

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM ANDERSON COUNTY  
Court of Common Pleas

R. Lawton McIntosh, Circuit Court Judge

Case No. 2021-CP-04-01349

Poly-Med, Inc., Technology Drive 51, LLC,  
Technology Drive 52, LLC, and PMI Properties LLC ..... Respondents,

v.

Research Park, LLC ..... Appellant.

**AMENDED NOTICE OF APPEAL**

Research Park, LLC hereby appeals the following Orders of the Honorable R. Lawton McIntosh: (1) an Order dated November 6, 2023, which is attached hereto as **Attachment A**; (2) a Decision dated February 23, 2024, which is attached hereto as **Attachment B**; (3) a Decision dated February 29, 2024, which is attached hereto as **Attachment C**; (4) an Order dated July 26, 2024, which is attached hereto as **Attachment D**; (5) an Order dated July 29, 2024, which is attached hereto as **Attachment E**; (6) an Order dated November 19, 2024, which is attached hereto as **Attachment F**; (7) a Decision dated December 9, 2024, which is attached hereto as **Attachment G**; and (8) an Order dated December 20, 2024, entitled “Final Judgment,” which is attached hereto as **Attachment H**. Appellant received written notice of the entry of each Order via email on the date each respective Order was entered.

There are several procedural circumstances of note. First, an appeal of this matter was previously taken and indexed as Appellate Case No. 2024-001404, but was dismissed without prejudice by Order of the Court of Appeals dated October 14, 2024. Second, in the dismissal without prejudice, the Court cited to the case of Hudson v. Hudson, 290 S.C. 215, 349 S.E.2d 341 (1986), in which the Supreme Court dismissed an appeal without prejudice pending the disposition of post-trial motions under Rule 59, and allowing either party to renew its appeal within ten days after the trial court’s order disposing of post-trial motions. Third, in this case, the trial court directed Respondents’ counsel to prepare “a comprehensive final judgment incorporating the previous orders.” This “comprehensive final judgment” was entered during the afternoon of Friday, December 20, 2024. Fourth, despite the pendency of the entry of a “comprehensive final judgment,” all issues for which Appellant seeks review by this Court were finally decided by the trial court’s order of December 9, 2024. Fifth, in light of the Hudson decision and the entry of the trial court’s order of December 9, and out of an extreme abundance of caution, Appellant deemed it necessary to file the notice of appeal (which is hereby amended) on December 19, 2024.

It does not appear that the trial court’s “final judgment” entered on December 20, 2024 alters any issue from which appeal has already been taken. However, for the sake of a comprehensive appellate record, this Amended Notice of Appeal has been filed, to include an appeal from the December 20 Order, (Att. H).

Finally, given the holding in Hudson, Appellant does not believe that a new filing fee for this appeal is necessary. However, if Appellant is incorrect, Appellant would respectfully ask the Clerk’s Office to advise him otherwise, so that the filing fee may be promptly submitted under separate cover.

Respectfully submitted,

*s/ Steven Edward Buckingham*

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Filed this 23d Day of December, 2024.  
Greenville, South Carolina

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