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**Aug 28 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

Mikell R. Scarborough,  
Circuit Court Judge

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Civil Case No. 2023-CP-10-00947

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Henry Bailem, IV, Joseph Bailem, Sheila Bailem, Diane Jefferson,  
Michael Jefferson, Sr., Rashica Coakley, and Ann Bailem Simmons,

Appellants,

v.

County of Charleston, Town of Mount Pleasant, DRB Group South Carolina, LLC f/k/a Dan Ryan Builders South Carolina, LLC, Marie P. Howard, Lewis B. Howard, Jr., Lanelle P. Johnson, William Bailem, Sr., X Syvier Lynn Johnson, Sonia Maria Simmons, Kenneth Davis, Juanita Nelson, Titus Howard, Myeisha Howard, James Howard, And John Doe and Jane Doe, fictitious names used herein to designate the unknown heirs at law, distributes, and/or devisees of all persons who are minors or members of the Armed Forces of the United States of America, as contemplated By the Soldiers' and Sailors' Relief Act, 1940,as Amended, and all persons entitled to claim under and through any of them

Respondents.

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NOTICE OF APPEAL

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Henry Bailem, IV, Joseph Bailem, Sheila Bailem, Diane Jefferson, Michael Jefferson, Sr., Rashica Coakley, and Ann Bailem Simmons appeal the orders of the Honorable Mikell R. Scarborough dated July 8 and August 1, 2025. Appellants received written notice of entry of the Order Granting Summary Judgment on July 8, 2025, and filed a Motion to Reconsider on July 18, 2025. Appellants received written notice of entry of the Order Denying the Motion to Reconsider on August 1, 2025.

August 28, 2025

/s/ W. Andrew Gowder, Jr.

W. Andrew Gowder, Jr. (SC Bar No. 7895)

AUSTEN & GOWDER, LLC

PO Box 20820

Charleston, SC 29413

[andy@austengowder.com](mailto:andy@austengowder.com)

(843) 727-2229

*Counsel for Appellants*

Other Counsel of Record:

David G. Pagliarini (S.C. Bar No. 8850)

James I. Ward, IV (S.C. Bar No. 103777)

[jward@tompsc.com](mailto:jward@tompsc.com)

[dpagliarini@tompsc.com](mailto:dpagliarini@tompsc.com)

Town of Mount Pleasant

100 Ann Edwards Lane

Mount Pleasant, SC 29464

Phone: (843) 849-2020

*Counsel for Respondent Town of Mount Pleasant*

Marc G. Belle (S.C. Bar No. 103946)

Bernard E. Ferrara, Jr. (S.C. Bar No. 9034)

Andrew L. Hethington, (S.C. Bar No. 104667)

[bferrara@charlestoncounty.org](mailto:bferrara@charlestoncounty.org)

[mbelle@charlestoncounty.org](mailto:mbelle@charlestoncounty.org)

[alhethington@charlestoncounty.org](mailto:alhethington@charlestoncounty.org)

4045 Bridge View Drive

North Charleston, South Carolina 29405

(843) 958-4010

*Counsel for Respondent County of Charleston*

W. Taylor Stanley (S.C. Bar 101377)

Adams & Reese, LLP

1221 Main Street, Suite 1200

Columbia, South Carolina 29201

[Taylor.Stanley@arlaw.com](mailto:Taylor.Stanley@arlaw.com)

803-212-6518

Paul E. Sperry

Sperry Law, LLC

P.O. Box 14395

Charleston, South Carolina 29422

[paul@sperrylawsc.com](mailto:paul@sperrylawsc.com)

(843)345-9880

*Counsel for Respondent DRB Group South Carolina,  
LLC f/k/a Dan Ryan Builders South Carolina, LLC*

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Respondents.

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CERTIFICATE OF SERVICE

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The undersigned hereby certifies that a true copy of the Notice of Appeal in the above referenced case has been served upon the following by emailing a digital copy this 28<sup>th</sup> day of August, 2025 to:

David G. Pagliarini (S.C. Bar No. 8850)  
James I. Ward, IV (S.C. Bar No. 103777)  
[jward@tompsc.com](mailto:jward@tompsc.com)  
[dpagliarini@tompsc.com](mailto:dpagliarini@tompsc.com)  
Town of Mount Pleasant  
100 Ann Edwards Lane  
Mount Pleasant, SC 29464  
Phone: (843) 849-2020

*Counsel for Respondent Town of Mount Pleasant*

Marc G. Belle (S.C. Bar No. 103946)  
Bernard E. Ferrara, Jr. (S.C. Bar No. 9034)  
Andrew L. Hethington, (S.C. Bar No. 104667)  
[bferrara@charlestoncounty.org](mailto:bferrara@charlestoncounty.org)  
[mbelle@charlestoncounty.org](mailto:mbelle@charlestoncounty.org)  
[alhethington@charlestoncounty.org](mailto:alhethington@charlestoncounty.org)  
4045 Bridge View Drive  
North Charleston, South Carolina 29405  
(843) 958-4010

*Counsel for Respondent County of Charleston*

W. Taylor Stanley (S.C. Bar 101377)  
Adams & Reese, LLP  
1221 Main Street, Suite 1200  
Columbia, South Carolina 29201  
[Taylor.Stanley@arlaw.com](mailto:Taylor.Stanley@arlaw.com)  
803-212-6518

Paul E. Sperry  
Sperry Law, LLC  
P.O. Box 14395  
Charleston, South Carolina 29422  
[paul@sperrylawsc.com](mailto:paul@sperrylawsc.com)  
(843)345-9880

*Counsel for Respondent DRB Group South Carolina,  
LLC f/k/a Dan Ryan Builders South Carolina, LLC*

/s/ W. Andrew Gowder, Jr.  
W. Andrew Gowder, Jr.  
Counsel for Appellants