

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas for the Ninth Circuit

J.C. Nicholson, Jr. Circuit Court Judge

Case No.: 2011-CP-10-5774

RECEIVED  
DEC 27 2013  
SC Court of Appeals

Pavilion Development Corp. & Larry McNair,.....Plaintiff/ Appellants,

v.

Nexsen Pruet, LLC .....Defendant/ Respondent,

v.

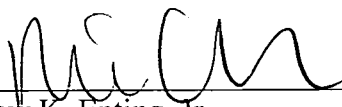
DC & Sons, LLC.....Counterclaim Defendant.

NOTICE OF APPEAL

Plaintiffs Pavilion Development Corp. ("Pavilion") and Larry McNair appeal the order of the Honorable J.C. Nicholson, Jr. filed October 9, 2013 (Exhibit A) and the order filed November 25, 2013 denying, without hearing, Appellants' motion to reconsider (Exhibit B). Appellants received written notice of entry of Judge Nicholson's order denying their motion to reconsider on December 2, 2013. Appellants are in receipt of the transcript of record.

December 20, 2013

ANDREW K. EPTING, JR., LLC

By 

Andrew K. Epting, Jr.

Michelle N. Endemann

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Phone: 843-377-1871; Fax: 843-377-1310

George J. Kefalos, Esquire

Oana D. Johnson, Esquire

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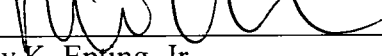
DC & Sons, LLC.....Counterclaim Defendant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal by depositing a copy in the United States Mail, Postage prepaid, on December 20, 2013, addressed to Respondent's attorneys of record as follows:

Elizabeth Van Doren Gray, Esquire  
Tina M. Cundari, Esquire  
Sowell Gray Stepp & Laffitte, LLC  
P.O. Box 11449  
Columbia, SC 29211

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*Attorneys for Appellants*

3324

**ANDREW K. EPTING, JR., L.L.C.**  
ATTORNEYS AT LAW

December 20, 2013

**RECEIVED**  
DEC 27 2013  
**SC Court of Appeals**

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
PO Box 11629  
Columbia, South Carolina 29211

Re: Pavilion Development Corp. & Larry McNair v. Nexsen Pruet, LLC, et al  
CA No.: 2011-CP-10-5774

Dear Ms. Kitchings:

Enclosed for filing please find the original and one copy of the Notice of Appeal and Proof of Service together with our firm's check in the amount of \$100.00 for the filing fee in the above-referenced matter.

With kindest regards,

ANDREW K. EPTING, JR., LLC



Michelle N. Endemann

MNE/agg

Enclosures – as stated

cc: Andrew K. Epting, Jr., Esquire  
George J. Kefalos, Esquire  
Oana D. Johnson, Esquire  
Tina Cundari, Esquire  
Elizabeth V. Gray, Esquire

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