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THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

Appeal from the Circuit Court of Spartanburg County, South Carolina

J. Derham Cole, Circuit Court Judge

RECEIVED

JUL 12 2013

Case No. 2010-CP-42-6787

SC Court of Appeals

Petroleum & Franchise Funding, LLC.....Plaintiff/Appellee,

v.

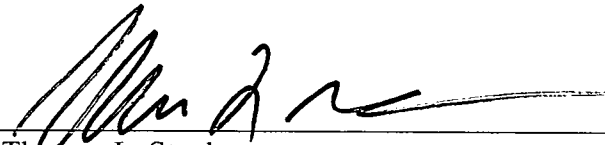
Papa Oil, LLC; Bhavana Amin; Shanti Pathak; Dass, Inc.;  
Anjay R. Patel; Devang Amin; Gupteshwar Pathak.....Defendants,

Of whom, Shanti Pathak and Gupteshwar Pathak.....Appellants.

**NOTICE OF APPEAL**

Shanti Pathak and Gupteshwar Pathak (collectively, "Appellants"), pursuant to Rule 203, SCACR, hereby appeal the Order of the Honorable J. Derham Cole dated June 19, 2013, denying Motion for Relief from the Default Judgment in the above-captioned matter. Appellants received written notice of entry of the order denying Motion for Relief from the Default Judgment on June 21, 2013.

*[Signature page to follow]*



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July 10, 2013  
Greenville, South Carolina

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Shanti Pathak and Gupteshwar Pathak

Other Counsel of Record:

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Attorneys for Appellants  
Shanti Pathak and Gupteshwar Pathak

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Case No. 2010-CP-42-6787

Petroleum & Franchise Funding, LLC.....Appellee,

v.

Papa Oil, LLC; Bhavana Amin; Shanti Pathak; Dass, Inc.;  
Anjay R. Patel; Devang Amin; Gupteshwar Pathak.....Defendants,

Of whom, Shanti Pathak and Gupteshwar Pathak.....Appellants.

**PROOF OF SERVICE**

The undersigned certifies that a copy of the **Notice of Appeal** has been served upon counsel of record by depositing a copy of same, first-class postage prepaid, in the United States Mail, on the 10<sup>th</sup> day of July, 2013, to the addresses shown below.

Brad Rustin, IV, Esquire  
NELSON MULLINS RILEY & SCARBOROUGH LLP  
104 South Main Street  
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*Attorneys for Appellee*

  
\_\_\_\_\_  
NEXSEN PRUET, LLC

Greenville, South Carolina

# NEXSEN | PRUET

**Thomas L. Stephenson**  
Member  
Employment and Labor Law  
Admitted in SC

July 10, 2013

The Honorable Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
1015 Sumter Street  
Columbia, South Carolina 29201

**Re: *Petroleum & Franchise Funding, LLC v. Papa Oil, LLC; Bhavana Amin; Shanti Pathak; Dass, Inc.; Anjay R. Patel; Devang Amin; Gupteshwar Pathak***  
**Case No. 2010-CP-42-6787**

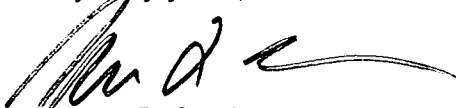
Dear Ms. Kitchings:

Enclosed for filing with the Court is an original and two copies of the **Notice of Appeal** and **Proof of Service** in the above-referenced matter along with my firm's check in the amount of \$100.00 for the filing fee. Please return a clocked-in copy to me via the enclosed self-addressed, stamped envelope.

By copy of this letter and as evidenced by the attached Proof of Service, we are serving counsel of record with a copy of the above Notice of Appeal.

Thank you for your assistance in this matter

Very truly yours,



Thomas L. Stephenson

TLS:gb  
Enclosures

cc: (w/enclosures)  
Brad Rustin, IV, Esquire

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