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Oct 04 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

Bentley D. Price, Circuit Court Judge

Case No. 2020-CP-10-04076

IBYDIT, LLC, 1537 Ben Sawyer Blvd., LLC, Curt Nesbitt, Richard M. McColl, East Islands Real Estate, Inc., and Ashley Haynes, Individually and as an Agent of East Islands Real Estate, Inc.,..... Respondents

v.

Atlantic International, Inc. d/b/a Coldwell Banker Commercial Atlantic, John W. True, and Aaron B. Rowley,..... Appellants

NOTICE OF APPEAL

Atlantic International, Inc. d/b/a Coldwell Banker Commercial Atlantic, John W. True, and Aaron B. Rowley appeal the order granting Summary Judgment of the Honorable Bentley D. Price dated September 07, 2023. Appellant received written notice of entry of this Order on September 07, 2023.

October 2, 2023



Hal E. Cobb, Esq.  
Cobb Dill & Hammett, LLC  
222 W. Coleman Blvd.,  
Mt. Pleasant, SC 29464  
843-936-6673  
[hcobb@cdhlawfirm.com](mailto:hcobb@cdhlawfirm.com)  
Attorney for Appellants

ELECTRONICALLY FILED - 2023 Oct 03 3:42 PM - CHARLESTON - COMMON PLEAS - CASE#2020CP1004076

Other Counsels of Record:

Steve R. Kropski, Esq.

[Steve.kropski@earhartoverstreet.com](mailto:Steve.kropski@earhartoverstreet.com)

*Attorney for Defendants East Islands Real Estate, Inc., and Ashley Haynes*

Ellis Lesemann

[erl@lalawsc.com](mailto:erl@lalawsc.com)

*Attorney for Defendants Curt Nesbitt and IBYDIT, LLC*

Mary Leigh Arnold

[sammie@maryarnoldlaw.com](mailto:sammie@maryarnoldlaw.com)

*Attorney for Defendants Richard M. McColl and 1537 Ben Sawyer Blvd, LLC*

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Oct 04 2023

SC Court of Appeals

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FORM 7  
PROOF OF SERVICE OF A NOTICE OF APPEAL

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

Bentley D. Price, Circuit Court Judge

Case No. 2020-CP-10-04076

IBYDIT, LLC, 1537 Ben Sawyer Blvd., LLC, Curt Nesbitt, Richard M. McColl, East Islands Real Estate, Inc., and Ashley Haynes, Individually and as an Agent of East Islands Real Estate, Inc.,..... Respondents

v.

Atlantic International, Inc. d/b/a Coldwell Banker Commercial Atlantic, John W. True, and Aaron B. Rowley,..... Appellants

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on 1537 Ben Sawyer Blvd, LLC by and through its attorney of record, Mary Leigh Arnold, via electronic mail, on October 2, 2023, at sammie@maryarnoldlaw.com.

October 2, 2023

s/ Hal E. Cobb  
Hal E. Cobb, Esq.  
Cobb Dill & Hammett, LLC  
222 W. Coleman Blvd.,  
Mt. Pleasant, SC 29464  
843-936-6673  
Attorney for Appellants

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**FORM 7  
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THE STATE OF SOUTH CAROLINA  
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APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

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Case No. 2020-CP-10-04076

IBYDIT, LLC, 1537 Ben Sawyer Blvd., LLC, Curt Nesbitt, Richard M. McColl, East Islands Real Estate, Inc., and Ashley Haynes, Individually and as an Agent of East Islands Real Estate, Inc.,..... Respondents

v.

Atlantic International, Inc. d/b/a Coldwell Banker Commercial Atlantic, John W. True, and Aaron B. Rowley,..... Appellants

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Ashley Haynes by and through her attorney of record, Steve R. Kropski, via electronic mail, on October 2, 2023, at Steve.kropski@earhartoverstreet.com.

October 2, 2023

s/ Hal E. Cobb  
Hal E. Cobb, Esq.  
Cobb Dill & Hammett, LLC  
222 W. Coleman Blvd.,  
Mt. Pleasant, SC 29464  
843-936-6673  
Attorney for Appellants

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SC Court of Appeals

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**FORM 7  
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THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

Bentley D. Price, Circuit Court Judge

Case No. 2020-CP-10-04076

IBYDIT, LLC, 1537 Ben Sawyer Blvd., LLC, Curt Nesbitt, Richard M. McColl, East Islands Real Estate, Inc., and Ashley Haynes, Individually and as an Agent of East Islands Real Estate, Inc.,..... Respondents

v.

Atlantic International, Inc. d/b/a Coldwell Banker Commercial Atlantic, John W. True, and Aaron B. Rowley,..... Appellants

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Curt Nesbitt by and through his attorney of record, Ellis Lesemann, via electronic mail, on October 2, 2023, at erl@lalawsc.com.

