Vol. Nonsuit); Rule 43(k), SCRPC (Settled);
 Other
- ACTION STRICKEN (*CHECK REASON*):** Rule 40(j), SCRPC; 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:

This matter came before the Court on May 18, 2023. I reviewed my notes from the hearing and the memorandums submitted by the parties. I respectfully grant Trident's motion to intervene and deny Plaintiff's motion to amend and substitute. I adopt the arguments made by Trident in their memorandum.

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 05/26/2023 .

Martin Murray Installation Llc
Immaculate Reflections Inc
Cooper River Concrete Llc
Anchor Restoration Contractors Llc
Commercial Interiors Llc
John Doe 1 - 10
Polished Concrete Professionals Of America Inc

NAMES OF TRADITIONAL FILERS SERVED BY MAIL

ELECTRONICALLY FILED - 2023 May 26 1:08 PM - DORCHESTER - COMMON PLEAS - CASE#2021CP1801400
ELECTRONICALLY FILED - 2023 Jul 10 10:04 AM - DORCHESTER - COMMON PLEAS - CASE#2021CP1801400

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), SCRPC.

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Dorchester Common Pleas

Case Caption: Josue Pineda Orellana VS John Doe 1 - 10 , defendant, et al
Case Number: 2021CP1801400
Type: Order/Electronic Form 4

So Ordered

S/George M. McFaddin, Jr., #2759

Electronically signed on 2023-05-26 11:47:19 page 3 of 3

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

JUDGMENT IN A CIVIL CASE

CASE NO. 2021CP1801400

Josue Pineda Orellana
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John Doe 1 - 10 et al
DEFENDANT(S)

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- 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 to Reconsider filed June 5 2023, is respectfully denied.

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 06/09/2023 .

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John Doe 1 - 10
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Dorchester Common Pleas

Case Caption: Josue Pineda Orellana VS John Doe 1 - 10 , defendant, et al

Case Number: 2021CP1801400

Type: Order/Electronic Form 4

So Ordered

S/George M. McFaddin, Jr., #2759

Electronically signed on 2023-06-09 11:50:58 page 3 of 3

ELECTRONICALLY FILED - 2023 Jun 09 11:56 AM - DORCHESTER - COMMON PLEAS - CASE#2021CP1801400
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Appellant,

v.

Trident Construction, LLC,

Respondent

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Trident Construction, LLC by depositing a copy of it in the United States Mail, postage prepaid, on July 10, 2023, to:

Trident Construction, LLC
Timothy K. Kennedy, Registered Agent
2245 Technical Parkway
N. Charleston, SC 29406

Jaan G. Rannik
Clinton T. Magill, Attorneys for Record for Trident Construction, LLC
46A State Street,
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July 10, 2023

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