

STATE OF SOUTH CAROLINA)

COUNTY OF RICHLAND)

IN THE COURT OF COMMON PLEAS
FOR THE FIFTH JUDICIAL CIRCUIT

72666

REVEREND DR. REGINALD BYRDEN,
PASTOR OF GILL CREEK BAPTIST
CHURCH)

Civil Action No. 2013-CP-400-6527

Plaintiff,

vs.

Notice of Appeal / Intent to Appeal

GILL CREEK BAPTIST CHURCH, KENNETH
WORTHY, DOROTHY FULWOOD, WILLIE
GRIER, JR., CEASAR LEYSATH, III, DAVID
JACOBS, JULIA HARRELL, ROSCOE BUSH,
EVELYN MOORE, AND GLORIA PRYOR
(ACTING IN THEIR OFFICIAL CAPACITIES
AS DEACONS AND IN THEIR INDIVIDUAL
CAPACITIES), BARBARA BROWN,
LAVERNE SANDERS, CHRIS MOORE,
SANDRA HINES, DONALD WORTHY, INEZ
BUSH, RON TILLMAN, ORETHA YOUNG,
BOBBIE MARTIN, CHARLES BERRY, AND
SHARON GRIER (ACTING IN THEIR
OFFICIAL CAPACITIES AS TRUSTEES AND
IN THEIR INDIVIDUAL CAPACITIES) AND
DONALD WORTHY (ACTING IN HIS
OFFICIAL CAPACITY AS TREASURER AND
IN HIS INDIVIDUAL CAPACITY) AND
CHARLES GREENE (ACTING IN HIS
OFFICIAL CAPACITY AS ASSISTANT
TREASURER AND IN HIS INDIVIDUAL
CAPACITY)

Defendants.

RECEIVED
JUN 27 2014
SC Court of Appeals

To: Defendant's Above Named and their attorneys Reginald Belcher, Esquire and Jessica Gooding, Esquire of Turner Padget Graham and Laney, PA

Notice is hereby given that Reverend Dr. Reginald Byrden, the Plaintiff in the above named case, acting by and through his undersigned attorneys, hereby appeals to the South Carolina Court of Appeals the Order of the Honorable G. Thomas Cooper, Jr., entered in this action on the 19th day of May, 2014 and received by Plaintiff's counsel on May 24, 2014,

dismissing with Prejudice Plaintiff's Cause of Action for Civil Conspiracy against Defendants Kenneth Worthy, Dorothy Fulwood, Willie Grier, Jr., Ceasar Leysath, III, David Jacobs, Julia Harrell, Roscoe Bush, Evelyn Moore, Gloria Pryor, Barbara Brown, Laverne Sanders, Chris Moore, Sandra Hines, Donald Worthy, Inez Bush, Ron Tillman, Oretha Young, Bobbie Martin, Charles Berry, Sharon Grier, and Charles Greene. A filed copy of the Order Dismissing Plaintiff's Civil Conspiracy Cause of Action against the above named Defendants is attached hereto.

Defendant's attorneys of record are listed below as follows:

Reginald W. Belcher, Esquire
Jessica Gooding, Esquire
Turner Padget Graham and Laney, P.A.
Bank of America Plaza, 17th Floor
1901 Main Street (29201)
PO Box 1473
Columbia, SC 29202

Certificate of Service

I, Shana Evans, certify that I am an employee of the Gist Law Firm in Columbia, South Carolina. I certify that on June 18, 2014, I submitted on behalf of the Plaintiff Reginald Byrden this Notice of Appeal and copy of Order Dismissing with Prejudice Plaintiff's Civil Conspiracy Cause of Action against the above named Defendants by U.S Mail to attorneys for the above named Defendants at the address listed below:

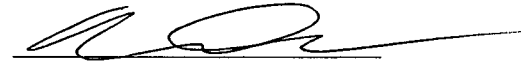
Reginald W. Belcher, Esquire
Jessica Gooding, Esquire
Turner Padget Graham and Laney, P.A.
Bank of America Plaza, 17th Floor
1901 Main Street (29201)
PO Box 1473
Columbia, SC 29202


Shana Evans

Date

[Signature Block on Following Page]

GIST LAW FIRM



Donald Gist
Aaron Wallace
4400 North Main Street
Columbia, South Carolina 29203
(803) 771-8007 (Office)
(803) 771-0063

June 18, 2014

REVEREND DR. REGINALD BYRDEN, PASTOR)
OF GILL CREEK BAPTIST CHURCH)

Plaintiff(s))

vs.)

