

IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM ORANGEBURG COUNTY
Court of Common Pleas

71023

Honorable Edgar W. Dickson, Chief Administrative Judge, Presiding

Case No. 2011-CP-38-1379

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JAN 21 2014

SC Court of Appeals

YMM

William Breland,..... Plaintiff-Respondent,

v.

South Carolina Department of Transportation,..... Defendant-Appellant.

NOTICE OF INTENT TO APPEAL

The South Carolina Department of Transportation hereby appeals from the Orders and Rulings of the Honorable Edgar W. Dickson, Chief Administrative Judge, as follows:

Order dated August 30, 2013, and filed September 5, 2013, denying Summary Judgment;

Rulings from the Court denying directed verdict during the course of trial; and,

Order denying Motion for Judgement Notwithstanding the Verdict (JNOV) or, in the alternative, for a New Trial, dated January 13, 2014, served on Defendant, SCDOT, on January 15, 2014, and filed January 16, 2014. Copies of all Orders are attached hereto.

January 17, 2014
Bamberg, SC

Respectfully submitted,

NESS & JETT, LLC

By:

Richard B. Ness
Norma A. J. Turner
Alison Dennis Hood
Adam C. Ness
Post Office Box 909
Bamberg, SC 29003
(803) 245-5178

Attorney for Defendant-Appellant

OTHER COUNSEL OF RECORD:

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JULIUS B. NESS
1916-1991

January 17, 2014

Honorable Jenny Abbott Kitchings
Clerk, SC Court of Appeals
P. O. Box 11629
Columbia, SC 29211

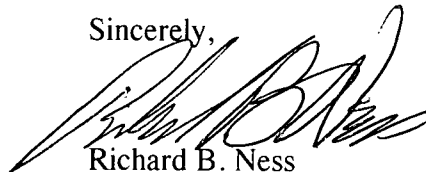
Re: William Breland v. South Carolina Department of Transportation
Case No.: 2011-CP-38-1379

Dear Ms. Kitchings:

I enclose for filing the Notice of Appeal and a filing fee of \$100 in the above-referenced action. By copy of this letter, I am filing this Notice in the lower court and serving it upon counsel for Plaintiff-Respondent and all other counsel of record.

Please clock in and return to me the enclosed copy in the envelope provided.

Sincerely,



Richard B. Ness

cc:
Honorable Winnifa B. Clark, Clerk of Court
J. Christopher Wilson, Esq.

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Case No. 2011-CP-38-1379

William Breland,..... Plaintiff-Respondent,

v.

South Carolina Department of Transportation,..... Defendant-Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on counsel for Plaintiff-Respondent, William Breland, and all other counsel of record, by depositing a copy of it in the United States Mail, postage prepaid, on January 17, 2014, addressed to the persons below-listed:

J. Christopher Wilson, Esq.
Attorney at Law
P. O. Box 1150
Bamberg, SC 29003

Honorable Jenny Abbott Kitchings
Clerk, SC Court of Appeals
P. O. Box 11629
Columbia, SC 29211

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Honorable Winnifa B. Clark
Orangeburg Clerk of Court
P. O. Drawer 9000
Orangeburg, SC 29116

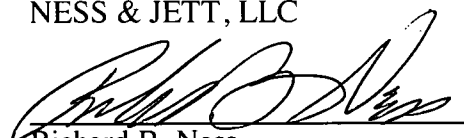
SC Court of Appeals

January 17, 2014

Bamberg, SC

NESS & JETT, LLC

By:



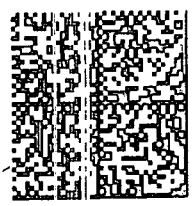
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