

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

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APPEAL FROM LANCASTER COUNTY

JUL 27 2023

Court of Common Pleas

SC Court of Appeals

The Honorable Brian M. Gibbons

Case No.: 2023CP2900022

NETGEAR CAPITAL, INC., ..... Respondent

v.

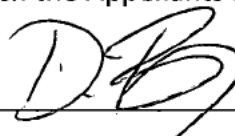
EXPRESS AUTOMOTIVE SALES & RENTAL, LLC, D/B/A EXPRESS AUTOMOTIVE SALES &  
RENTALS, AND VONIS EMORAY WAITERS, ..... Appellant

**NOTICE OF APPEAL**

Express Automotive Sales & Rental, LLC d/b/a Express Automotive Sales & Rentals and Vonis Emoray Waiters, hereby appeal the Order of the Honorable Brian M. Gibbons, a copy of which is attached hereto, dated May 23, 2023 and which the Appellant's received written notice of on May 23, 2023 and the Order Upon Motion for Reconsideration of the Honorable Brian M. Gibbons a copy of which is attached hereto dated June 30, 2023 and which the Appellants received written notice of on June 30, 2023.

Rock Hill, South Carolina

July 27, 2023



D. Bradley Jordan  
S.C. Bar No. 015288  
Jordan Law Firm, PC  
P.O. Box 11785  
Rock Hill, SC 29731  
(803) 817-7999  
Attorney for Appellant

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v.

EXPRESS AUTOMOTIVE SALES & RENTAL, LLC, D/B/A EXPRESS AUTOMOTIVE SALES &  
RENTALS, AND VONIS EMORAY WAITERS, ..... Appellant

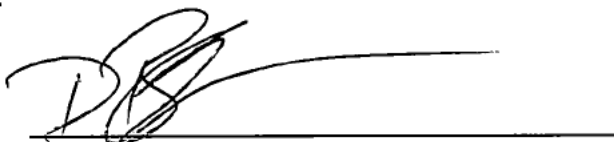
**PROOF OF SERVICE**

I certify that I have served the Appellant's Notice of Appeal by depositing a copy of same, postag prepaid, via overnight delivery on July 27, 2023 addressed to Benjamin E. Grimsley, Esquire, D'Alberto, Graham & Grimsley, LLC, P.O. Box 11682, Columbia, SC 29211

The Appellant received a copy of the Order on May 23, 2023 and a copy of the Order Denying Motion for Reconsideration June 30, 2023.

Rock Hill, South Carolina

July 27, 2023



D. Bradley Jordan  
S.C. Bar No. 015288  
Jordan Law Firm, PC  
P.O. Box 11785  
Rock Hill, SC 29731  
(803) 817-7999

Attorney for Appellant

# Jordan Law Firm, P.C.

Attorneys and Counselors at Law

546 East Main Street  
Post Office Box 11785 (29731)  
Rock Hill, South Carolina 29730  
Telephone: (803) 817-7999  
Fax: (803) 817-9704

*D. Bradley Jordan\**

*\* Licensed in SC & DC*

July 27, 2023

**RECEIVED**

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

JUL 27 2023

SC Court of Appeals

RE: Nextgear Capital, Inc. v. Express Automotive Sales & Rental, LLC, D/B/A  
Express Automotive Sales & Rentals, and Vonis Emoray Waiters  
Case No.: 2023CP2900022

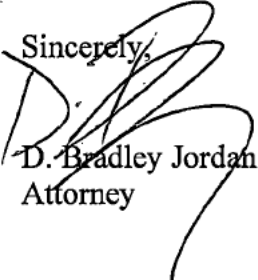
Dear Ms. Kitchings:

Enclosed for filing is a Notice of Appeal in the above matter. We are appealing the Order Denying Defendant's Motion for Relief and the Order Denying Defendant's Motion for Reconsideration. Also enclosed are the following:

1. Proof of Service of the Notice of Appeal;
2. A copy of the Orders which are to be challenged on appeal.
3. A filing fee of \$250.00.

Please provide me with a filed copy of the Notice of Appeal and Proof of Service.

Sincerely,

  
D. Bradley Jordan  
Attorney

cc: Benjamin Grimsley – Attorney for Respondent

# Jordan Law Firm, P.C.

Attorneys and Counselors at Law

546 East Main Street  
Post Office Box 11785 (29731)  
Rock Hill, South Carolina 29730  
Telephone: (803) 817-7999  
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*D. Bradley Jordan\**

*\* Licensed in SC & DC*

July 27, 2023

**RECEIVED**

JUL 27 2023

SC Court of Appeals


The Honorable Jeff Hammond  
Lancaster County Clerk of Court  
101 N. Main Street  
Lancaster, SC 29720

RE: Nextgear Capital, Inc. v. Express Automotive Sales & Rental, LLC, D/B/A  
Express Automotive Sales & Rentals, and Vonis Emoray Waiters  
Case No.: 2023CP2900022

Dear Mr. Hammond:

I enclose an original and one copy of a Notice of Appeal in the above captioned matter.  
By copy of this letter, we are serving the Respondent.

Sincerely,

  
D. Bradley Jordan  
Attorney

cc: Benjamin Grimsley – Attorney for Respondent