

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

**RECEIVED**

NOV 06 2013

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Appellate Case No. 2013-000407

**SC Court of Appeals**

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Alan Sheppard.....Appellant

v.

William O. Higgins, Lynn McCants, Ronald C. Owens, Russell Bennett,  
Charles P. Darby, Kiawah Resort Associates LP.....Respondents,

Of whom are Lynn McCants, Ronald C. Owens, Russell Bennett, Charles P.  
Darby, Kiawah Resort Associates LP.....Defendants

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**APPELLANT'S NOTICE OF APPEAL TO THE  
APPELLANT'S WITHDRAW OF APPEAL AS TO RESPONDENT  
HIGGINS**

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The Appellant Alan Sheppard hereby withdraws his Appeal as to the Order dismissing William O. Higgins. The Appeal is withdrawn as to this Orders only, and the Appeal as to the Order dismissing Owens, Bennett, Darby, and Kiawah Resort Associates LP remains.

**MARK W. HARDEE, ATTORNEY AT LAW**

A handwritten signature in black ink, appearing to read 'Mark W. Hardee', written over a horizontal line.

Mark W. Hardee  
Attorney for the Appellant  
2301 Devine St  
Columbia, South Carolina 29205  
(803) 799-0905  
(803) 799-0470 (fax)

Columbia, South Carolina  
November 6, 2013

CERTIFICATE OF SERVICE

I, Vicky McCarter, an employee with the law firm of The Hardee Firm., do hereby certify that I have this date served a copy of the following pleading upon the individual named below, by placing a copy in the United States Mail, postage prepaid and return address clearly indicated to the address below:

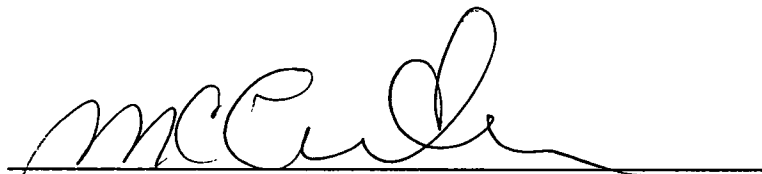
**COUNSEL SERVED:**

John Lynn McCants  
PO Box 2025  
Mt. Pleasant, SC 29465

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NOV 06 2013  
**SC Court of Appeals**

**PLEADING:**

Appellant's Notice of Appeal to the Appellant's  
withdraw of Appeal to Respondent Higgins



Vicky McCarter

Columbia, South Carolina  
November 6, 2013

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I, Vicky McCarter, an employee with the law firm of The Hardee Firm., do hereby certify that I have this date served a copy of the following pleading upon the individual named below, by placing a copy in the United States Mail, postage prepaid and return address clearly indicated to the address below:

**COUNSEL SERVED:**

Ellis Reed-Hill Lesemann  
Harvey & Vallini  
497 Bramson Ct, Suite 201  
Mt. Pleasant, SC 29464

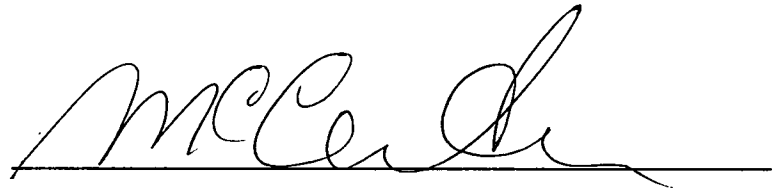
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NOV 06 2013

**SC Court of Appeals**

**PLEADING:**

Appellant's Notice of Appeal to the Appellant's  
withdraw of Appeal to Respondent Higgins



Vicky McCarter

Columbia, South Carolina  
November 6, 2013

CERTIFICATE OF SERVICE

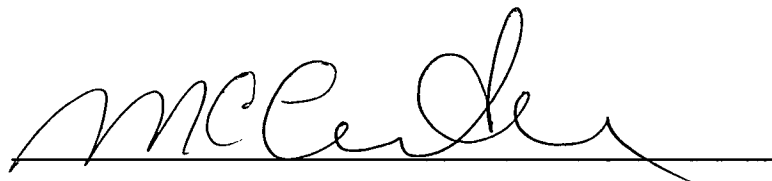
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**COUNSEL SERVED:**

John Julius Pringle, Jr.  
Ellis, Lawhorne & Sims  
PO Box 2285  
Columbia, SC 29202

**PLEADING:**

Appellant's Notice of Appeal to the Appellant's  
withdraw of Appeal to Respondent Higgins

A handwritten signature in black ink, appearing to read 'McCarter', is written over a horizontal line.

Vicky McCarter

Columbia, South Carolina  
November 6, 2013.