

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM NEWBERRY COUNTY  
Court of Common Pleas

Hon. Donald B. Hocker, Circuit Court Judge

C.A. No.: 2020-CP-36-00382

Jefferson Davis, Jr. ....Appellant,

v.

Chad Connelly, Dave Wilson, Steven Kirkland, Tom Persons, Neil Mellen, E3 Software, LLC,  
Endurance International Holdings, Inc., John Doe #1, John Doe #2 & John Does 3-40  
..... Respondents.

NOTICE OF APPEAL

Jefferson Davis, Jr. (“Davis”) appeals the Orders of the Honorable Donald B. Hocker as listed below:

- **ORDER 01:** 03/26/2021 – Order as to Motion to Dismiss (Negligence Claim only)
- **ORDER 02:** 03/26/2021 – Order as to Motion to Quash, Stay and Protective Order (subpoenas to ECENC, SOS Mark Hammond, Senator Josh Kimbrell & Citizens for Life)
- **ORDER 03:** 10/15/2021 – Order Compelling Discovery
- **ORDER 04:** 11/8/2021 – Order Deeming Admitted Defendant’s Kirkland, Connelly, Wilson, Persons & Mellen’s Request for Admission to Plaintiff & **Denying Plaintiff’s Request for Enlargement of Time to Respond or Withdraw or Amend the Admissions**
- **ORDER 05:** 11/30/2021 – Order Granting Motion to Quash Subpoena to **E3 Software**
- **ORDER 06:** 1/4/2022 – Order Granting John Doe 1’s Motion to Quash Subpoena to **Endurance International** (“Replacement Copy of Order)
- **ORDER 07:** 8/1/2022 – Order Granting Summary Judgment in favor of Kirkland
- **ORDER 08:** 8/1/2022 – Order Granting Summary Judgment in favor of Connelly, Wilson, Persons & Mellen
- **ORDER 09:** 8/12/2022 – Order Denying Plaintiff’s Motions for Reconsideration (re 1/4/2022 Order to Quash Subpoena to Endurance International)
- **ORDER 10:** 9/19/2022 – Order Granting Connelly, Wilson, Persons & Mellen Motion for Sanctions
- **ORDER 11:** 1/3/2023 – Order Granting Defendant’s Motion for Sanctions (as to amounts)
- **ORDER 12:** 8/24/2023 – Order Denying Motion to Reconsider

Attached are copies of said Orders.

Davis received a service copy of the final order in the above referenced case on Friday, September 15<sup>th</sup>, 2023.



Date: October 13, 2023

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Jefferson Davis, Jr., Appellant  
2505 Wade Hampton Blvd.  
Greenville, SC 29615  
843-901-8036 (cell)  
*jeff@apogeetax.com*

Other Counsel of Record (Attorneys for Respondents):

M. Dawes Cooke, Jr., Esq. &  
Justin Paul Novak, Esq.  
Barnwell Whaley  
P.O. Drawer H  
Charleston SC 29402  
*mdc@barnwell-whaley.com*  
*jnovak@barnwell-whaley.com*  
(843) 577-7700  
**Connelly, Wilson, Persons & Mellen**

Douglas Walker MacKelcan, III &  
Skyler C. Wilson  
Carlock, Copeland & Stair, LLP  
40 Calhoun St., Ste. 400  
Charleston SC 29401  
*dmackelcan@cskl.law*  
*swilson@cskl.law*  
**Stephen D. Kirkland, CPA, CMA**

Jessica E. Kinard  
Law Offices of Jessica E. Kinard  
PO Box 333  
Irmo, SC 29063  
*Jessica@jek-law.com*  
*jessica.kinard@ppp.sc.gov*  
**John Doe / Anonymous (JeffDavisFIRST.com website)**

Benjamin T Coppage, Esq.  
Coppage Law Firm, LLC  
1010 Carteret St.  
Beaufort SC 29902  
*ben@coppagelawfirm.com*  
(843) 379-9601  
**John Doe #2**

Geoffrey Chambers, Esq.  
CPER Law Group, LL  
411 Walnut Street #10646  
Green Cove Springs, FL 32043  
*g.k.chambers@gmail.com*  
*geoffrey@cperlgroup.com*  
(864) 508-0899  
**Non-Party - Educational Credit For Exceptional Needs  
Children Fund (ECENC Fund, aka Exceptional SC)**

Clerk of Court - Newberry County  
Elizabeth P. Folk  
PO Drawer 10  
Newberry, SC 29108

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Oct 13 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM NEWBERRY COUNTY  
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Hon. Donald B. Hocker, Circuit Court Judge

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Jefferson Davis, Jr. ....Appellant,

v.

Chad Connelly, Dave Wilson, Steven Kirkland, Tom Persons, Neil Mellen, E3 Software, LLC,  
Endurance International Holdings, Inc., John Doe #1, John Doe #2 & John Does 3-40  
..... Respondents.

PROOF OF SERVICE

I certify that I have served the **Notice of Appeal** on the below named parties on **October 13<sup>th</sup>, 2023**, pursuant to Rule 262 and associated Orders by email to the attorney’s primary email address as noted below.

