RECEIVED
Oct 09 2026
SC Court of Appeals

ELECTRONICALLY FILED - 2026 Oct 09 9:18 AM - ANDERSON - COMMON PLEAS - CASE#2025CP0401823

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ANDERSON COUNTY
Court of Common Pleas

The Honorable R. Lawton McIntosh

C.A. No.: 2025-CP-04-01823

Matthew Moody and Kristi Moody……Plaintiffs / Appellants,

v.

Timothy Smith, Carly Smith, Michelle Hicks, David Garrison, and RE/MAX Reach…….…….....……..…Defendants,

Timothy Smith and Carly Smith…...…….....Third-Party Plaintiffs,

v.

Matthew J. Moody and Kristi W. Moody as Trustees of the Moody Family Trust……..……Third-Party Defendants,

OF WHOM

Timothy Smith and Carly Smith are…...…… Respondents.

NOTICE OF APPEAL

Appellants, Matthew Moody and Kristi Moody, appeal the following orders entered into the above-captioned case:

1. Form 4 Order entered by the Honorable R. Lawton McIntosh on September 29, 2026 (September Order); and

2. Order Granting Summary Judgement (Partial) entered by the Honorable R. Lawton McIntosh on June 22, 2026 (June Order).

Appellants received written notice of the September Order on September 29, 2026, and are timely filing this Notice of Appeal. A copy of the September Order is attached hereto as Exhibit A. A copy of the June Order is attached hereto as Exhibit B.

Respectfully submitted,
BURKE LAW, LLC

s/Luke A. Burke
Luke A. Burke (SC Bar # 100033)
P.O. Box 378
Greer, South Carolina 29652
Phone: (864) 735-8289
lburke@gvlattorney.com

Attorney for Matthew Moody and Kristi Moody

October 9, 2026
Greer, South Carolina

Other Counsel of Record:

Joshua B. Raffini, Esquire
Pruitt and Pruitt
101 N. Murray Ave.
Anderson, South Carolina 29625
Telephone: (864) 224-3121
jraffini@pruittandpruitt.com

Attorney for Defendants / Third-Party Plaintiffs Timothy Smith and Carly Smith

Russell M. Racine, Esquire
CRANFILL SUMNER LLP
2907 Providence Rd., Ste. 200
Charlotte, NC 28211
Telephone: 704-940-3418
rracine@cshlaw.com

Attorney for Defendant Michelle Hicks

ELECTRONICALLY FILED - 2026 Oct 09 9:18 AM - ANDERSON - COMMON PLEAS - CASE#2025CP0401823

Catharine Garbee Griffin, Esquire
BAKER, RAVENEL & BENDER, LLP
P.O. Box 8057
Columbia, South Carolina 29202
Telephone: (803) 799-9091
cgriffin@brblegal.com

Attorney for Defendants David Garrison and RE/MAX Reach

ELECTRONICALLY FILED - 2026 Oct 09 9:18 AM - ANDERSON - COMMON PLEAS - CASE#2025CP0401823

RECEIVED
Oct 09 2026
SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ANDERSON COUNTY
Court of Common Pleas

The Honorable R. Lawton McIntosh

C.A. No.: 2025-CP-04-01823

Matthew Moody and Kristi Moody……Plaintiff / Appellants,

v.

Timothy Smith, Carly Smith, Michelle Hicks, David Garrison, and RE/MAX Reach…….…….....……..…Defendants,

Timothy Smith and Carly Smith…...…….....Third- Party Plaintiffs,

v.

Matthew J. Moody and Kristi W. Moody as Trustees of the Moody Family Trust……..……Third-Party Defendants,

OF WHOM

Timothy Smith and Carly Smith are…...…… Respondents.

PROOF OF SERVICE

I certify that I have served **Appellants' Notice of Appeal, Exhibit A, and Exhibit B** upon counsel of record by electronic mail on October 9, 2026, as follows:

Joshua B. Raffini, Esquire
E-mail: jraffini@pruittandpruitt.com

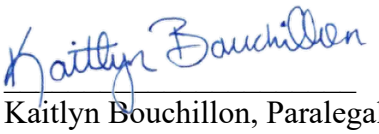
Attorney for Defendants / Third-Party Plaintiffs Timothy Smith and Carly Smith

Russell M. Racine, Esquire
Email: rracine@cshlaw.com

Attorney for Defendant Michelle Hicks

Catharine Garbee Griffin, Esquire
Email: cgriffin@brblegal.com

Attorney for Defendants David Garrison and RE/MAX Reach



Kaitlyn Bouchillon, Paralegal
Burke Law, LLC
P.O. Box 378
Greer, South Carolina 29652
Phone: (864) 735-8289
kaitlynb@gvlattorney.com