GILL CREEK BAPTIST CHURCH, KENNETH WORTHY,)
DOROTHY FULWOOD, WILLIE GRIER, JR., CEASAR)
LEYSATH, III, DAVID JACOBS, JULIA HARRELL,)
ROSCOE BUSH, EVELYN MOORE, AND GLORIA PRYOR)
(ACTING IN THEIR OFFICIAL CAPACITIES AS)
DEACONS AND IN THEIR INDIVIDUAL CAPACITIES),)
BARBARA BROWN, LAVERNE SANDERS, CHRIS MOORE,)
SANDRA HINES, DONALD WORTHY, INEZ BUSH, RON)
TILLMAN, ORETHA YOUNG, BOBBIE MARTIN,)
CHARLES BERRY, AND SHARON GRIER (ACTING IN)
THEIR OFFICIAL CAPACITIES AS TRUSTEES AND IN)
THEIR INDIVIDUAL CAPACITIES) AND DONALD)
WORTHY (ACTING IN HIS OFFICIAL CAPACITY AS)
TREASURER AND IN HIS INDIVIDUAL CAPACITY))
AND CHARLES GREENE (ACTING IN HIS OFFICIAL)
CAPACITY AS ASSISTANT TREASURER AND IN HIS)
INDIVIDUAL CAPACITY))

Defendant(s))

Submitted By: Donald Gist, Aaron Wallace)
Address: Donald Gist, Aaron Wallace, Gist Law Firm,)
PA, 4400 N. Main Street, Columbia, SC)
29203)

SC Bar #: 13098 / 100255)
Telephone #: 8037718007)
Fax #: 8037710063)
Other: dtommygist@yahoo)
E-mail: aaronwallace.gistlawfirm@gmail)

NOTE: The coversheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for the use of the Clerk of Court for the purpose of docketing. It must be filled out completely, signed, and dated. A copy of this coversheet must be served on the defendant(s) along with the Summons and Complaint.

DOCKETING INFORMATION (Check all that apply)

**If Action is Judgment/Settlement do not complete*

- JURY TRIAL** demanded in complaint. **NON-JURY TRIAL** demanded in complaint.
- This case is subject to **ARBITRATION** pursuant to the Court Annexed Alternative Dispute Resolution Rules.
- This case is subject to **MEDIATION** pursuant to the Court Annexed Alternative Dispute Resolution Rules.
- This case is exempt from ADR. (Proof of ADR/Exemption Attached)

NATURE OF ACTION (Check One Box Below)

- | | | | |
|--|---|---|---|
| <p>Contracts</p> <ul style="list-style-type: none"> <input type="checkbox"/> Constructions (100) <input type="checkbox"/> Debt Collection (110) <input type="checkbox"/> Employment (120) <input type="checkbox"/> General (130) <input type="checkbox"/> Breach of Contract (140) <input type="checkbox"/> Other (199) | <p>Torts - Professional Malpractice</p> <ul style="list-style-type: none"> <input type="checkbox"/> Dental Malpractice (200) <input type="checkbox"/> Legal Malpractice (210) <input type="checkbox"/> Medical Malpractice (220) Previous Notice of Intent Case # 20____-CP-_____ <input type="checkbox"/> Notice/ File Med Mal (230) <input type="checkbox"/> Other (299) | <p>Torts - Personal Injury</p> <ul style="list-style-type: none"> <input type="checkbox"/> Assault/Slander/Libel (300) <input type="checkbox"/> Conversion (310) <input type="checkbox"/> Motor Vehicle Accident (320) <input type="checkbox"/> Premises Liability (330) <input type="checkbox"/> Products Liability (340) <input type="checkbox"/> Personal Injury (350) <input type="checkbox"/> Wrongful Death (360) <input type="checkbox"/> Other (399) | <p>Real Property</p> <ul style="list-style-type: none"> <input type="checkbox"/> Claim & Delivery (400) <input type="checkbox"/> Condemnation (410) <input type="checkbox"/> Foreclosure (420) <input type="checkbox"/> Mechanic's Lien (430) <input type="checkbox"/> Partition (440) <input type="checkbox"/> Possession (450) <input type="checkbox"/> Building Code Violation (460) <input type="checkbox"/> Other (499) |
| <p>Inmate Petitions</p> <ul style="list-style-type: none"> <input type="checkbox"/> PCR (500) <input type="checkbox"/> Mandamus (520) <input type="checkbox"/> Habeas Corpus (530) <input type="checkbox"/> Other (599) | <p>Administrative Law/Relief</p> <ul style="list-style-type: none"> <input type="checkbox"/> Reinstate Drv. License (800) <input type="checkbox"/> Judicial Review (810) <input type="checkbox"/> Relief (820) <input type="checkbox"/> Permanent Injunction (830) | <p>Judgments/Settlements</p> <ul style="list-style-type: none"> <input type="checkbox"/> Death Settlement (700) <input type="checkbox"/> Foreign Judgment (710) <input type="checkbox"/> Magistrate's Judgment (720) <input type="checkbox"/> Minor Settlement (730) | <p>Appeals</p> <ul style="list-style-type: none"> <input type="checkbox"/> Arbitration (900) <input type="checkbox"/> Magistrate-Civil (910) <input type="checkbox"/> Magistrate-Criminal (920) <input type="checkbox"/> Municipal (930) |

