

RECEIVED

Mar 11 2026

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

B. Alex Hyman, Circuit Court Judge

Case No. 2025-CP-26-05366

The Arcadian Incorporated of Myrtle Beach, Respondent,

v.

R. Paul Benik, Jr. et al., Appellants.

NOTICE OF APPEAL

R. Paul Benik, Jr. et al., appeal the Order of the Honorable B. Alex Hyman filed on January 22, 2026. Appellants received written notice of the entry of this Order on January 22, 2026. The Appellants next filed a Motion to Reconsider pursuant to Rules 52 and 59(e), SCRCP and was denied by circuit court without a hearing on February 12, 2026.

March 11, 2026

s/ Howell V. Bellamy, III
Howell V. Bellamy, III, Esq.
Bellamy, Rutenberg, Copeland, Epps,
Gravely & Bowers, P.A.
1000 29th Ave., North.
Myrtle Beach, SC 29577
(843)-448-2400 Telephone
(843)-448-3022 Facsimile
Attorney for Appellants

Other Counsel of Record:
Dominic A. Starr, Esq.
J. Christopher Clark, Esq.
McAngus Goudelock & Courie, LLC
2411 North Oak Street, Suite 401
Myrtle Beach, SC 29577
(843) 848-6000 Telephone
(843) 449-2306 Facsimile
Attorneys for the Respondent

RECEIVED

Mar 11 2026

SC Court of Appeals

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

APPEAL FROM HORRY COUNTY
Court of Common Pleas

B. Alex Hyman, Circuit Court Judge

Case No. 2025-CP-26-05366

The Arcadian Incorporated of Myrtle Beach, Respondent,

v.

R. Paul Benik, Jr. et al., Appellants.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on The Arcadian Incorporated of Myrtle Beach by depositing a copy of it in the United States Mail, Postage Prepaid, on March 11, 2026, addressed to its attorneys of record, Dominic A. Starr and J. Christopher Clark, at 2411 North Oak Street, Suite 401, Myrtle Beach, South Carolina 29577.

March 11, 2026

s/ Howell V. Bellamy, III
Howell V. Bellamy, III, Esq.
1000 29th Ave., North
Myrtle Beach, SC 29577
(843)-448-2400 Telephone
(843)-448-3022 Facsimile
Attorney for Appellants

M. EDWIN HINDS, JR.
DAVID B. MILLER⁺
C. WINFIELD JOHNSON, III
DOUGLAS M. ZAYICEK
MARTIN C. DAWSEY*
ROBERT S. SHELTON⁺
HOWELL V. BELLAMY, III
GEORGE W. REDMAN, III^{+ ** ++}
BENJAMIN A. BARODY^{+ ** ++}
PHILLIP H. ALBERGOTTI* **
HAYES K. STANTON^{+ **}
KARA J. KEITH **
LAUREN B. BENTON

* LLM TAXATION
** LICENSED IN SC & NC
+ CERTIFIED MEDIATOR
++ CERTIFIED ARBITRATOR



THE
BELLAMY
LAW FIRM

OFFICES IN MYRTLE BEACH & PAWLEYS ISLAND

WWW.BELLAMYLAW.COM

HOLLY M. LUSK
JON CRAIG HOWELL, JR.
ZACHARY J. CROWL**
BRICE A. BERTSCHIN
ALLIE BARTH TILLER
W. PIERCE HAAR
MACKENZIE PEARSON ADAMS

RETIRED:
HOWELL V. BELLAMY, JR.
JOHN K. RUTENBERG (1939-2012)
JOHN E. COPELAND
CLAUDE M. EPPS, JR.
DAVID R. GRAVELY
EDWARD B. BOWERS, JR.*
BRADLEY D. KING
JILL F. GRIFFITH

POST OFFICE BOX 357 (29578) • 1000 29TH AVENUE NORTH • MYRTLE BEACH, SC 29577
TELEPHONE (843) 448-2400 • FACSIMILE (843) 448-3022

March 11, 2026

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201

RE: R. Paul Benik, Jr. et al. Appellant, Case No. 2025-CP-26-05366

Dear Ms. Kitchings:

Enclosed for filing is a notice of appeal in the above-captioned case. Also enclosed are the following:

- (1) Proof of service of the Notice of Appeal on the Respondent.
- (2) A copy of the orders which are to be challenged on appeal.
- (3) Transcript Request Form and attachments.
- (4) A filing fee of \$250.00.

(SIGNATURE PAGE TO FOLLOW)

RECEIVED

Mar 11 2026

SC Court of Appeals

March 11, 2026

Page 2

Sincerely,

s/ Howell V. Bellamy, III
Howell V. Bellamy, III, Esq.
Bellamy, Rutenberg, Copeland, Epps,
Gravely & Bowers, P.A.
1000 29th Ave., North
Myrtle Beach, SC 29577
(843) 448-2400 Telephone
(843) 448-3022 Facsimile
Attorney for Appellants

Counsel of Record:
Dominic A. Starr, Esq.
J. Christopher Clark, Esq.
McAngus Goudelock & Courie, LLC
2411 North Oak Street, Suite 401
Myrtle Beach, SC 29577
(843) 848-6000 Telephone
(843) 449-2306 Facsimile
Attorneys for the Respondent