M. Dawes Cooke, Jr., Esq. &  
Justin Paul Novak, Esq.  
Barnwell Whaley  
P.O. Drawer H  
Charleston SC 29402  
*mdc@barnwell-whaley.com*  
*jnovak@barnwell-whaley.com*  
(843) 577-7700  
**Connelly, Wilson, Persons & Mellen**

Douglas Walker MacKelcan, III, Esq. &  
Skyler C. Wilson, Esq.  
Carlock, Copeland & Stair, LLP  
40 Calhoun St., Ste. 400  
Charleston SC 29401  
*dmackelcan@cskl.law*  
*swilson@cskl.law*  
**Stephen D. Kirkland, CPA, CMA**

Jessica E. Kinard, Esq.  
Law Offices of Jessica E. Kinard  
PO Box 333  
Irmo, SC 29063  
*jessica@jek-law.com*  
*jessica.kinard@ppp.sc.gov*

**John Doe #1 / Anonymous (JeffDavisFIRST.com website)**

Benjamin T Coppage, Esq.  
Coppage Law Firm, LLC  
1010 Carteret St.  
Beaufort SC 29902  
*ben@coppagelawfirm.com*  
(843) 379-9601

**John Doe #2**

Geoffrey Chambers, Esq.  
CPER Law Group, LL  
411 Walnut Street #10646  
Green Cove Springs, FL 32043  
*g.k.chambers@gmail.com*  
*geoffrey@cperlgroup.com*  
(864) 508-0899

**Non-Party - Educational Credit For Exceptional Needs  
Children Fund (ECENC Fund, aka Exceptional SC)**



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Jefferson Davis, Jr.  
2505 Wade Hampton Blvd.  
Greenville, SC 29615  
843-901-8036 (cell)  
*jeff@apogeetax.com*  
APPELLANT

**RECEIVED**

**Oct 13 2023**

**SC Court of Appeals**

October 13, 2023

**VIA US MAIL & EMAIL (ctappfilings@sccourts.org)**

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

**RE: Jefferson Davis Jr, Appellant vs. Chad Connelly, Dave Wilson, Steven Kirkland, Tom Persons, Neil Mellen, E3 Software, LLC, Endurance International Holdings, Inc., John Doe #1, John Doe #2 & John Does 3-40, Respondents**  
**C.A. NO. 2020-CP-36-00382 (filed 9/10/2020)**

Dear Ms. Kitchings:

Please find enclosed the following for the above referenced matter. Only one copy is enclosed (*or in this case attached*) pursuant to directions from the Court.

- 1. Notice of Appeal**
- 2. Proof of Service**
- 3. A copy of the following:**
  - a. **ORDER #01:** Order as to Motion to Dismiss Five Individual Defendants (3/26/2021)
  - b. **ORDER #02:** Order as to Motion to Quash, Stay and Protective Order (3/26/2021)
  - c. **ORDER #03:** Order Compelling Discovery (10/15/2021)
  - d. **ORDER #04:** Order Deeming Admitted Defendants Stephen Kirkland, Chad Connelly, Dave Wilson, Tom Persons, and Neil Mellen's Requests for Admission to Plaintiff and Denying Plaintiff's Request for Enlargement of Time to Respond or to Withdraw or Amend the Admissions (11/08/2021)
  - e. **ORDER #05:** Order as to Motion to Quash Subpoena to E3 Software (11/30/2021)
  - f. **ORDER #06:** "Replacement Copy": Order Granting John Doe 1's Motion to Quash the Subpoena of Plaintiff to Endurance International Group, Inc. (1/4/2022)

- g. **ORDER #07:** Order Granting Summary Judgment in favor of Defendant Kirkland (8/1/2022)
- h. **ORDER #08:** Order Granting Summary Judgment in favor of Defendants Chad Connelly, Dave Wilson, Tom Persons, and Neil Mellen (8/1/2022)
- i. **ORDER #09:** Order Denying Plaintiff's Motions for Reconsideration (8/12/2022)
- j. **ORDER #10:** Order granting Defendants Chad Connelly, Dave Wilson, Tom Persons, and Neil Mellen's Motion for Sanctions against Plaintiff (9/19/2022)
- k. **ORDER #11:** Order granting Defendant's Motion for Sanctions against Plaintiff (filed 1/3/2023)
- l. **ORDER #12:** Denying Plaintiffs Motion to Reconsider (8/24/2023)

**4. A filing fee of \$250.00 (*Being Mailed to Court of Appeals Separately*)**

Thank you for your assistance. If you have any questions, please feel free to email me at [jeff@apogeetax.com](mailto:jeff@apogeetax.com) or give me a call at 843-901-8036 (cell).

Sincerely,



Jeff Davis, JD, MBA, CPA(GA)

Plaintiff / Appellant

2505 Wade Hampton Blvd., Greenville, SC 29615

843-901-8036 (cell) | [jeff@apogeetax.com](mailto:jeff@apogeetax.com)

cc: Dawes Cooke, Jr., Esq., Justin P. Novak, Esq., (Connelly, Wilson, Persons, & Mellen)  
Douglas Walker MacKelcan, III, Esq. & Skyler Cole Wilson, Esq. (Kirkland)  
Jessica Elizabeth Kinard, Esq., (John Doe #1)  
Benjamin T. Coppage, Esq. (John Doe #2)  
Geoffrey K. Chambers, Esq. (Non-Party)  
*Attorneys for Defendants at the trial court level in the Court of Common Pleas.*  
Newberry County Clerk of Court