

**RECEIVED**

**Feb 18 2025**

**SC Court of Appeals**

**THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS**

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Appeal from Charleston County  
Court of Common Pleas

Jennifer B. McCoy, Circuit Court Judge

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Case No. 2021-CP-10-02744

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William Haynes,  
as Personal Representative of the Estate of Elizabeth Varner,

Respondent,

v.

Fundamental Administrative Services, LLC,  
Fundamental Clinical and Operational Services, LLC, and  
Jerrolyn Montgomery-Small,

Appellants.

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**NOTICE OF APPEAL**

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CLEMENT RIVERS, LLP  
Stephen L. Brown (SC Bar No. 66468)  
D. Jay Davis, Jr. (SC Bar No. 12084)  
Matthew O. Riddle (SC Bar No. 76650)  
Russell G. Hines (SC Bar No. 72100)  
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(843) 720-5488

*Attorneys for Appellants*

Other Counsel of Record:

Shawn T. Pinkston (SC Bar No. 79965)  
PINKSTON LAW FIRM, LLC  
856 Lowcountry Blvd, Suite 101  
Mount Pleasant, South Carolina 29464  
(843) 814-5472

*Attorney for Respondent*

Defendants/Appellants, Fundamental Administrative Services, LLC, Fundamental Clinical and Operational Services, LLC, and Jerrolyn Montgomery-Small (“Appellants”), hereby appeal the following orders of the Honorable Jennifer B. McCoy, Circuit Court Judge:

- **Order filed February 3, 2025, denying Defendants’ Motion to Compel Arbitration and Stay Proceedings and granting Plaintiff’s Rule to Show Cause; and**
- **Order filed February 7, 2025, denying Defendants’ Motion to Alter, Amend, and/or Reconsider Order Denying Defendants’ Motion to Compel Arbitration and Stay Proceedings and Granting Plaintiff’s Rule to Show Cause.**

Copies of the appealed orders are attached hereto and incorporated herein by reference. Appellants received written notice of entry of the most recent order on February 7, 2025.

Respectfully submitted,  
CLEMENT RIVERS, LLP

By: s/Russell G. Hines  
Stephen L. Brown (SC Bar No. 66468)  
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Matthew O. Riddle (SC Bar No. 76650)  
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*Attorneys for Appellants*

Charleston, South Carolina

February 18, 2025

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Jerrolyn Montgomery-Small,

Appellants.

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**PROOF OF SERVICE**

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CLEMENT RIVERS, LLP  
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*Attorneys for Appellants*

I, Russell G. Hines, of Clement Rivers, LLP, attorneys for Appellants, hereby certify that Appellants' **NOTICE OF APPEAL** was served on Respondent on February 18, 2025, by emailing (see attached email) a copy of the same to Respondent's counsel of record:

Shawn T. Pinkston, Esquire  
PINKSTON LAW FIRM, LLC  
[shawnpinkston@me.com](mailto:shawnpinkston@me.com)

*Attorney for Respondent*

I also certify that a copy of Appellants' **NOTICE OF APPEAL** was today, February 18, 2025, E-Filed with the lower court (see attached NEF), which also, i.e., in addition to service by email, effected service of the notice today on the above-identified counsel of record via the E-Filing System.

Respectfully submitted,

CLEMENT RIVERS, LLP

By: s/Russell G. Hines  
Russell G. Hines (SC Bar No. 72100)

*Attorneys for Appellants*

Charleston, South Carolina

February 18, 2025

**From:** [Hines, Russell](#)  
**To:** "[shawnpinkston@me.com](mailto:shawnpinkston@me.com)"  
**Cc:** [Riddle, Matthew](#); [Bell, Pollyana \(Polly\)](#); [Wakeham, Rebecca \(Becky\)](#); [Eadie, Christine](#); [Justman, Aimee](#); [Brown, Stephen L.](#); [Davis, Jay](#); [Peterson, Susan](#); [Bohannon, Kiara](#)  
**Subject:** Haynes v. Fundamental (Case No. 2021-CP-10-02744) -- Notice of Appeal  
**Date:** Tuesday, February 18, 2025 3:57:00 PM  
**Attachments:** [image001.png](#)  
[Haynes v. Fundamental \(Case No. 2021-CP-10-02744\) -- Notice of Appeal.pdf](#)  
[Appealed Order 1 -- 2025 02-03 -- Order Denying MTCA and Granting RTS.pdf](#)  
[Appealed Order 2 -- 2025 02-07 -- Order Denying MTR.pdf](#)

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Attached for service in the above-referenced matter please find our **Notice of Appeal** and copies of the **appealed orders** attached thereto.

Russell G. Hines  
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**\*\*\*\*\* IMPORTANT NOTICE - READ THIS INFORMATION \*\*\*\*\***  
**NOTICE OF ELECTRONIC FILING [NEF]**

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**A filing has been submitted to the court RE:** 2021CP1002744

**Official File Stamp:** 02-18-2025 03:46:45 PM  
**Court:** CIRCUIT COURT  
Common Pleas  
Charleston  
**Case Caption:** William Haynes , plaintiff, et al VS Fundamental Administrative Services Llc , defendant, et al  
**Document(s) Submitted:** Appeal/Notice of Appeal to Court of Appeals  
- Exhibit/Filing of Exhibits  
- Exhibit/Filing of Exhibits  
**Filed by or on behalf of:** Russell Grainger Hines

This notice was automatically generated by the Court's auto-notification system.

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**The following people were served electronically:**

Donald Jay Davis, Jr. for Fundamental Administrative Services Llc et al  
Matthew Oliver Riddle for Fundamental Administrative Services Llc et al  
Shawn Travis Pinkston for William Haynes, Elizabeth Varner  
Russell Grainger Hines for Fundamental Administrative Services Llc et al

**The following people have not been served electronically by the Court. Therefore, they must be served by traditional means:**

Williams Haynes Personal Representative  
Elizabeth Varner Estate