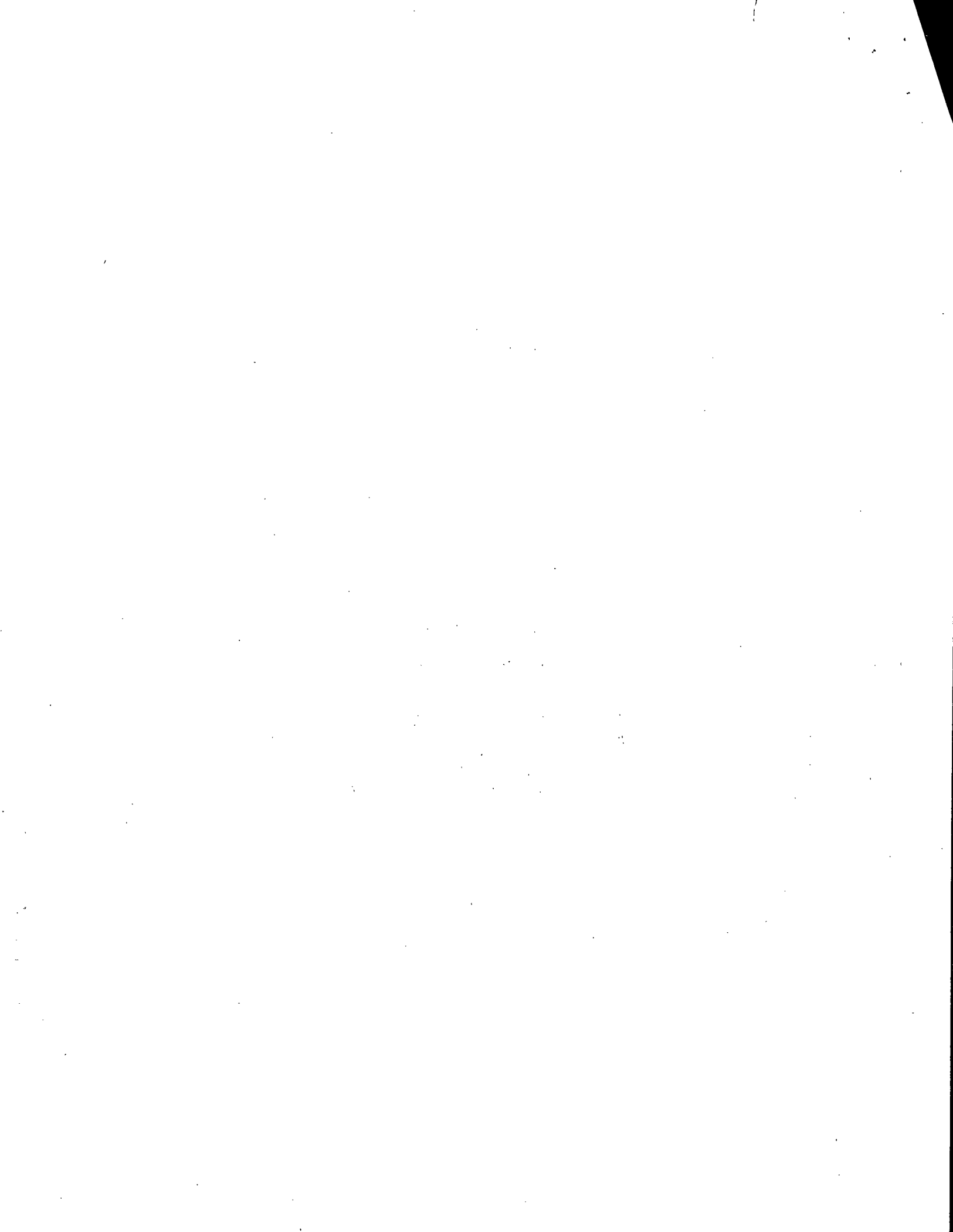
CIVIL ACTION COVERSHEET

2013-CP - 400- 6527

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JUN 27 2014

SC Court of Appeals



FOR MANDATED ADR COUNTIES ONLY

Aiken, Allendale, Anderson, Bamberg, Barnwell, Beaufort, Berkeley, Calhoun, Charleston, Cherokee, Clarendon, Colleton, Darlington, Dorchester, Florence, Georgetown, Greenville, Hampton, Horry, Jasper, Kershaw, Lee, Lexington, Marion, Oconee, Orangeburg, Pickens, Richland, Spartanburg, Sumter, Union, Williamsburg, and York

SUPREME COURT RULES REQUIRE THE SUBMISSION OF ALL CIVIL CASES TO AN ALTERNATIVE DISPUTE RESOLUTION PROCESS, UNLESS OTHERWISE EXEMPT.

You are required to take the following action(s):

1. The parties shall select a neutral and file a "Proof of ADR" form on or by the 210th day of the filing of this action. If the parties have not selected a neutral within 210 days, the Clerk of Court shall then appoint a primary and secondary mediator from the current roster on a rotating basis from among those mediators agreeing to accept cases in the county in which the action has been filed.
2. The initial ADR conference must be held within 300 days after the filing of the action.
3. Pre-suit medical malpractice mediations required by S.C. Code §15-79-125 shall be held not later than 120 days after all defendants are served with the "Notice of Intent to File Suit" or as the court directs. (Medical malpractice mediation is mandatory statewide.)
4. Cases are exempt from ADR only upon the following grounds:
 - a. Special proceeding, or actions seeking extraordinary relief such as mandamus, habeas corpus, or prohibition;
 - b. Requests for temporary relief;
 - c. Appeals
 - d. Post Conviction relief matters;
 - e. Contempt of Court proceedings;
