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IN THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM DORCHESTER COUNTY  
Court of Common Pleas

Honorable Edgar Warren Dickson, Circuit Court Judge

Case No. 2012-CP-18-2686

Aubrey Kate Durham,

Respondent,

v.

South Carolina Department of  
Transportation,

Appellant.

NOTICE OF APPEAL

Caroline Cleveland, Esq., SC Bar No. 64253  
Bob J. Conley, Esq., SC Bar No. 12243  
Joshua D. Cagle, Esq., SC Bar No. 78180  
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Attorneys for Appellant

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SC Court of Appeals

TO THE HONORABLE JUDGES OF THE SOUTH CAROLINA COURT OF APPEALS:

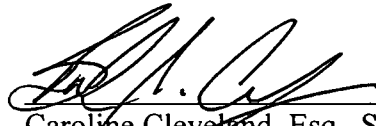
Appellant South Carolina Department of Transportation (“SCDOT”) hereby appeals the Order of the Honorable Edgar Warren Dickson, dated June 26, 2013, and filed with the Dorchester County Clerk of Court on July 2, 2013, denying SCDOT’s Motion to Dismiss. (Exhibit A.) Appellant received written notice of the entry of final judgment in the case on July 5, 2013, and, thereafter, served a Motion to Amend or Alter Judgment on July 10, 2013.

The Motion to Amend or Alter Judgment was subsequently filed on July 11, 2013, and the Honorable Edgar Warren Dickson issued an Order dated November 21, 2013, and filed with the Dorchester County Clerk of Court on November 26, 2013, denying SCDOT’s Motion to Amend or Alter Judgment. (Exhibit B.) SCDOT’s counsel received written notice of the Order denying SCDOT’s Motion to Amend or Alter Judgment on December 2, 2013. SCDOT hereby appeals the Order denying its Motion to Amend or Alter Judgment.

In summary, SCDOT hereby appeals the Orders denying its Motion to Dismiss (Exhibit A) and its Motion to Amend or Alter Judgment (Exhibit B).

[Signatures on Following Page]

Respectfully submitted,



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Attorneys for Appellant

Charleston, South Carolina

Date: 12/12/13

Other Counsel of Record:

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Attorneys for Respondent

IN THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM DORCHESTER COUNTY  
Court of Common Pleas

Honorable Edgar Warren Dickson, Circuit Court Judge

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Case No. 2012-CP-18-2686

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Aubrey Kate Durham,

Respondent,

v.

South Carolina Department of  
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Appellant.

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**PROOF OF SERVICE OF NOTICE OF APPEAL**

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Attorneys for Appellant

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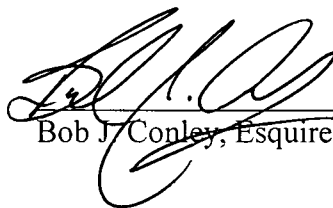
DEC 16 2013

SC Court of Appeals

I hereby certify that on December 12, 2013, I served a copy of the Notice of Appeal  
on the following:

Nancy Bloodgood, Esquire  
Lucy C. Sanders, Esquire  
FOSTER LAW FIRM, L.L.C.  
895 Island Park Drive, Suite 202  
Charleston, SC 29492  
Attorneys for Respondent

by placing a copy of said document in the United States mail with sufficient postage thereon.



Bob J. Conley, Esquire

Charleston, South Carolina

Date: 12/12/13

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December 12, 2013

The Honorable Jenny Kitchings  
Clerk, South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, SC 29211

Re: *Audrey Kate Durham v. South Carolina Department of Transportation*,  
Civil Action No.: 12-CP-18-02686

Dear Ms. Kitchings:

Enclosed for filing is a notice of appeal on the respondent. 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 challenged on appeal; and,
- (3) A filing fee of \$100.00.

Yours truly,

CLEVELAND LAW, LLC



Bob J. Conley

BJC/jgb

Enclosure: as stated

cc: Nancy Bloodgood, Esquire

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SC Court of Appeals

CLEVELAND *PAW*, L.L.C.

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The Honorable Jenny Kitchings  
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