

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

70938

Charles B. Simmons, Jr., Master in Equity

Case No. 2013-CP-23-03075

1/11/14
Sherman Financial Group, LLC.....Appellant,

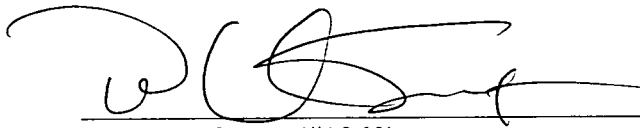
vs.

FM FRI Greenville, LLC.....Respondent.

NOTICE OF APPEAL

Sherman Financial Group, LLC respectfully appeals the order of the Honorable Charles B. Simmons, Jr. dated November 13, 2013, as modified and amended by order filed December 23, 2013 denying Appellant's Motion to Reconsider filed November 15, 2013. Appellant received written notice of entry of the order denying its Motion to Reconsider on December 27, 2013.

January 8, 2014



Steven E. Farrar (#1960)
William B. Swent (#13519)
Jason D. Maertens (#73583)
Smith Moore Leatherwood LLP
300 East McBee Avenue, Suite 500 (29601)
Post Office Box 87
Greenville, SC 29602
(864) 242-6440 / (864) 240-2498 (fax)
steve.farrar@smithmoorelaw.com
william.swent@smithmoorelaw.com
jason.maertens@smithmoorelaw.com

Attorneys for Plaintiff

RECEIVED

JAN 13 2014

SC Court of Appeals

Other Counsel of Record:

Cynthia Buck Brown (#66172)
Calvin T. Vick, Jr. (#68187)
Harper, Lambert & Brown, P.A.
Post Office Box 908
Greenville, SC 29602
(864) 235-5535
(864) 235-6866 (fax)
cbrown@hlblegal.com
tvick@hlblegal.com

Attorneys for Respondent

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

Charles B. Simmons, Jr., Master in Equity

Case No. 2013-CP-23-03075

Sherman Financial Group, LLC.....Appellant,

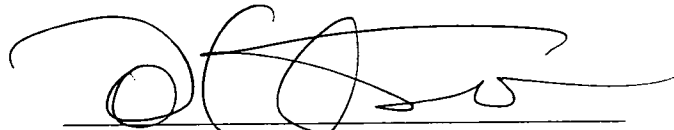
vs.

FM FRI Greenville, LLC.....Respondent.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on FM FRI Greenville, Inc., by depositing a copy of it in the United States Mail, postage prepaid, on January 8, 2014, addressed to its attorney of record, Cynthia Buck Brown, Post Office Box 908, Greenville, South Carolina 29602.

January 8, 2014



Steven E. Farrar (#1960)
William B. Swent (#13519)
Jason D. Maertens (#73583)
Smith Moore Leatherwood LLP
300 East McBee Avenue, Suite 500 (29601)
Post Office Box 87
Greenville, SC 29602
(864) 242-6440 / (864) 240-2498 (fax)
steve.farrar@smithmoorelaw.com
william.swent@smithmoorelaw.com
jason.maertens@smithmoorelaw.com

Attorneys for Plaintiff



SMITH MOORE LEATHERWOOD

January 8, 2014

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

Re: *Sherman Financial Group, LLC v. FM FRI Greenville, LLC*
C.A. No. 2013-CP-23-03075

Dear Ms. Kitchings:

Enclosed for filing is a Notice of Appeal in the above case. Also enclosed are the following:

- (1) Proof of Service of the Notice of Appeal on the Respondent.
- (2) Copies of the Orders which are to be challenged on appeal.
- (3) A filing fee of \$100.

Sincerely,

SMITH MOORE LEATHERWOOD LLP

William B. Swent

WBS/sps
Enclosures
cc: Ms. Cynthia Buck Brown

RECEIVED

JAN 13 2014

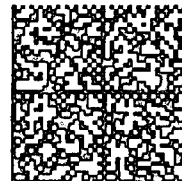
SC Court of Appeals



usps/05016011.000001

SMITH MOORE LEATHERWOOD

Smith Moore Leatherwood LLP
Attorneys at Law
The Leatherwood Plaza
300 East McBee Avenue
Suite 500
Greenville, SC 29601



neopost

049J82033190

\$0 1.520

01/08/2014

Mailed From 29601

US POSTAGE

RECEIVED

JAN 13 2014

SC Court of Appeals

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