

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

72697

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APPEAL FROM YORK COUNTY  
In the Court of Common Pleas  
J. Michael Baxley, Circuit Court Judge

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Case No. 2011-CP-46-04552

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Fairway Townes Owners' Association, Inc. . . . . Appellants,

v.

MI Windows and Doors, Inc., . . . . . Respondents.

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NOTICE OF APPEAL

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Fairway Townes Owners' Association., Inc., appeal the Orders of the Honorable John C. Hayes III, filed February 18, 2014, and Order dated May, 27, 2014 and filed May 29, 2014. Appellants made a timely motion to reconsider the Order granting summary judgment to MI Windows and Doors filed February 18, 2014, the Honorable John C. Hayes III filed an order to set aside the February 18, 2014 order on April 16, 2014. Respondents made a timely motion of reconsideration filed May 1, 2014. Appellants received written notice on June 2, 2014 that the Honorable John C. Hayes III had set aside the Order of April 16, 2014 and the Court's Order dated February 18, 2014 granting summary judgment to MI Windows and Doors would be the Order controlling the case.

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**SC Court of Appeals**

LEATH BOUCH & SEEKINGS, LLP



W. Jefferson Leath, Jr., Esquire

Michael S. Seekings, Esquire

92 Broad Street

PO Box 59

Charleston, SC 29401

ATTORNEYS FOR APPELLANTS

Fairway Townes Homeowners' Association, Inc.

Charleston, SC  
June 30, 2014

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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PROOF OF SERVICE

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I, Cheryl Steadman, paralegal at the firm of Leath Bouch & Seekings, LLP, certify that I have served the Notice of Appeal ON mi Windows and Doors, Inc., by depositing a copy in the United States Mail, postage prepaid, on June 30, 2014, addressed to his attorney of record and to all attorneys of record as follows:

Samuel W. Outten, Esquire  
Hugh Claytor, Esquire  
Womble Carlyle Sandridge & Rice, LLP  
PO Box 10208  
Greenville, SC 29603  
Attorneys for MI Windows and Doors, Inc.

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**SC Court of Appeals**

Michael W. Knapp, Esquire  
Ryan L. Beaver, Esquire  
Bradley Arant Boult Cummings, LLP  
100 N. Tryon Street, Suite 2690  
Charlotte, NC 28202  
Attorney for NVR, Inc.

Tracy T. Vann, Esquire  
Nexsen Pruet  
227 West Trade Street  
Suite 1550  
Charlotte, NC 28202  
Attorney for Lake Builders, Inc.

Brian E. Wolfe, Esquire  
Whitaker B. Rose, Esquire  
Baucom Claytor Benton Morgan & Wood  
PO Box 35246  
Charlotte, NC 28235  
Attorney for McGee Brothers

Christy E. Mahon, Esquire  
Mark K. Barrow, Esquire  
Sweeny, Wingate & Barrow  
PO Box 12129  
Columbia, SC 29211  
Attorney for Hans Construction Co., Inc.

David C. Cleveland, Esquire  
Clawson and Staubes, LLC  
126 Seven Farms Drive, Suite 200  
Charleston, SC 29492  
Attorney for James Thompson d/b/a James Thompson Construction

Thomas F. Dougall, Esquire  
Dougall & Collins  
1700 Woodcreek Farms Road, Suite 100  
Elgin, SC 29045  
Attorney for Ron Meyers Construction

Elizabeth Martineau, Esquire  
Eric W. Rowell, Esquire  
Martineau King, PLLC  
PO Box 31188  
Charlotte, NC 28202  
Attorney for Jorge Torres d/b/a JAT Construction

Robert M. Rubin, Esquire  
Matthew K. Lilly, Esquire  
Cranfill Sumner & Hartzog, LLP  
2907 Providence Road, Suite 200  
Charlotte, NC 28211  
Attorney for Alpha Omega Construction Group

James P. Walsh, Esquire  
John D. Harjehausen, Esquire  
Clarkson Walsh Terrell & Coulter, P.A.  
PO Box 6728  
Greenville, SC 29606  
Attorney for Kuester Management Group

