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**Jan 31 2024**

**SC Court of Appeals**

ELECTRONICALLY FILED - 2024 Jan 31 2:08 PM - AIKEN - COMMON PLEAS - CASE#2018CP0202208

**NOTICE OF APPEAL**

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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APPEAL FROM AIKEN COUNTY  
CIRCUIT COURT

Judge William Keesley

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Case No. 2018-CP-02-2208

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Richard Viviano and Johnette  
Gunter

Appellant,

v.

Fulton Jeffers and Braeloch I  
Association, Inc. d/b/a Braeloch  
Homeowner's Association, Sandy  
Carroll individually and in her  
capacity as a member of the Board  
of the Braeloch Homeowner's  
Association, and Derrick Boddy  
individually and in his capacity as a  
member of the Board of the  
Braeloch Homeowner's Association

Respondent

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**NOTICE OF APPEAL**

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Richard Viviano appeals the Orders of the Honorable William Keesley, the Order being both issued and written notice received through the e-filing system on August 15, 2023 and the Order Denying the Defendants Motion to Alter or Amend being both issued and notice received through the e-filing system on January 10, 2024.

January 31<sup>st</sup> 2024

s/ John W. Harte SC Bar 2773  
John Harte Law

PO Box 7215  
Aiken, S.C., 29804  
803 226 0755  
john@jwhartelaw.com

Other Counsel of Record:  
Paul Knapp Simons  
111 Park Avenue, SW  
Aiken, SC 29801

Clarke McCants III  
PO Box 2881  
Aiken, SC 29802-2881

Clarke McCants IV  
PO Box 2881  
Aiken, SC 29802-2881

Mary Daniel LaFave  
2019 Park Street  
Columbia, SC 29201

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of the Braeloch Homeowner's  
Association, and Derrick Boddy  
individually and in his capacity as a  
member of the Board of the  
Braeloch Homeowner's Association

Respondent

---

**PROOF OF SERVICE**

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I certify that I have served the Notice of Appeal on Paul Knapp Simons, Clarke McCants III, Clarke McCants IV, and Mary Lafave by the e-file system and by email to the below listed addresses.

January 31st 2024

s/ John W. Harte SC Bar 2773  
John Harte Law

PO Box 7215  
Aiken, S.C., 29804  
803 226 0755  
[john@jwhartelaw.com](mailto:john@jwhartelaw.com)

Other Counsel of Record:  
Paul Knapp Simons  
111 Park Avenue, SW  
Aiken, SC 29801  
[psimons@hullbarrett.com](mailto:psimons@hullbarrett.com)

Clarke McCants III  
PO Box 2881  
Aiken, SC 29802-2881  
[mccants3rd@aol.com](mailto:mccants3rd@aol.com)

Clarke McCants IV  
PO Box 2881  
Aiken, SC 29802-2881  
[clarkemccants4@gmail.com](mailto:clarkemccants4@gmail.com)

Mary Daniel LaFave  
2019 Park Street  
Columbia, SC 29201  
[mary@crowelafave.com](mailto:mary@crowelafave.com)

# Certificate of Electronic Notification

## Recipients

**Clarke McCants** - Notification transmitted on 01-31-2024 02:09:09 PM.

**Kelley Leddy** - Notification transmitted on 01-31-2024 02:09:08 PM.

**Mary LaFave** - Notification transmitted on 01-31-2024 02:09:08 PM.

**John Harte** - Notification transmitted on 01-31-2024 02:09:09 PM.

**Paul Simons** - Notification transmitted on 01-31-2024 02:09:08 PM.

**\*\*\*\*\* IMPORTANT NOTICE - READ THIS INFORMATION \*\*\*\*\***  
**NOTICE OF ELECTRONIC FILING [NEF]**

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**A filing has been submitted to the court RE:** 2018CP0202208

|                                  |   |
|----------------------------------|---|
| <b>Official File Stamp:</b>      | 01-31-2024 02:08:56 PM  |
| <b>Court:</b>                    | CIRCUIT COURT<br>Common Pleas<br>Aiken  |
| <b>Case Caption:</b>             | Richard Viviano , plaintiff, et al VS Fulton Jeffers<br>defendant, et al                                  |
| <b>Document(s) Submitted:</b>    | Appeal/Notice of Appeal to Court of Appeals<br>- E-Filing/Additional Parts<br>- E-Filing/Additional Parts |
| <b>Filed by or on behalf of:</b> | John W Harte  |

This notice was automatically generated by the Court's auto-notification system.

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**The following people were served electronically:**

John W Harte for Richard Viviano et al  
Paul Knapp Simons, Jr. for Fulton Jeffers  
Clarke W. McCants, III for Braeloch I Association  
Inc, Braeloch Homeowners Association  
Mary Daniel LaFave for Sandy Carroll, Derrick  
Boddy  
Kelley Reed Leddy  
Clarke Wardlaw McCants, IV for Braeloch I  
Association Inc, Braeloch Homeowners  
Association

**The following people have not been served electronically by the Court. Therefore, they must be served by traditional means:**

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