

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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SEP 20 2013

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

SC Court of Appeals

Deadra L. Jefferson, Circuit Court Judge

Case No. 2005-CP-10-2434

Ashely River Properties II,  
LLC, as assignee of Lunar  
Systems, LTD; Ashley River  
Properties II, LLC, in its own  
right; Lunar Systems, LTD;  
and Thomas J. Lussier,

Respondents,

v.

Ashley River Properties I,  
LLC,


Appellant.

2013 SEP -9 PM 4:46  
JULIE J. ARMSTRONG  
CLERK OF COURT

NOTICE OF APPEAL

Ashley River Properties I, LLC appeals the order of the Honorable Deadra L. Jefferson dated April 26, 2013. Appellant timely filed and served on all counsel of record a motion to Alter or Amend Judgment pursuant to Rule 59(e) on May 9, 2013, and received written notice of entry of the order denying said motion on August 9, 2013.

September 3, 2013

  
Clayton B. McCullough  
68 1/2 Queen St.  
Charleston, South Carolina 29401  
(843) 937-0400  
Attorney for Appellant

Other Counsel of Record:

William C. Cleveland  
P.O. Box 999  
Charleston, South Carolina 29402  
Attorney for Respondent  
Ashley River Properties II, LLC  
(843) 722-3400

Frank M. Cisa  
858 Lowcountry Boulevard, Suite 101  
Mt. Pleasant, South Carolina 29464  
Attorney for Respondents Lunar Systems, LTD  
and Thomas J. Lussier  
(843) 881-6530

THE STATE OF SOUTH CAROLINA  
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Court of Common Pleas

Deadra L. Jefferson, Circuit Court Judge

Case No. 2005-CP-10-2434

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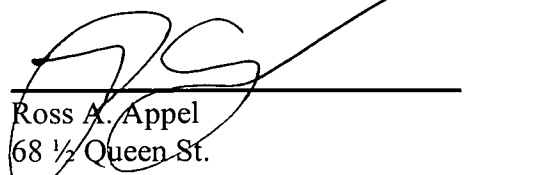
PROOF OF SERVICE

I certify that I have served following;

1. Filing of Notice of Appeal with Charleston County Court of Common Pleas;
2. Filing of Notice of Appeal with South Carolina Court of Appeals;
3. Request of Transcript from Joyce C. Rueger;

on (1) Ashley River Properties II, LLC by depositing a copy of it in the United States Mail, postage prepaid, on September 9, 2013, addressed to its respective attorney of record, William C. Cleveland, Post Office Box 999, Charleston, South Carolina 29402; and on (2) Lunar Systems, LTD and Thomas J. Lussier by depositing a copy of it in the United States Mail, postage prepaid, on September 4, 2013, addressed to their respective attorney of record, Frank M. Cisa, 858 Lowcountry Boulevard, Suite 101, Mt. Pleasant, South Carolina 29464

September 9, 2013

  
\_\_\_\_\_  
Ross A. Appel  
68 1/2 Queen St.  
Charleston, South Carolina 29401  
(843) 937-0400  
Attorney for Appellant

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

69739

Deadra L. Jefferson, Circuit Court Judge

Case No. 2005-CP-10-2434

Ashley River Properties II,  
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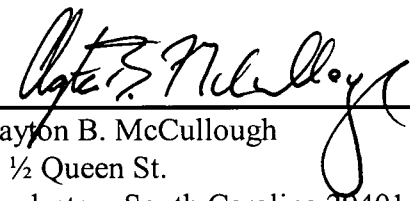
SEP 12 2013

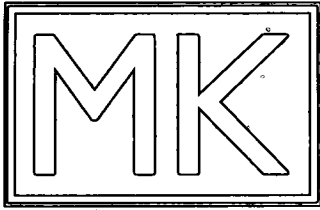
PROOF OF SERVICE

SC Court of Appeals

I certify that I have served the Notice of Appeal on (1) Ashley River Properties II, LLC by depositing a copy of it in the United States Mail, postage prepaid, on September 4, 2013, addressed to its respective attorney of record, William C. Cleveland, Post Office Box 999, Charleston, South Carolina 29402; and on (2) Lunar Systems, LTD and Thomas J. Lussier by depositing a copy of it in the United States Mail, postage prepaid, on September 4, 2013, addressed to their respective attorney of record, Frank M. Cisa, 858 Lowcountry Boulevard, Suite 101, Mt. Pleasant, South Carolina 29464

September 4, 2013

  
Clayton B. McCullough  
68 1/2 Queen St.  
Charleston, South Carolina 29401  
(843) 937-0400  
Attorney for Appellant



McCULLOUGH • KHAN, LLC  
ATTORNEYS AT LAW

Clayton B. McCullough  
Direct: 843.937.0401  
Fax: 843.937.0706  
clay@mklawsc.com

September 9, 2013

**VIA US MAIL**

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

Re: Ashley River Properties II, LLC et al. v. Ashley River Properties I, LLC et al.  
C/A No.: 2005-CP-10-2434

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 \$100.00

Thank you, and please let me know if you have any questions or concerns.

Sincerely,

McCULLOUGH KHAN, LLC

Clayton B. McCullough

CBM/etp  
Enclosure – as stated above

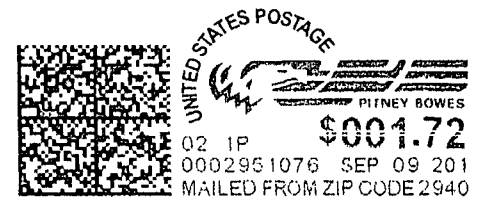
cc: William Cleveland  
*Attorney for Respondent Ashley River Properties II, LLC*

Frank M. Cisa  
*Attorney for Respondents Lunar Systems, LTD and Thomas J. Lussier*

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SEP 12 2013

**SC Court of Appeals**



**MK** McCULLOUGH ▪ KHAN, LLC  
ATTORNEYS AT LAW  
68 1/2 QUEEN STREET · CHARLESTON, SC 29401

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