

**RECEIVED**

**Apr 24 2025**

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

R. Ferrell Cothran, Jr., Circuit Court Judge

Case No. 13-CP-40-0319

Daniel O'Shields And Roger W.  
Whitley A Partnership d/b/a  
O&W Cars,

Appellants,

v.

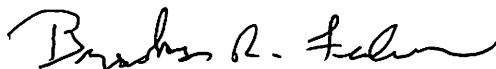
Columbia Automotive Company,  
LLC d/b/a Midlands Honda,

Respondent.

NOTICE OF APPEAL

Daniel O'Shields, Roger W. Whitley, A Partnership d/b/a O&W Cars appeal the orders of the Honorable R. Ferrell Cothran filed January 7, 2025 and March 25, 2025. Appellants received written notice of the entry of judgment of the first Order on January 7, 2025 and of the second order, which is in part an order on a motion to reconsider the first order, on March 25, 2025.

April 24, 2025



Brooks R. Fudenberg  
Law Office of Brooks R. Fudenberg LLC  
14 Ashe Street, Charleston SC 29403  
843-696-8911  
Attorney for Appellants

Other Counsel of Record:

Harry Clayton Walker, Jr., Esq.  
Haynsworth Sinkler Boyd, PA  
134 Meeting Street, Suite 300  
Charleston, SC 29401  
(843) 720-4434

C. Steven Moskos, Esq.  
C. Steven Moskos, P.A.  
6650 Rivers Ave., Ste 210  
N. Charleston, SC 29406  
843-763-5297 Office

<p>Sarah Spruill Haynsworth Sinkler Boyd, PA PO Box 2048 Greenville, SC 29602 (864) 240-3220  Attorneys for Respondent</p>	<p>Attorney for Appellants</p>
--	--------------------------------

**RECEIVED**

**Apr 24 2025**

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

R. Ferrell Cothran, Jr., Circuit Court Judge

Case No. 13-CP-40-0319

Daniel O'Shields And Roger W.  
Whitley A Partnership d/b/a  
O&W Cars,

Appellants,

v.

Columbia Automotive Company,  
LLC d/b/a Midlands Honda,

Respondent.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Columbia Automotive Company, LLC d/b/a Midlands Honda by placing a copy in the United States mail addressed to its attorney of record, Sarah Spruill, Esq., at

Haynsworth Sinkler Boyd, PA  
PO Box 2048  
Greenville, SC 29602,

and via email to Ms. Spruill at [sspruill@hsblawfirm.com](mailto:sspruill@hsblawfirm.com) and to its attorney of record Harry C. Walker, Esq., at [cwalker@hsblawfirm.com](mailto:cwalker@hsblawfirm.com).

A copy of the email is attached.

April 24, 2025



Brooks R. Fudenberg  
Law Office of Brooks R. Fudenberg  
LLC

14 Ashe Street, Charleston SC 29403  
843-696-8911  
Attorney for Appellants

**From:** [Brooks R. Fudenberg](#)  
**To:** [Spruill, Sarah](#); [Walker, Clay](#)  
**Cc:** "[Steve Moskos](#)"  
**Subject:** O'Shields, et a. v. Columbia Automotive - Notice of Appeal  
**Date:** Thursday, April 24, 2025 3:00:42 PM  
**Attachments:** [NoA - 2d Appeal.pdf](#)  
[Order filed 2025-01-07.pdf](#)  
[NEF 2025-01-07.pdf](#)  
[Order filed 2025-03-25.pdf](#)

---

Sarah, Clay,

Please find attached my Clients' Notice of Appeal of the recent Orders of the circuit court, which I hereby serve upon you.

Please also find copies of those orders.

As you know, the Rule 60 motion is still outstanding. Will you consent to a motion to the Court of Appeals to return jurisdiction over the Rule 60 motion to the lower court?

Regards,

Brooks R. Fudenberg  
Law Office of Brooks R. Fudenberg, LLC  
14 Ashe Street  
Charleston SC 29403  
843-696-8911  
910-401-1242 (eFax)

THIS COMMUNICATION MAY CONTAIN CONFIDENTIAL AND PRIVILEGED  
ATTORNEY-CLIENT OR ATTORNEY WORK PRODUCT INFORMATION. IF YOU ARE  
NOT THE INTENDED RECIPIENT, PLEASE CONTACT THE SENDER AND THEN  
DESTROY THIS COMMUNICATION