

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Mikell R. Scarborough, Presiding Judge

Civil Action No. 2021-CP-10-02829

Ralph Dawkins and Michelle Dawkins,
Marcel Franquelin and Patricia Franquelin,
Michael A. Martin and Adriana S. Iaquinto-Martin,
Louis Glavinos and Kimberly Glavinos,
Daniel J. O'Grady and Kaitlyn E. Grigoleit,
Christopher M. Raybon and LaShonda K. Jones Raybon,
Morris K. White and Rebecca A. White,
Paul A. Banker and April D. Banker,
Patrick K. Daly and Brenda Daly, Respondents,

v.

Eastwood Homes of Columbia, LLC d/b/a Eastwood Homes,
Eastwood Construction Partners, LLC f/k/a Eastwood Construction LLC
d/b/a Eastwood Homes, and Eastwood Construction, LLC, Appellants.

NOTICE OF APPEAL

Eastwood Homes of Columbia, LLC d/b/a Eastwood Homes, Eastwood Construction Partners, LLC f/k/a Eastwood Construction LLC d/b/a Eastwood Homes, and Eastwood Construction, LLC appeal the Order of the Honorable Mikell R. Scarborough dated December 19, 2023, and the Order Denying Defendants' Motion for Reconsideration of the Honorable Mikell R. Scarborough dated February 20, 2024. Appellant received written notice of entry of the Order denying reconsideration on February 20, 2024. Both orders are attached to this notice.

The orders being appealed were issued under matter number 2021-CP-10-02829. Previously, nine lawsuits filed against the referenced appellants were consolidated for discovery and trial purposes under this matter number. The individual matter numbers for the consolidated cases include:

- CASE NO. 2021-CP-10-2829;
- CASE NO. 2021-CP-10-2831;
- CASE NO. 2021-CP-10-2833;
- CASE NO. 2021-CP-10-2837;
- CASE NO. 2021-CP-10-2838;
- CASE NO. 2021-CP-10-2840;
- CASE NO. 2021-CP-10-2844;
- CASE NO. 2021-CP-10-2902; and
- CASE NO. 2021-CP-10-3012.

This notice is submitted for these cases as well as they were consolidated for the purposes of trial and discovery.

March 7, 2024

Respectfully submitted,

s/James Edward Bradley
James Edward Bradley, SC Bar #66130
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Attorneys for Respondents

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v.


Eastwood Homes of Columbia, LLC d/b/a Eastwood Homes,
Eastwood Construction Partners, LLC f/k/a Eastwood Construction LLC
d/b/a Eastwood Homes, and Eastwood Construction, LLC, Appellants.

PROOF OF SERVICE

I, Lynn G. Ivey, an employee of the Moore Bradley Myers Law Firm, P.A., certify that I have served the Appellants' Notice of Appeal on the Respondents by depositing a copy of same in the United States Mail, postage prepaid, on March 7, 2024, and via email addressed to their attorneys of record as follows:

Ross A. Appel, Esquire
Jamie A. Khan, Esquire
McCullough Khan Appel
2036 Wall Street
Mt. Pleasant, SC 29464
Ross@mklawsc.com
Jamie@mklawsc.com

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Lynn G. Ivey

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d/b/a Eastwood Homes, and Eastwood Construction, LLC, Appellants.

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Ralph Nichols Riley, Jr.
John C. Bradley, Jr.
Lester McGill Bell, Jr.

March 7, 2024

Melissa K. Moore
Sierra D. Carini
Lawrence D. Turner
Emily E. Collins
Erin R. Conroy

Retired
J. Mark Taylor**
Robert D. Hazel†
C. David Sawyer, Jr.‡
Billy C. Coleman (1916-2019)
Stanley L. Myers* (1976-2023)

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
PO Box 11629
Columbia, SC 29211
Via Email and US Mail

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Mar 07 2024

SC Court of Appeals

Re: Eastwood Homes of Columbia, LLC et al v. Ralph Dawkins and
Michelle Dawkins, et al
Case No. 2021-CP-10-02829

Dear Ms. Kitchings:

I hope you are well. Please find enclosed Appellants' Notice of Appeal, a copy of the December 19, 2023, Order, as well as a copy of the February 20, 2024, Order of the Honorable Mikell R. Scarborough and our Proof of Service for filing.

Our firm check is being mailed to you under cover of this letter for the filing fee.

Please contact our office with any questions or concerns. Thank you for your assistance with these filings.

Sincerely,

Lynn G. Ivey
Assistant to James Edward Bradley

Enclosures

cc: Allen Nason (via email)
Ross A. Appel, Esquire (via email)
Jamie A. Khan, Esquire (via email)
Michael T. Cooper, Esquire (via email)