October 2, 2023

s/ Hal E. Cobb  
Hal E. Cobb, Esq.  
Cobb Dill & Hammett, LLC  
222 W. Coleman Blvd.,  
Mt. Pleasant, SC 29464  
843-936-6673  
Attorney for Appellants

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Oct 04 2023

SC Court of Appeals

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PROOF OF SERVICE OF A NOTICE OF APPEAL

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

Bentley D. Price, Circuit Court Judge

Case No. 2020-CP-10-04076

IBYDIT, LLC, 1537 Ben Sawyer Blvd., LLC, Curt Nesbitt, Richard M. McColl, East Islands Real Estate, Inc., and Ashley Haynes, Individually and as an Agent of East Islands Real Estate, Inc.,..... Respondents

v.

Atlantic International, Inc. d/b/a Coldwell Banker Commercial Atlantic, John W. True, and Aaron B. Rowley,..... Appellants

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on East Islands Real Estate, Inc. by and through its attorney of record, Steve R. Kropski, via electronic mail, on October 2, 2023, at Steve.kropski@earhartoverstreet.com.

October 2, 2023

s/ Hal E. Cobb  
Hal E. Cobb, Esq.  
Cobb Dill & Hammett, LLC  
222 W. Coleman Blvd.,  
Mt. Pleasant, SC 29464  
843-936-6673  
Attorney for Appellants

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**FORM 7  
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THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

Bentley D. Price, Circuit Court Judge

Case No. 2020-CP-10-04076

IBYDIT, LLC, 1537 Ben Sawyer Blvd., LLC, Curt Nesbitt, Richard M. McColl, East Islands Real Estate, Inc., and Ashley Haynes, Individually and as an Agent of East Islands Real Estate, Inc.,..... Respondents

v.

Atlantic International, Inc. d/b/a Coldwell Banker Commercial Atlantic, John W. True, and Aaron B. Rowley,..... Appellants

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on IBYDIT, LLC by and through its attorney of record, Ellis Lesemann, via electronic mail, on October 2, 2023, at erl@lalawsc.com.

October 2, 2023

s/ Hal E. Cobb  
Hal E. Cobb, Esq.  
Cobb Dill & Hammett, LLC  
222 W. Coleman Blvd.,  
Mt. Pleasant, SC 29464  
843-936-6673  
Attorney for Appellants

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Oct 04 2023

SC Court of Appeals

ELECTRONICALLY FILED - 2023 Oct 03 3:55 PM - CHARLESTON - COMMON PLEAS - CASE#2020CP1004076

**FORM 7  
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THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

Bentley D. Price, Circuit Court Judge

Case No. 2020-CP-10-04076

IBYDIT, LLC, 1537 Ben Sawyer Blvd., LLC, Curt Nesbitt, Richard M. McColl, East Islands Real Estate, Inc., and Ashley Haynes, Individually and as an Agent of East Islands Real Estate, Inc.,..... Respondents

v.

Atlantic International, Inc. d/b/a Coldwell Banker Commercial Atlantic, John W. True, and Aaron B. Rowley,..... Appellants

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Richard M. McColl by and through his attorney of record, Mary Leigh Arnold, via electronic mail, on October 2, 2023, at sammie@maryarnoldlaw.com.

October 2, 2023

s/ Hal E. Cobb  
Hal E. Cobb, Esq.  
Cobb Dill & Hammett, LLC  
222 W. Coleman Blvd.,  
Mt. Pleasant, SC 29464  
843-936-6673  
Attorney for Appellants

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Oct 04 2023

LETTER TO THE APPELLATE COURT CLERK  
FILING THE NOTICE OF APPEAL

SC Court of Appeals

October 3, 2023

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

RE: IBYDIT, LLC, 1537 Ben Sawyer Blvd., LLC, Curt Nesbitt, Richard M. McColl, East Islands Real Estate, Inc., and Ashley Haynes, Individually and as an Agent of East Islands Real Estate, Inc., Respondents v. Atlantic International, Inc. d/b/a Coldwell Banker Commercial Atlantic, John W. True, and Aaron B. Rowley, Case No. 2020-CP-10-04076

Dear Ms. Abbott Kitchings:

Enclosed for filing is a Notice of Appeal in the above case. Also enclosed are the following:

- (1) Proof of service of the Notice of Appeal on the Respondents.
- (2) A copy of the Order which is to be challenged on appeal.
- (3) A filing fee of \$250.00.

Sincerely,

s/ Hal E. Cobb  
Hal E. Cobb  
Cobb Dill and Hammett, LLC  
222 W. Coleman Blvd.,  
Mt. Pleasant SC 29464  
843-936-6673  
Attorney for Appellants

Other Counsels of Record:

Steve R. Kropski, Esq.  
Steve.kropski@earhartoverstreet.com  
Attorney for Defendants East Islands Real Estate, Inc., and Ashley Haynes

Ellis Lesemann

erl@lalawsc.com

Attorney for Defendants Curt Nesbitt and IBYDIT, LLC

Mary Leigh Arnold

sammie@maryarnoldlaw.com

Attorney for Defendants Richard M. McColl and 1537 Ben Sawyer Blvd, LLC