

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

69433

APPEAL FROM RICHLAND COUNTY
COURT OF COMMON PLEAS
James C. Williams, Jr., Special Referee

Case No. 2010-CP-40-8621

C.R. Meyer and Sons Company, Plaintiff,

v.

Custom Mechanical CSRA, LLC, Defendant,

Of Whom Custom Mechanical CSRA, LLC is Respondent,

Custom Mechanical CSRA, LLC, Third-party Plaintiff/Respondent,

v.

Plumbers & Steam Fitters Local #150 Health and Welfare Fund; Plumbers & Steam Fitters Local #150 Pension Fund; Plumbers & Steam Fitters Local #150 Annuity Fund, and Jackie K. Nordeen, Jr. And Patrick H.F. Smith, IV, as Trustees of these Funds; Plumbers & Steam Fitters Local #150 Vacation Fund and Patrick H. F. Smith, IV and Joseph L. Dozier, as Trustees of this Fund; Augusta Joint Apprenticeship and Journeymen Training Committee, and Patrick H.F. Smith, IV and Charles I. Hardigree, as Trustees of this Fund; Trustees of Southern Iron Workers Pension Fund; Trustees of Southeastern Iron Workers Healthcare Plan; Trustees of Southeastern Iron Workers #709 Joint Apprenticeship and Training committee and Local #709, International Association of Bridge, Structural, Ornamental and Reinforcing Iron Workers; Southeastern Carpenters and Millwrights Health Trust, Southeastern Carpenters and Millwrights Pension

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SC Court of Appeals

Trust, Larry Phillips and J. Kirk Malone, as Trustees of these Funds; Ferguson Enterprises, Inc.; Presidential Financial Corporation; Norton Welding Supply, Inc.; United Rentals (North America), Inc.; Daniel R. Friedmann; Tony Hall; Timothy R. Hall, Jr.; Ralph D. Black; Thomas Brittingham; Arthur C. Carlson; Leonard Wade Cliett; Christopher Cullipher; David W. Cullipher; Joseph A. Doyle, Jr.; Charles R. Ellzey; Brian Field; Clayton W. Googe, Jr.; Martin Grangér; William R. Giffin, Jr.; Jack E. Hegler; George G. Lever; Matt Lever; Ernest H. Lewis, III; the Estate of William R. McFerrin by and through its duly-appointed Executrix, Nancy McFerrin; Daniel Nichols; Kinda Phommachanh; Raleigh B. Roye; Nicholas Stewart; Timothy P. Stock; James Waltemath; Al Tiska; Al Carpenter; Bruce Pollock, Jr.; and, Security Federal Bank, Third-party Defendants,

Presidential Financial and Security Federal Bank, Counterclaim and Crossclaim Respondents,

v.

Plumbers & Steam Fitters Local #150 Health and Welfare Fund; Plumbers & Steam Fitters Local #150 Pension Fund; Plumbers & Steam Fitters Local #150 Annuity Fund, and Jackie K. Nordeen, Jr. and Patrick H.F. Smith, IV, as Trustees of these Funds; Plumbers & Steam Fitters Local #150 Vacation Fund, and Patrick H. F. Smith, IV and Joseph L. Dozier, as Trustees of this Fund; Augusta Joint Apprenticeship and Journeymen Training Committee, and Patrick H.F. Smith, IV and Charles I. Hardigree, as Trustees of this Fund; Trustees of Southern Iron Workers Pension Fund; Trustees of Southeastern Iron Workers Healthcare Plan; Trustees of Southeastern Iron Workers #709; Joint Apprenticeship and Training committee and Local #709, International Association of Bridge, Structural, Ornamental and Reinforcing Iron Workers; Southeastern Carpenters and Millwrights Health Trust; Southeastern Carpenters and Millwrights Pension Trust, Larry Phillips and J. Kirk Malone, as Trustees of these Funds; Ferguson Enterprises, Inc.; Norton Welding Supply, Inc.; United Rentals (North America), Inc., Third-party Defendants,

and

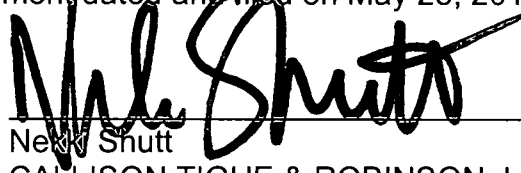
Daniel R. Friedmann; Tony Hall; Timothy R. Hall, Jr.;
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Leonard Wade Cliett; Christopher Cullipher; David W.
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William R. Giffin, Jr.; Jack E. Hegler; George G. Lever;
Matt Lever; Ernest H. Lewis, III; the Estate of William
R. McFerrin by and through its duly-appointed Executrix,
Nancy McFerrin; Daniel Nichols; Kinda Phommachanh;
Raleigh B. Roye; Nicholas Stewart; Timothy P. Stock;
James Waltemath; Al Tiska; Al Carpenter; and Bruce
Pollock, Jr., Counterclaim and Crossclaim
Appellants.

