

**RECEIVED**

**Oct 10 2023**

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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APPEAL FROM THE ADMINISTRATIVE LAW COURT  
THE HONORABLE ROBERT L. REIBOLD

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DOCKET NUMBER: 22-ALJ-07-0033-CC

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William P. Scurry and the J & W Corporation of Greenwood,

Appellants,

vs.

South Carolina Department of Health and Environmental Control  
and Simmons Family Holdings, LLC,

Respondents.

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NOTICE OF APPEAL

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William P. Scurry and the J & W Corporation Of Greenwood (“Appellants”) hereby respectfully file this Notice of Appeal of the Orders of the Honorable Robert L. Reibold dated August 16, 2023 and September 11, 2023, pursuant to S.C. Code Annot. Section 1-23-610 and Rule 203, SCACR. Appellants received notice of the Order dated August 16, 2023 on August 17, 2023. Appellants received notice of the Order dated September 11, 2023 on September 12, 2023. Copies of the Orders being appealed are attached as Exhibit 1 and Exhibit 2.

[Signature block continued to next page.]

*s/Thomas C. Taylor*

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Thomas C. Taylor, Esq.

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**ATTORNEY FOR APPELLANTS**

**WILLIAM P. SCURRY AND**

**J & W CORPORATION OF GREENWOOD**

Bluffton, South Carolina

October 10, 2023

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PROOF OF SERVICE

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I hereby certify that this law firm represents the Appellants in the above-captioned matter and that on the date below, in Bluffton, South Carolina, a copy of the foregoing was served on the following persons via electronic mail to their AIS E-mail addresses as follows:

**Documents Served: APPELLANTS WILLIAM P. SCURRY AND THE J & W CORPORATION OF GREENWOOD'S NOTICE OF APPEAL AND EXHIBITS 1 AND 2**

**Parties Served:**

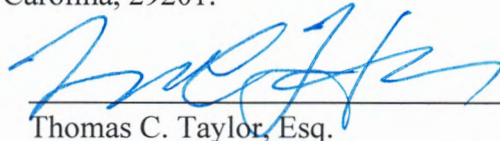
Michael S. Traynham, Esq.  
Maynard Nexsen  
1230 Main Street, Suite 700  
Columbia, SC 29201  
[MTraynham@maynardnexsen.com](mailto:MTraynham@maynardnexsen.com),  
*Counsel for Simmons Family Holdings, LLC*

and

Bradley Churdar, Esq.  
SC DHEC  
1362 McMillan Ave., Suite 400  
Charleston, SC 29405  
[churdabd@dhec.sc.gov](mailto:churdabd@dhec.sc.gov)  
*Counsel for the South Carolina Department of Health and Environmental Control*

In addition, I certify that a copy of same was deposited in the United States Mail on this date, with sufficient First-Class postage pre-paid, to the respective addresses listed above for Mr. Traynham, Esq., and Mr. Churdar, Esq.

In addition, I certify that a copy of the Notice of Appeal and this Proof of Service were served this date by email and by US Mail upon the Honorable Jana E. Shealy, Clerk of the South Carolina Administrative Law Court, Edgar A. Brown Building, 1205 Pendleton Street, Suite 224, Columbia, South Carolina, 29201.



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**ATTORNEY FOR APPELLANTS**  
**WILLIAM P. SCURRY and**  
**the J & W CORPORATION OF GREENWOOD**

Bluffton, SC  
October 10, 2023

LAW OFFICE OF  
**THOMAS C. TAYLOR, LLC**

ADMITTED TO THE UNITED STATES  
SUPREME COURT BAR

ADMITTED IN SOUTH CAROLINA,  
COLORADO AND GEORGIA

CERTIFIED SC CIRCUIT  
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**SC Court of Appeals**

October 10, 2023

**Via First Class U.S. Mail and E-Mail Transmittal to: ctappfilings@sccourts.org**

Honorable Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

**Re: Appeal of William P. Scurry and J & W Corporation of Greenwood v. South Carolina Department of Health and Environmental Control and Simmons Family Holdings, LLC, Administrative Law Court, Docket No. 22-ALJ-07-0033-CC**

Dear Clerk Kitchings:

I represent the Petitioners William P. Scurry and the J & W Corporation of Greenwood in this matter. It is my pleasure to enclose herein for filing pursuant to South Carolina Code Annotated Section 1-23-610 and the South Carolina Appellate Court Rules, the following:

- a. William P. Scurry and the J & W Corporation of Greenwood's Notice of Appeal. A copy of this Notice of Appeal was filed with the Hon. Jana E. Shealy, Clerk of the Administrative Law Court, on October 10, 2023. The Notice of Appeal includes copies of the Final Order and Decision of August 16, 2023 and the Order On Motions To Alter Or Amend of September 11, 2023, which are being challenged on appeal.
- b. A Proof of Service showing attestation of service on October 10, 2023, of the Notice of Appeal upon Michael S. Traynham, counsel for the Respondent Simmons Family Holdings, LLC; Bradley Churdar, counsel for the Respondent SC DHEC; and the Hon. Jana E. Shealy, Clerk of the Administrative Law Court.
- c. A filing fee check for \$250.

Would you please be so kind as to file and docket the Notice of Appeal? Thank you.

Honorable Jenny Abbott Kitchings

Re: Appeal of William P. Scurry and J & W Corporation of Greenwood v. South Carolina Department of Health and Environmental Control and Simmons Family Holdings, LLC, Administrative Law Court, Docket No. 22-ALJ-07-0033-CC

October 10, 2023

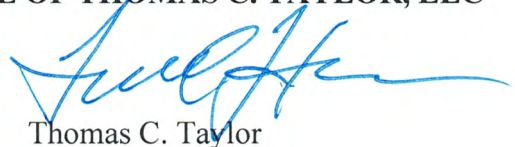
Page 2

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Please let me know if you have any questions or if I need to provide the Court of Appeals with any other information regarding this appeal. Thank you again.

Yours very truly,

**LAW OFFICE OF THOMAS C. TAYLOR, LLC**



Thomas C. Taylor

TCT/dpt

Enclosure(s)

cc: Michael S. Traynham, Esq., via US Mail and e-mail transmittal  
Bradley Churdar, Esq., via US Mail and e-mail transmittal  
Hon. Jana E. Shealy, Clerk of S.C. Administrative Law Court via US Mail and e-mail transmittal  
Van Whitehead, Law Clerk to Judge Reibold, via e-mail  
Wick Scurry, via e-mail transmittal