Eric R. Tonnsen, Esquire  
Eller Tonnsen Bach, LLC  
2201 Augusta Street, Ste. 200  
Greenville SC 29605  
Attorneys for Richard Chavez a/k/a Richard Jorge Chavez Tito;  
Herber Chavez a/k/a Herber Percy Chavez Tito a/k/a Heber Chavez Tito

Michael T. Loftis, Esquire  
PO Box 945  
Blythewood, SC 29016  
Attorneys for Richard Chavez a/k/a Richard Jorge Chavez Tito;  
Herber Chavez a/k/a Herber Percy Chavez Tito a/k/a Heber Chavez Tito

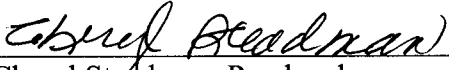
Ely Owen Grote, Esquire  
Brown & Brehmer  
PO Box 7966  
Columbia, SC 29202  
Attorney for Amy Moreno d/b/a Xtreme Framing

J. Ryan Oates, Esquire  
Murphy & Grantland, P .A.  
PO Box 6648  
Columbia, SC 29260  
Attorney for Siding by HNL a/k/a Siding by H.N.L

Paul D. Greene, Esquire  
Batten Farrar, Esquire  
Gallivan White & Boyd, P .A.  
PO Box 10589  
Greenville, SC 29603  
Attorney for David Cribillero a/k/a David Cibillero-Camacho

William G. Lyles III, Esquire  
Allen Leland, Esquire  
Lyles & Lyles  
PO Box 773  
Charleston, SC 29402  
Attorneys for Antonieta Villaba a//k/a Antoineta Gomez  
a/k/a Antonieta V. Gomez

The Honorable David Hamilton  
York County Clerk of Court  
Post Office Box 649  
York, South Carolina 29745

  
Cheryl Steadman, Paralegal  
Leath Bouch & Seekings, LLP  
PO Box 59  
Charleston, SC 29401



DAVID RAMSAY HOUSE  
c. 1740

# LEATH, BOUCH & SEEKINGS, LLP

COMMERCIAL LITIGATION • CONSTRUCTION • ENVIRONMENTAL

June 30, 2014

The Honorable Jenny Abbott Kitchings  
Clerk  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211-1629

RE: Fairway Townes Owners Association vs. NVR, Inc., McGee Brothers, Inc.  
Lake Brothers, Inc., MI Windows & Doors, Inc., et al.  
CA No. 2011-CP-46-04552

Dear Ms. Kitchings:

Please find enclosed an original and one copy of the Appellants' Notice of Appeal and Proof of Service to all counsel in the above matter. I have also enclosed our firm's check in the amount of One Hundred (\$100.00) Dollars for the filing fee. I would ask that you please return a clocked copy of the Notice in the enclosed prepaid envelope.

Thank you for your courtesies. If you have any questions, please contact me.

Sincerely,

LEATH BOUCH & SEEKINGS, LLP

Cheryl Steadman  
Paralegal

/cas

Enclosures as stated

c: All counsel of record ( w/enclosures)

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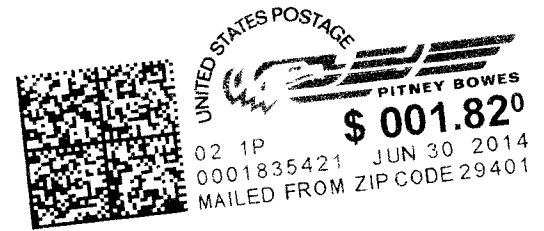
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**SC Court of Appeals**



**LEATH, BOUCH & SEEKINGS, LLP**

P.O. BOX 59 • CHARLESTON, SC 29402  
92 BROAD STREET  
CHARLESTON, SC 29401



The Honorable Jenny Abbott Kitchings  
Clerk  
South Carolina Court of Appeals  
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SC Court of Appeals

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