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May 07 2024

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM THE CIRCUIT COURT JUDGE
FOURTEENTH JUDICIAL CIRCUIT
THE HONORABLE R. KEITH KELLY

CIVIL ACTION NUMBER: 2022-CP-07-01598

James Ware, Alisa Ware, Jason DuBose,
and Amanda DuBose,

Appellants,

vs.

Beaufort County Zoning Board of Appeals and
Robert Merchant, in his Capacity as
Planning Director of Beaufort County,

Respondents.

NOTICE OF APPEAL

James Ware, Alisa Ware, Jason DuBose, and Amanda DuBose (“Appellants”) hereby respectfully submit their Notice of Appeal of the Orders of the Honorable R. Keith Kelly, dated April 8, 2024 and May 16, 2023, pursuant to Rule 203, SCACR. Appellants received notice of the Order dated April 8, 2024 on April 8, 2024, and the Order dated May 16, 2023 on May 17, 2023. Copies of the Orders being appealed are attached respectively as **Exhibit 1** and **Exhibit 2**.

s/Thomas C. Taylor

Thomas C. Taylor, Esq.

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**ATTORNEY FOR APPELLANTS
JAMES WARE, ALISA WARE, JASON
DUBOSE AND AMANDA DUBOSE**

Bluffton, South Carolina
May 7, 2024

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in his Capacity as Planning Director of Beaufort County,

Respondents.

PROOF OF SERVICE

I hereby certify that this law firm represents the Appellants in the above-captioned matter and that on the date below, in Bluffton, South Carolina, I served a copy of the forgoing on the following persons via U.S. Mail and electronic mail to their AIS E-mail address:

Documents Served: NOTICE OF APPEAL

Parties Served:

Danny C. Crowe, Esq.
Crowe LaFave, LLC
Post Office Box 1149
Columbia, SC 29202
danny@crowelafave.com
ATTORNEY FOR BEAUFORT COUNTY
AND ROBERT MERCHANT

and

Robert M. Deeb, Jr., Esq.
Novit and Scarminach, PA
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Hilton Head Island, SC 29928
rdeeb@ns-lawfirm.com

ATTORNEY FOR HPCCA FERRY COMPANY, INC., and
THE DAUFUSKIE ISLAND FERRY SERVICE, LLC



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Bluffton, South Carolina
May 7, 2024

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COLORADO AND GEORGIA

CERTIFIED SC CIRCUIT
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SC Court of Appeals

May 7, 2024

Via First Class U.S. Mail and E-Mail Transmittal

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

Re: James Ware, Alisa Ware, Jason DuBose, and Amanda DuBose v. Beaufort County Zoning Board of Appeals and Robert Merchant, in his capacity as Planning Director of Beaufort County, Beaufort County Common Pleas Civil Action No. 2022-CP-07-01598; Notice of Appeal

Dear Clerk Kitchings:

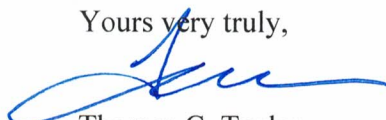
I represent the Plaintiffs James Ware, Alisa Ware, Jason DuBose, and Amanda DuBose, in this matter. It is my pleasure to enclose herein pursuant to the South Carolina Appellate Court Rules, the following:

- a. Notice of Appeal with Exhibits 1 & 2;
- b. A filing fee check number 3755 for \$250;
- c. A Proof of Service.

Would you please be so kind as to file and docket the Notice of Appeal? I have already filed the Notice of Appeal with the Beaufort County Clerk of Court.

Please let me know if you have any questions or if I need to provide the Court of Appeals with any other information regarding this appeal. Thank you.

Yours very truly,



Thomas C. Taylor

TCT/dpt
Enclosures

cc: Danny C. Crowe, Esq.
Robert M. Deeb, Jr., Esq.
Mr. and Mrs. James Ware
Mr. and Mrs. Jason DuBose