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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM YORK COUNTY
Court of Common Pleas

Daniel D. Hall, Circuit Court Judge

Case No: 2019-CP-46-02090

Sherry Killian Duncan, Appellant,

v.

Gurdip S. Gill a/k/a Gary Gurdip a/k/a Gary Gurdip Gill, Respondent.

NOTICE OF APPEAL

Plaintiff/Appellant files this Notice of Appeal in regard to the attached Orders received on or about July 12, 2023 and August 7, 2023. The first attached Order is the Order Granting the Defendant's Motion for a Directed Verdict signed by Judge Daniel D. Hall and filed with the clerk of court on July 12, 2023. The second attached Order is the Order Denying the Plaintiff's Motion for Reconsideration under Rule 59 and Relief from Judgment under Rule 60 of the South Carolina Rules of Civil Procedure signed by Judge Daniel D. Hall and filed with the clerk of court on August 07, 2023.



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Attorneys for Appellant, Sherry Duncan

Columbia, South Carolina
September 1, 2023

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PROOF OF SERVICE

I certify that I have served the Notice of Appeal on the Respondent via email and by depositing a copy of it in the United States Mail, postage prepaid, on September 1, 2023, addressed to its attorneys of record as follows:

Daniel D'Agostino , Esquire
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Richard R. Gleissner
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(803) 787-0505
Attorneys for the Appellant, Sherry Duncan

Dated: September 1, 2023

Sherry Killian Duncan
PLAINTIFF(S)

Gurdip S Gill 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:

The court granted Directed Verdict for the Defendant on all causes of action at the close of Plaintiff's case.

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 07/12/2023 .

Richard R. Gleissner for Sherry Killian Duncan
Daniel Dominic D'Agostino for Gurdip S Gill, Gary Gurdip, Gary Gurdip Gill

NAMES OF TRADITIONAL FILERS SERVED BY MAIL

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), SCRCP.

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York Common Pleas

Case Caption: Sherry Killian Duncan VS Gary Gill Gurdip , defendant, et al

Case Number: 2019CP4602090

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So Ordered

s/Daniel D. Hall 2753

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Sherry Killian Duncan
PLAINTIFF(S)

Gurdip S Gill et al
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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:

After careful consideration, Plaintiff's Motion For Reconsideration of the Court's Order Granting Defendant's Directed Verdict Motion And Motion For A New Trial Pursuant to SCRPC Rule 59 is 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 08/07/2023 .

NAMES OF TRADITIONAL FILERS SERVED BY MAIL

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), SCRCF.

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York Common Pleas

Case Caption: Sherry Killian Duncan VS Gary Gill Gurdip , defendant, et al

Case Number: 2019CP4602090

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So Ordered

s/Daniel D. Hall 2753

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