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Sep 23 2025

SC Court of Appeals

NOTICE OF APPEAL IN A CIVIL CASE

THE STATE OF SOUTH CAROLINA
In The Court of Appeals
[In The Supreme Court]

APPEAL FROM SPARTANBURG
COUNTY
Court of Common Pleas

Jocelyn Newman, Circuit Court Judge

Patrick C. Fant, III, Circuit Court Judge

Case No. 2024CP4201687

Donald Roth,

Respondent,

v.

The River Bend Sportsman's Resort, Inc.;
Riverbend Properties, Inc.; Ralph H.
Brendle; Paul J. Barnwell; Robert T. Estes;
and Paul Lehner,

Appellants.

NOTICE OF APPEAL

Pursuant to Rule 203 of the South Carolina Appellate Court Rules, Appellants appeal the Order for Judgment of the Honorable Jocelyn Newman, dated August 25, 2025. Appellants filed a Motion to Reconsider this Order on August 14, 2025. Copies of the Order and Motion to Reconsider are attached as Exhibit A.

Defendants further appeal the Order Striking Defendant's Answer issued by the Honorable Patrick C. Fant, III, dated April 16, 2025. Appellants filed a Motion to Reconsider this Order on April 22, 2025, which motion was denied by Order dated May 27, 2025. Copies of the Order, Motion to Reconsider and Order denying the Motion to Reconsider are attached as Exhibit B.

Further, a copy of this Notice of Appeal is simultaneously being filed in the Court of Common Pleas for Spartanburg County, and Appellants have timely served this Notice of Appeal.

s/ Kenneth C. Anthony, Jr.
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Spartanburg, SC
September 23, 2025

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Appellants.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Donald Roth by depositing a copy in the United States Mail, postage prepaid, on September 23, 2025, addressed to his attorney of record, Fred W. Suggs, III, Post Office Box 10529, Greenville, South Carolina 29603.

September 23, 2025
Spartanburg, SC

s/ Kenneth C. Anthony, Jr.
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Attorney for Appellants

THE ANTHONY
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September 23, 2025

Via email to ctappfilings@sccourts.org
and by Federal Express to:
The Honorable Jenny Abbott Kitchens
Clerk, The South Carolina Court of Appeals
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Re: Donald Roth v. The River Bend Sportsman's Resort, Inc., et al
Civil Action No. 2024CP4201687

Dear Ms. Kitchens:

Enclosed for filing is a Notice of Appeal in this case. Also enclosed are the following:

1. Proof of service of the Notice of Appeal on Respondent.
2. A copy of the Orders cited in the Notice of Appeal.
3. Check for \$250, representing payment of the filing fee.

Please let us know if you need anything further.

Very truly yours,



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