

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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OCT 31 2013

SC Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

The Honorable Steven H. John, Circuit Court Judge

Case No. 2013-CP-26-0423

GAYLOR, INC. OF NORTH CAROLINA,----- APPELLANT,

v.

PC CONSTRUCTION OF GREENWOOD,
INC. AND SAFECO INSURANCE
COMPANY OF AMERICA, ----- RESPONDENTS.

AFFIDAVIT OF SERVICE OF AMENDED NOTICE OF APPEAL

The undersigned attorney for Appellant, being first duly sworn, deposes and says:

1. That the Respondents, **PC Construction of Greenwood, Inc. and Safeco Insurance Company of America, c/o Matthew Stabler, Esq. & E. Wade Mullins, Esq., Bruner Powell Wall & Mullins, LLC, 1735 St. Julian Place, Suite 200, Columbia, SC 29204** has been duly served with process of Amended Notice of Appeal in this action in accordance with the North Carolina Rules of Appellate Procedure by certified mail. Attached hereto as Exhibit "A" is a true and accurate copy of the USPS Certified Mail "green card" numbered **7012 1640 0001 4439 6055** showing receipt of service by defendant. Also attached as Exhibit "B" is a true and accurate copy of the USPS delivery confirmation showing receipt of service by defendant on **October 11, 2013**.

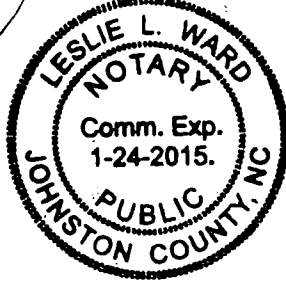
IN WITNESS WHEREOF, I have hereunto set my hand and seal, this 28th day of October, 2013.

Sworn to and subscribed before
me this 28th day of October, 2013.

Leslie L. Ward
NOTARY PUBLIC - Signed

Leslie L. Ward
NOTARY PUBLIC - Printed

1/24/2015
MY COMMISSION EXPIRES



ANDERSON JONES, PLLC

By: *M. Caroline Lindsey*
M. Caroline Lindsey, SCSB #75354
Attorney for the Appellant
Post Office Box 20248
Raleigh, NC 27619
Phone: 919.277-2541
Fax: 919.277-2544

CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing Affidavit of Service of Amended Notice of Appeal via USPS Regular Mail, postage prepaid, at the following address:

Matthew Stabler, Esq.
E. Wade Mullins, III, Esq.
Bruner, Powell, Wall & Mullins, LLC
1735 St. Julian Place, Suite 200
Columbia, SC 29204

*Attorneys for PC Construction of Greenwood, Inc. and Safeco Insurance Company of America,
Respondents*

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SC Court of Appeals

This the 28th day of October, 2013.

ANDERSON JONES, PLLC

M. Caroline Lindsey
M. Caroline Lindsey, SCSB #05354
*Attorney for Gaylor, Inc. of North Carolina,
Appellant
Attorney for Western Surety Company*
Post Office Box 20248
Raleigh, NC 27619
Phone: 919-277-2541
Fax: 919-277-2544
clindsey@andersonandjones.com

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Copy of PCI Card Notice of Appeal

Postage \$		10/8/13 Postmark Here LW, MCL, VAA
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees \$	6.51	

Sent To Matthew Stabler, Esq.
Street, A, or PO Box E. Wade Mullins, III, Esq.
 Bruner, Powell, Wall & Mullins, LLC
City, State 1735 St. Julian Place, Suite 200
 Columbia, SC 29204

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Matthew Stabler, Esq.
 E. Wade Mullins, III, Esq.
 Bruner, Powell, Wall & Mullins, LLC
 1735 St. Julian Place, Suite 200
 Columbia, SC 29204

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 X *Marie Peete* Agent Addressee

B. Received by (Printed Name) *Marie Peete* C. Date of Delivery *10/11/13*

D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

3. Service Type
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 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number (Transfer from service label) **7012 1640 0001 4439 6055**

PS Form 3811, February 2004 Domestic Return Receipt *Copy of PCI Card Notice of Appeal* 102595-02-M-1540

15 2013
 ANDERSON JONES, PLLC

EXHIBIT A

1 OF 1

English

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Send Mail

Manage Your Mail

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Business Solutions

USPS Tracking™



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Tracking Number: 70121640000144396055

Product & Tracking Information

Postal Product:

Features:
Certified Mail™

Available Options

Email Updates

DATE & TIME	STATUS OF ITEM	LOCATION
October 11, 2013 , 12:06 pm	Delivered	COLUMBIA, SC 29204
October 11, 2013 , 10:07 am	Out for Delivery	COLUMBIA, SC 29204
October 11, 2013 , 9:57 am	Sorting Complete	COLUMBIA, SC 29204
October 11, 2013 , 9:41 am	Arrival at Unit	COLUMBIA, SC 29204
October 11, 2013	Depart USPS Sort Facility	COLUMBIA, SC 29201
October 11, 2013 , 3:25 am	Processed through USPS Sort Facility	COLUMBIA, SC 29201
October 10, 2013 , 10:03 pm	Processed through USPS Sort Facility	COLUMBIA, SC 29201

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EXHIBIT B
1 OF 1

ANDERSON JONES, PLLC

1305 NAVAHO DRIVE - SUITE 303
Raleigh, NC 27609
TELEPHONE (919) 277-2541

POST OFFICE BOX 20248
Raleigh, NC 27619
FACSIMILE (919) 277-2544

October 28, 2013

VIA US MAIL

South Carolina Court Of Appeals
V. Claire Allen – Deputy Clerk of Court of Appeals
1205 Pendleton Street
Columbia, SC 29201

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COCT 31 2013

SC Court of Appeals

**Re: PC Construction of Greenwood, Inc. and Safeco Insurance Company of America v. Gaylor, Inc. of North Carolina and Western Surety Company
Horry County, South Carolina Case No.: 2013-CP-26-423
AJ File No.: 12-1837**

Dear Ms. Allen:

The following items are enclosed for your review and file:

<u>No. of Items</u>	<u>Description</u>
1	Original and two copies of Affidavit of Service of Amended Notice of Appeal
1	Self-addressed, stamped envelope enclosed

REMARKS: If the above document meets your approval, please file the same and return the copies to our office in the self-addressed, stamped envelope provided. If you have any questions or concerns, please contact me or Caroline Lindsey at (919) 277-2541.

Sincerely,



Leslie L. Ward, NCCP
Paralegal for M. Caroline Lindsey, Attorney for Plaintiffs

cc: Caroline Lindsey
Andy Anderson

TF: 11/4/13

N:\Gaylor, Inc. of the Carolinas\PC Construction\Appeal\102813.SC-AppealsCourt.AffSvcAmendNotAppeal.lot.doc