

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

The Honorable Stephanie P. McDonald, Circuit Court Judge

Case No. 2010-CP-10-10490


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NOV 03 2014

SC Court of Appeals

M4053

I'On Assembly, Inc., Brad J. Walbeck, and Lea Ann Adkins, individually and derivatively
on behalf of I'On Assembly, Inc.,


Respondents,

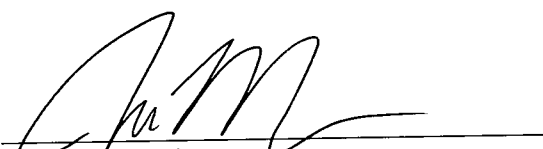
v.

The I'On Company, LLC, The I'On Club, LLC, The I'On Group, LLC f/k/a Civitas, LLC,
and I'On Realty, LLC,

Appellants.

NOTICE OF APPEAL

The I'On Company, LLC, The I'On Club, LLC, The I'On Group, LLC f/k/a Civitas, LLC, and I'On Realty, LLC appeal the order of the Honorable Stephanie P. McDonald filed September 30, 2014, denying, in part, Appellants' Motion for Set Off. Appellant received written notice of entry of this order on October 9, 2014.


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Seth W. Whitaker
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Attorneys for Appellants

October 30, 2014

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*Attorneys for Respondents Brad J. Walbeck, and Lea Ann Adkins,
individually and derivatively on behalf of I'On Assembly, Inc.*

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Yancey A. McLeod, III, Esq.
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Attorneys for Respondent I'On Assembly, Inc.

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The Honorable Stephanie P. McDonald, Circuit Court Judge

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on behalf of I'On Assembly, Inc.,

Respondents,

v.

The I'On Company, LLC, The I'On Club, LLC, The I'On Group, LLC f/k/a Civitas, LLC,
and I'On Realty, LLC,

Appellants.

PROOF OF SERVICE

I, Liane Marcotulli, paralegal for Duffy & Young, LLC, certify that I have served the
NOTICE OF APPEAL on Respondents and Defendants by U.S. mail on October 30, 2014 by
depositing a copy of it to their attorneys of record as shown below:

Justin O. Lucey, Esq.

Joshua F. Evans, Esq.

415 Mill Street

PO Box 806

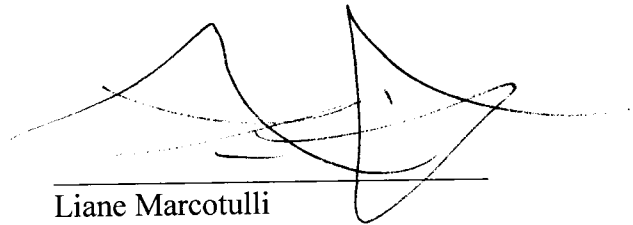
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ATTORNEYS AT LAW

October 30, 2014

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SC Court of Appeals

VIA U.S. MAIL

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
1205 Pendleton Street
Columbia, South Carolina 29201

RE: I'On Assembly, Inc., et al. v. The I'On Company, LLC, et al.
Civil Aciton No.: 2010-CP-10-10490

Dear Ms. Kitchings:

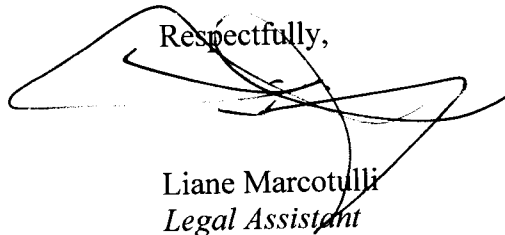
Enclosed for filing please find one original and one copy of a Notice of Appeal in the above-referenced matter. Also enclosed are the following:

- one original and one copy of the Proof of Service of the Notice of Appeal;
- two copies of the Order which is to be challenged on appeal; and
- a check in the amount of \$100 for payment of the associated filing fee.

Please file the originals and return the file-stamped copies to me in the enclosed self-addressed stamped envelope.

I appreciate your assistance in this matter. Should you have any questions or concerns, please do not hesitate to contact me.

Respectfully,



Liane Marcotulli
Legal Assistant

Enclosures

cc: Justin O. Lucey, Esq.
Joshua F. Evans, Esq.
Timothy W. Bouch, Esq.
Yancey A. McLeod, III, Esq.