 - f. Forfeiture proceedings brought by governmental entities;
 - g. Mortgage foreclosures; and
 - h. Cases that have been previously subjected to an ADR conference, unless otherwise required by Rule 3 or by statute.
5. In cases not subject to ADR, the Chief Judge for Administrative Purposes, upon the motion of the court or of any party, may order a case to mediation.
6. Motion of a party to be exempt from payment of neutral fees due to indigency should be filed with the Court within ten (10) days after the ADR conference has been concluded.

Please Note: You must comply with the Supreme Court Rules regarding ADR.
Failure to do so may affect your case or may result in sanctions.

- Forfeiture-Petition (840)
- Forfeiture—Consent Order (850)
- Other (899)

- Transcript Judgment (740)
- Lis Pendens (750)
- Transfer of Structured Settlement Payment Rights Application (760)

- Probate Court (940)
- SCDOT (950)
- Worker's Comp (960)
- Zoning Board (970)
- Public Service Comm. (990)
- Employment Security Comm (991)

Special/Complex /Other

- Environmental (600)
- Automobile Arb. (610)
- Medical (620)
- Other (699)

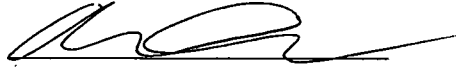
- Pharmaceuticals (630)
- Unfair Trade Practices (640)
- Out-of State Depositions (650)
- Motion to Quash Subpoena in an Out-of-County Action (660)
- Sexual Predator (510)

- Confession of Judgment (770)
- Petition for Workers Compensation Settlement Approval (780)
- Other (799)

- Other (999)

**Notice of Intent to
Appeal - Circuit Court
Order**

Submitting Party Signature:



Date:

6/18/14

Note: Frivolous civil proceedings may be subject to sanctions pursuant to SCRCR, Rule 11; and the South Carolina Frivolous Civil Proceedings Sanctions Act, S.C. Code Ann. §15-36-10 et. seq.