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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM Horry COUNTY
Court of Common Pleas

Honorable Benjamin H. Culbertson, Circuit Court Judge

Case No. 2023-CP-26-00045

Suzanne N. Norton, Individually, Kenneth R. Norton, Individually, Suzanne N. Norton, as Trustee of the Suzanne N. Norton Living Trust dated May 8, 2012, and Kenneth R. Norton, as Trustee of the Kenneth R. Norton Living Trust dated May 8, 2014,
.....Appellants

v.

Tidewater Plantation Community Association, Inc., and Tidewater Plantation Community Association Design Review Board,
.....Respondents.

NOTICE OF APPEAL

YOU WILL PLEASE TAKE NOTICE THAT the Appellants, Suzanne N. Norton, Individually, Kenneth R. Norton, Individually, Suzanne N. Norton, as Trustee of the Suzanne N. Norton Living Trust dated May 8, 2012, and Kenneth R. Norton, as Trustee of the Kenneth R. Norton Living Trust dated May 8, 2014, hereby appeal the following Orders of the Circuit Court:

1. Order on Defendants Tidewater Plantation Community Association, Inc.’ Tidewater Plantation Community Association Design Review Board, and J.D. Jeffers’ Motions to Dismiss Plaintiffs’ Amended Complaint electronically filed on July 23, 2023.
2. The Order of the Honorable Benjamin H. Culbertson, Denying Plaintiffs’ Motion for Reconsideration electronically filed on September 6, 2023.

/s/ Howell V. Bellamy, III

Howell V. Bellamy, III, (SC Bar # 66575)
BELLAMY, RUTENBERG, COPELAND,
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Attorneys for Respondents Tidewater Plantation Community Association, Inc., and Tidewater Plantation Community Association Design Review Board

Myrtle Beach, SC

October 3, 2023

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PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Respondents Tidewater Plantation Community Association, Inc, and Tidewater Plantation Community Association Design Review Board, by depositing a copy of it in the United States mail, postage prepaid, on October 3, 2023, addressed to their attorney of record, Taylor Leigh Cary and Douglas Walker MacKelcan III, Copeland, Stair, Valz & Lovell, LLP, 40 Calhoun Street, Suite 400, Charleston, SC 29401.

/s/ Howell V. Bellamy, III
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