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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM MARLBORO COUNTY
Court of Common Pleas
Brian M. Gibbons, Circuit Court Judge

Civil Action No. 2021-CP-34-00321

Brenda Tyndall, Respondent,

v.

Nissan Motor Co., Ltd. and Nissan North America, Inc.

Of which Nissan Motor Co., Ltd. is the.....

Appellant.

NOTICE OF APPEAL

Pursuant to South Carolina Rule of Appellate Procedure 203, Appellant Nissan Motor Co., Ltd. ("Nissan") hereby timely appeals (1) the jury verdict and the judgment entered thereon; (2) the evidentiary and other rulings adverse to Nissan before and during trial; (3) the July 30, 2026 Form 4 Order denying Nissan's motions for judgment notwithstanding the verdict, new trial absolute based on errors of law, new trial absolute based on the thirteenth juror doctrine, new trial *nisi remittitur*, and setoff; and (4) the August 14, 2026 Order denying Nissan's motions for judgment notwithstanding the verdict, new trial absolute based on errors of law, new trial absolute based on the thirteenth juror doctrine, and new trial *nisi remittitur*. Copies of the jury verdict,

judgment, and Orders are attached hereto. Nissan received written notice of the Order denying its post-trial motions on August 14, 2026.

Respectfully submitted,

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Attorneys for Defendant Nissan Motor Co., Ltd.

Columbia, South Carolina
September 1, 2026

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Appellant.

PROOF OF SERVICE

I, the undersigned Administrative Assistant of the law offices of Nelson Mullins Riley & Scarborough LLP, attorneys for Appellant, do hereby certify that I have served all counsel in this action with a copy of the pleading(s) hereinbelow specified, by electronic mail, and is attached to this certificate.

Pleadings: Notice of Appeal

Parties Served:

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September 1, 2026


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September 1, 2026

Via Electronic Mail

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

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RE: Brenda Tyndall v. Nissan Motor Co., Ltd. And Nissan North America, Inc.
Civil Action No. 2021-CP-34-00321
Our File No. 000531.02000

Dear Ms. Kitchings:

Today we have electronically filed and served a Notice of Appeal on behalf of Nissan Motor Co., Ltd., from multiple orders entered in the above-referenced case. We are sending our check for the \$250 filing fee via our courier today.

Very truly yours,



A. Mattison Bogan

Enclosure

cc: Christopher C. Kinon (chris@kinonlaw.com)
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