

IN THE STATE OF SOUTH CAROLINA  
In The South Carolina Court Of Appeals

105387

**RECEIVED**

APPEAL FROM CHARLESTON COUNTY  
Court Of Common Pleas

JUL 29 2025

Honorable H. Steven DeBerry, Circuit Court Judge

SC Court of Appeals

Case No.: 2023-000751

Margaret Elaine Chapman ..... Appellant,

V.

Wade Wilson Judy, et. al. .... Respondent,

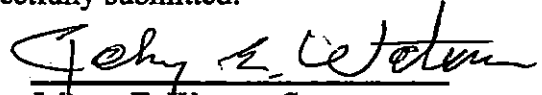
**NOTICE OF MOTION AND MOTION TO RECONSIDER AFFIRMATION OF CASE**

PLEASE TAKE NOTICE that the above-named Appellant, Margaret Chapman, by and through his counsel, undersigned, will move before the Presiding Judge of the South Carolina Court of Appeals on the 10<sup>th</sup> day hereafter, or as soon as this matter may be heard, for an Order reconsidering the Court’s decision to affirm the decision of the lower court based on the statutory and common laws of this state, the Rules of Court procedure and the following facts:

- A. The ruling of the Court would allow for the serving of documents at any email ever used by Counsel instead of using the email address designated by the attorneys in their annual filing with the bar designating the email to use for official purposes.
- B. That would create chaos in determining where an appellant must search to find official responses in court matters.

Respectfully submitted:

BY:



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**THIS OPINION HAS NO PRECEDENTIAL VALUE. IT SHOULD NOT BE  
CITED OR RELIED ON AS PRECEDENT IN ANY PROCEEDING  
EXCEPT AS PROVIDED BY RULE 268(d)(2), SCACR.**

**THE STATE OF SOUTH CAROLINA  
In The Court of Appeals**

In the Matter of: The Estate of Juleanne Judy Bryan

Margaret Elaine Chapman, Appellant,

v.

Grady W. DuBose, Wilson Wade Judy and Marvin Lee  
Judy, III, Respondents.

Appellate Case No. 2023-000751

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Appeal From Charleston County  
H. Steven DeBerry, IV, Circuit Court Judge

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Unpublished Opinion No. 2025-UP-255  
Submitted June 1, 2025 – Filed July 23, 2025

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**AFFIRMED**

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Johnny Elliot Watson, Sr., of Watson Law Firm, of  
Columbia, for Appellant.

Daniel Scott Slotchiver, of Slotchiver & Slotchiver, LLP  
of Mount Pleasant, for Respondent Grady W. DuBose.

Sarah P. Spruill, of Haynsworth Sinkler Boyd, PA, of  
Greenville; and Stafford J. McQuillin, III, of Haynsworth

Sinkler Boyd, PA, of Charleston, both for Respondents  
Wilson Wade Judy and Marvin Lee Judy, III.

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**PER CURIAM:** Margaret Elaine Chapman appeals the circuit court's order granting Wade Wilson Judy, Marvin Lee Judy, and Grady W. DuBose's (collectively, Respondents') motion to dismiss Chapman's appeal from the probate court which found Chapman's appeal failed to comply with the requirements of section 62-1-308 of the South Carolina Code (2022). On appeal, Chapman argues the circuit court erred when it found Chapman failed to (1) timely file her notice of intent to appeal, (2) timely file her statement of issues on appeal, (3) arrange the furnishing of the transcript, and (4) file her circuit court brief. We affirm pursuant to Rule 220(b), SCACR.

We hold the circuit court did not err when it dismissed Chapman's appeal on the basis that her notice of intent to appeal was not timely filed. At the hearing on Respondents' motion to dismiss, Chapman's counsel acknowledged the probate court sent its final order to his email on December 22, 2022. However, Chapman's counsel did not file the notice of intent to appeal until January 5, 2023. Contrary to Chapman's counsel's assertion that he no longer used the email address at issue, Respondents informed the circuit court the email address was active and Chapman's counsel had communicated with the probate court throughout the case using that same email address. Chapman's counsel did not contest that he had used that email address during the pendency of the case. Accordingly, because Chapman filed the notice of intent to appeal more than ten days after receiving written notice of the probate court's final order, it was not timely filed. *See* § 62-1-308(a) (2022) ("The notice of intention to appeal to the circuit court must be filed in the office of the circuit court and in the office of the probate court and a copy served on all parties not in default *within ten days after receipt of written notice of the appealed from order . . .*" (emphasis added)); *cf. Wells Fargo Bank, N.A. v. Fallon Props. S.C., LLC*, 422 S.C. 211, 219, 810 S.E.2d 856, 860 (2018) ("[A]n email sent from the court, an attorney of record, or a party that provides written notice of entry of an order or judgment triggers the time for serving a notice of appeal for purposes of Rule 203(b)(1), SCACR."). Because the circuit court properly dismissed Chapman's appeal on the basis that her notice of intent to appeal was not timely filed, a dispositive issue, we decline to consider Chapman's remaining issues. *See Futch v. McAllister Towing of Georgetown, Inc.*, 335 S.C. 598, 613, 518 S.E.2d 591, 598 (1999) (ruling an appellate court need not address remaining issues when its resolution of a prior issue is dispositive).

**AFFIRMED.<sup>1</sup>**

**KONDUROS, MCDONALD, and VINSON, JJ., concur.**

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<sup>1</sup> We decide this case without oral argument pursuant to Rule 215, SCACR.

STATE OF SOUTH CAROLINA  
IN THE CIRCUIT COURT

APPEAL FROM CHARLESTON COUNTY CIRCUIT COURT

Honorable H. Steven DeBerry, Circuit Court Judge

Case No.: 2023-000751

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JUL 29 2025

SC Court of Appeals

Magaret Elaine Chapman ..... Appellant,

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Grady W. Dubose ..... Respondent.

CERTIFICATE OF SERVICE

I, Johnny E. Watson, attorney for the Appellant, above-named, hereby certify that I have served the individual named below with a copy of the document described herein by hand delivery, email and/or by depositing it in the US Mail, postage prepaid, at the address listed below on the date listed herein below.

TO: Daniel S. Slotchiver, Esq.      Stafford McQuillin, Esq.  
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Email: [dan@slotchiverlaw.com](mailto:dan@slotchiverlaw.com)      [mmcquillin@hsblawfirm.com](mailto:mmcquillin@hsblawfirm.com)

DOCUMENT:      NOTICE OF MOTION AND MOTION TO RECONSIDER

DATE SERVED:      July 29, 2025.

S/Johnny E. Watson  
Johnny E. Watson, Document Server