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SC Court of Appeals

ELECTRONICALLY FILED - 2024 Mar 04 10:41 AM - BEAUFORT - COMMON PLEAS - CASE#2023CP0701982

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

R. Lawton McIntosh, Circuit Judge

Civil Action No: 2023-CP-07-01982

Alfonso Estrella and Jane Doe, and Jane Doe, as Natural Guardian
of her minor child Janet Doe,

Respondents,

v.

Lipsev Communications, LLC d/b/a Connectivity Source, T-Mobile USA,
Inc., and James Tu, Individually,

Defendants,

OF WHOM Lipsey Communications, LLC d/b/a Connectivity Source and
T-Mobile USA, Inc., are

Appellants.

NOTICE OF APPEAL

TO: THE HONORABLE JUDGES OF THE SOUTH CAROLINA COURT OF APPEALS:

COMES NOW the Appellants, Lipsey Communications, LLC d/b/a Connectivity Source and T-Mobile USA, Inc., pursuant to Rule 203, SCRCP and serve notice they are appealing the following three orders and/or judgments issued by the Honorable R. Lawton McIntosh., Circuit Judge in the above-captioned civil action:

- a. SCRCP Form 4C Judgment in a Civil Case issued by the Honorable R. Lawton McIntosh., Circuit Judge denying the Appellants' Motion to Compel Arbitration, on February 8, 2024, and filed with the Clerk of Court for the Beaufort County Court of Common Pleas on February 9, 2024, and received by Appellants' counsel on February 9, 2024;
- b. Order of the Honorable R. Lawton McIntosh, Circuit Judge dated February 29, 2024, and filed with the Clerk of Court for the Beaufort County Court of

Common Pleas on March 1, 2024, and received by Appellants' counsel on March 1, 2024; and

- c. SCRCP Form 4CE Judgment in a Civil Case issued by the Honorable R. Lawton McIntosh., Circuit Judge denying the Appellants' Motion to Reconsider on February 22, 2024, and filed with the Clerk of Court for the Beaufort County Court of Common Pleas on February 22, 2024, and received by Appellants' counsel on February 22, 2024.

Copies of the three referenced orders and judgments are collectively attached hereto as **Exhibit "A"** and incorporated herein by reference.

Respectfully submitted:

s/ Melissa F. Spence

Melissa F. Spence, Esquire (SC Bar No. 78172)
Anna W. Mobley, Esquire (SC Bar No. 106387)
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*Attorneys for the Appellants Lipsey Communications, LLC
d/b/a Connectivity Source, and T-Mobile USA. Inc.*

March 1, 2024

OTHER COUNSEL OF RECORD

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Attorneys for the Respondents

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Lipsey Communications, LLC d/b/a Connectivity Source, T-Mobile USA,
Inc., and James Tu, Individually,

Defendants,

OF WHOM Lipsey Communications, LLC d/b/a Connectivity Source and
T-Mobile USA, Inc., are

Appellants.

PROOF OF SERVICE

I, Melissa F. Spence, Esquire, hereby certify that on March 1, 2024, I served a copy of the Notice of Appeal on counsel for the Respondents, Alfonso Estrella and Jane Doe, and Jane Doe, as Natural Guardian of her minor child Janet Doe, via the United States Mail, postage pre-paid, and addressed as follows, as well as via electronic mail at the noted e-mail addresses:

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s/ Melissa F. Spence

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*Attorneys for the Appellants Lipsey Communications, LLC
d/b/a Connectivity Source, and T-Mobile USA, Inc.*

March 1, 2024

Mar 08 2024

SC Court of Appeals

March 4, 2024

VIA EMAIL AND U.S. MAIL

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

Re: *Alfonso Estrella and Jane Doe, and Jane Doe, as Natural Guardian of her Minor Child Janet Doe v. Lipsey Communications, LLC d/b/a Connectivity Source, T-Mobile USA, Inc., and James Tu, Individually*
C/A No.: 2023-CP-07-01982

Dear Ms. 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 Orders which are to be challenged on appeal.
3. A filing fee of \$250.00

Should have any questions, please feel free to contact me.

Sincerely

BUTLER SNOW LLP



Melissa F. Spence

MFS:tf
Enclosures
cc: