

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

IN THE COURT OF
COMMON PLEAS
3rd Judicial Circuit – Williamsburg County

R. Ferrell Cothran, Jr., Circuit Court Judge

CASE NOS.: 2018-CP-45-00258 and 2019-CP-45-00193

Appellate Case No. 2023-001087

Bank of Newington,

Appellant,

v.

Williamsburg County Development Corporation, and HBC, Inc.,

Respondents / Cross Appellant.

NOTICE OF CROSS APPEAL

Cross Appellant Williamsburg County Development Corporation (“WCDC”), hereby gives notice of appeal of the orders and judgments entered by this Court, identified as follows:

- (1) Order filed March 13, 2023;
- (2) Amendedⁱ Order filed June 2, 2023; and
- (3) Order Denying (1) Bank of Newington’s Motion for Stay of Enforcement of Order, and (2) Williamsburg County Development Corporation’s Motion to Alter/Amend Judgment, and to Disburse All Funds In Escrow, filed July 25, 2023.

The undersigned counsel certifies that this cross appeal is timely filed within 30 days of receipt of notice of the order(s) and judgement identified above. Specifically, the 2nd order identified above was the result of a Rule 59 motion filed by Appellant Bank of Newington on

March 22, 2023, and the 3rd order identified above was the result, at least in part, of a Rule 59 motion filed by the WCDC on June 12, 2023.

Appellants filed what the undersigned contends was a premature appeal on June 29, 2023. Accordingly, in part, as an abundance of caution, Respondent WCDC hereby timely files its Notice of Cross Appeal within 30 days of the Notice of Appeal filed by Appellant Bank of Newington.

Jenkinson, Kellahan, Thompson & Reynolds, PA

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ATTORNEYS FOR RESPONDENT / CROSS APPELLANT WILLIAMSBURG COUNTY
DEVELOPMENT CORPORATION

Kingstree, South Carolina
July 26, 2023

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Attorney for Appellant Bank of Newington

ⁱ This order amended the Mar. 13, 2023 order, in response to a Rule 59 motion filed by Appellant.

RECEIVED

Jul 27 2023

SC Court of Appeals

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PROOF OF SERVICE

The undersigned hereby certifies that Respondent/Cross Appellant, Williamsburg County Development Corporation's Notice of Cross Appeal, with copies of the orders subject to the appeal, was served on all counsel of record, Williamsburg County Clerk of Court (without orders) and the South Carolina Court of Appeals via e-file, email and/or US Mail on July 27, 2023, as follows:

ctappingfilings@sccourts.org

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
PO Box 11629
Columbia, SC 29211

Williamsburg County Clerk of Court – via e-filing only

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July 27, 2023
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W. E. Jenkinson, III
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Hannah S. Heathcott

*Certified Circuit Court Mediator

July 27, 2023

VIA EMAIL AND US MAIL:

ctappingfilings@sccourts.org

The Honorable Jenny Abbott Kitchings

South Carolina Court of Appeals

PO Box 11629

Columbia, SC 29211

RE: Bank of Newington v. LHSC, Inc., et al.
Case Nos.: 2019-CP-45-00193 and 2018-CP-45-00258

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SC Court of Appeals

Dear Ms. Kitchings,

Please find enclosed herewith the original and one copy of Respondent/Cross Appellant, Williamsburg County Development Corporation's Notice of Cross Appeal along with copies of the orders being appealed, proof of service and our firm's check in the amount of \$250.00 for the filing fee. Please file the attached and return a clocked copy to my office in the enclosed self-addressed stamped envelope.

By copy of this letter to Walker Willcox, attorney for Appellant Bank of Newington, and Wesley D. Few, attorney for the Respondent HBC, Inc. I am serving them with copies of the same.

If you have any questions or need additional information, please do not hesitate to contact me.

Thanking you for your consideration, I am

Very truly yours,

Jenkinson, Kellahan, Thompson & Reynolds, PA



W. E. Jenkinson, III
Email: Billy@jenkinsonlaw.com

WEJ/lis

Cc: Wesley D. Few, Esquire – via email and e-file
Walker H. Willcox, Esquire – via email and e-file
Williamsburg County Clerk of Court – via e-file