

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

James C. Williams, Circuit Court Judge sitting as Special Referee

Case No. 2013-CP-10-1066  
Formerly, Case No. 2011-CP-10-2232

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**RECEIVED**  
SEP 10 2014  
**SC Court of Appeals**

The Bristol Condominium  
Property Owners Association,.....Respondent.

v.

John T. Lucas, Sr. as Trustee of the John T. Lucas Revocable  
Trust Dated November 10, 2004, and Carolyn C. Lucas  
Revocable Trust Dated November 10, 2004,.....Appellant,

v.

The Bristol Condominium  
Property Owners Association,.....Respondent.

NOTICE OF APPEAL

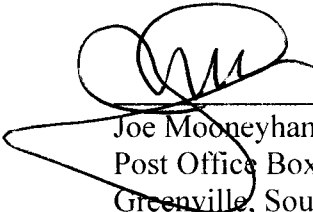
John T. Lucas, Sr. as Trustee of the John T. Lucas Revocable Trust and Carolyn C. Lucas Revocable Trust appeals that portion of the Court’s Order signed August 11, 2014, denying Lucas’s Motion for reconsideration and a new trial. Lucas filed that motion in response to the entry of judgment, on September 6, 2013, denying his counterclaim for wrongful foreclosure against The Bristol Condominium Property Owners Association.

The Bristol originally filed Civil Action 2011-CP-10-3240 on March 25, 2011 as a foreclosure complaint against Lucas, who owned a condominium in the Bristol complex in Charleston. Lucas answered and counterclaimed, alleging a number of causes of action, but in essence alleged that the foreclosure was wrongful and retaliatory.

On May 22-24, 2013, the Hon. James C. Williams Jr., sitting as Special Referee, heard this matter nonjury. In his order, entered September 6, 2013, he found for the Bristol and denied Lucas any relief on his counterclaim. A copy of that order is attached as Exhibit A to this Notice.

Lucas filed his motion to reconsider, and for a new trial, on September 6, 2013. Judge Williams granted Lucas some relief on the issue of attorneys' fees, but denied his motion for a new trial by order dated August 11, 2014. That order is the order appealed from, and is attached as Exhibit B to this Notice.

Lucas received a copy of that order on August 15, 2014 and therefore timely appeals the trial court's orders as set forth above.



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joe@mbllc.com  
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Greenville, South Carolina  
September 9, 2014

Counsel for the Respondent:  
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Joseph T. Belton, Esquire  
Moore & VanAllen PLLC  
Post Office Box 22828  
Charleston, South Carolina 29413  
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Other Counsel of Record:  
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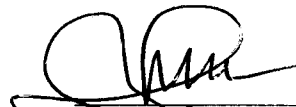
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PROOF OF SERVICE

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I certify that I have served the Notice of Appeal on The Bristol Condominium Property Owners Association by Federal Express, postage prepaid, on September 9, 2014, addressed to its attorneys of record, David B. Wheeler and Joseph T. Belton, Post Office Box 22828, Charleston, South Carolina 29413 and K. Michael Barfield and M. Dawes Cook, Post Office Drawer H, Charleston, South Carolina 29402.

September 9, 2014



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Joseph A. Mooneyham  
Post Office Box 8359  
Greenville, South Carolina 29604  
(864) 421.0036  
Attorney for Appellant

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EIN: 46-2893359

**RECEIVED**

SEP 10 2014

September 9, 2014

**SC Court of Appeals**

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

RE: The Bristol Condominium Property Owners Association v. John T. Lucas, Sr.,  
etc., et al v. The Bristol Condominium Property Owners Association  
Case No. 2013-CP-10-1066, formerly Case No. 2011-CP-10- 2232

Dear Madame Clerk:

Enclosed for filing, please find John Lucas' Notice of Appeal in this matter.

I also enclose our filing fee. Please return a clocked copy of our Notice in the provided stamped envelope, or contact me if you have questions or concerns. Thank you in advance for your kind assistance.

~~Under separate cover, we have served our Notice of Appeal on David B. Wheeler, Joseph T. Belton, K. Michael Barfield and M. Dawes Cook, who represent the respondent. Additionally, under separate cover, we have served our Notice of Appeal on the Honorable Julie Armstrong, Charleston County Clerk of Court.~~

Sincerely,



Joe Mooneyham

JAM/CRH  
Enclosures

cc: M. Dawes Cook, Esquire  
K. Michael Barfield, Esquire  
David B. Wheeler, Esquire  
Joseph T. Belton, Esquire

# MOONEYHAM BERRY, LLC | Trial Lawyers

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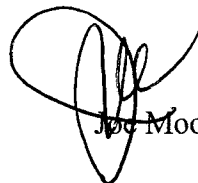
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Gentlemen:

Enclosed please find John Lucas' Notice of Appeal and our proof of service in the above referenced matter. Additionally, please find correspondence with the Charleston County Clerk of Court and South Carolina Court of Appeals.

If you have any questions, please do not hesitate to contact me.

Sincerely,



Joe Mooneyham

JAM/CRH  
Enclosures

# MOONEYHAM BERRY, LLC | Trial Lawyers

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Joe Mooneyham

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