Of Whom Daniel R. Friedmann; Tony Hall; Timothy R. Hall, Jr.;
Ralph D. Black; Thomas Brittingham; Arthur C. Carlson;
Leonard Wade Cliett; Christopher Cullipher; David W.
Cullipher; Joseph A. Doyle, Jr.; Charles R. Ellzey;
Brian Field; Clayton W. Googe, Jr.; Martin Granger;
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Nancy McFerrin; Daniel Nichols; Kinda Phommachanh;
Raleigh B. Roye; Nicholas Stewart; Timothy P. Stock;
James Waltemath; Al Tiska; Al Carpenter; and Bruce
Pollock, Jr. are Appellants.

NOTICE OF APPEAL

Daniel R. Friedmann; Tony Hall; Timothy R. Hall, Jr.; Ralph D. Black; Thomas
Brittingham; Arthur C. Carlson; Leonard Wade Cliett; Christopher Cullipher; David W.
Cullipher; Joseph A. Doyle, Jr.; Charles R. Ellzey; Brian Field; Clayton W. Googe, Jr.;
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Executrix, Nancy McFerrin; Daniel Nichols; Kinda Phommachanh; Raleigh B. Roye;
Nicholas Stewart; Timothy P. Stock; James Waltemath; Al Tiska; Al Carpenter; Bruce
Pollock, Jr. appeal the Orders of the Honorable James C. Williams, Jr., Special Referee,
dated July 10, 2013, and filed and served on July 16, 2013, confirming the Order

Denying Third-Party Defendants Custom Employees' Motion to Alter or Amend Judgment and the Order Granting Presidential Financial Company and Security Federal Banks' Motion for Summary Judgment dated and filed on May 28, 2013.



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Facsimile: 803-404-6901
Nekkishutt@callisontighe.com

ATTORNEYS FOR APPELLANTS

Columbia, South Carolina

August 15, 2013

Other Counsel of Record:
For the Respondents:

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THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY
COURT OF COMMON PLEAS
James C. Williams, Jr., Special Referee

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James Waltemath; Al Tiska; Al Carpenter; and Bruce
Pollock, Jr. are Appellants

PROOF OF SERVICE

I certify that I have served a copy of the Notice of Appeal upon Respondents Custom Mechanical CSRA, LLC, Presidential Financial Corporation, and Security Federal Bank, by depositing a copy of the Notice of Appeal in the United States Mail, postage prepaid, on August 15, 2013, and addressed to their attorneys of Record:

RECEIVED

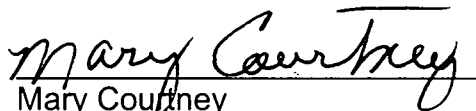
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ATTORNEY FOR RESPONDENT SECURITY FEDERAL BANK



Mary Courtney
Legal Secretary
Callison Tighe & Robinson, LLC

August 15, 2013

Nekki Shutt - Attorney
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Fax: 803-404-6901
nekkishutt@callisontighe.com

August 15, 2013

VIA HAND DELIVERY

The Honorable Jenny A. Kitchings
Clerk of the South Carolina Court of Appeals
SOUTH CAROLINA COURT OF APPEALS
1015 Sumter Street
Columbia, South Carolina 29201

**Re: C.R. Meyer and Sons Company v. Custom Mechanical CSRA, LLC v.
Presidential Financial and Security Federal Bank v. Daniel R.
Friedmann, et. al.
Richland County C/A No.: 2010-CP-40-8621
Our File No.: 5122.001**

Dear Ms. Kitchings:

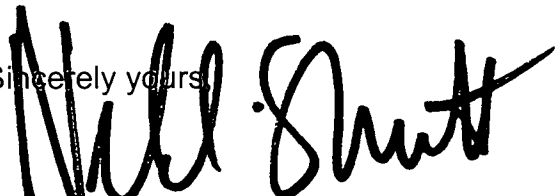
Please find enclosed for filing with this correspondence, the original and one copy of Notice of Appeal in the above-referenced case. Also enclosed are the following to wit:

- A copy of the Order Granting Presidential Financial Company and Security Federal Bank's Motion for Summary Judgment;
- A copy of the Order Denying Third Party Defendants Custom Employees' Motion to Alter or Amend Judgment;
- Proof of Service of the Notice of Appeal upon Counsel for the Respondents; and,
- A check in the amount of \$100.00 for filing same.

Please file the Notice of Appeal and return a clocked-in copy to me via the courier delivering same.

With kind personal regards,

Sincerely yours,



Nekki Shutt

NS:mc

Enclosures

cc: All Clients (w/encls.)
John T. Lay, Esq. (w/encls.)
Robert L. Buchanan, Jr., Esq. (w/encls.)
Francis M. Mack, Esq. (w/encls.)

5122.001\Clerk-CtA.001