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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

74904

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

R. Markley Dennis, Jr., Circuit Court Judge

Case No. 2013-CP-10-5559

 Madison at Hamlin Plantation
Townhome Association, Inc.,
and Sandy Randall and Cherie
Berotti, individually and on
behalf of all others similarly
situated,

Respondents,

v.

Builders Support Services of
the Carolinas, Inc. individually
and f/k/a John Wieland
Homes and Neighborhoods of
the Carolinas, Inc. individually
and f/k/a John Wieland
Homes and Neighborhoods of
NC, Inc. individually and f/k/a
John Wieland Homes and
Neighborhoods of SC, Inc.,
John Wieland Homes of SC,
Inc., John Wieland Homes,
Inc., John Wieland Homes of
Charleston, Inc.,

Appellants.

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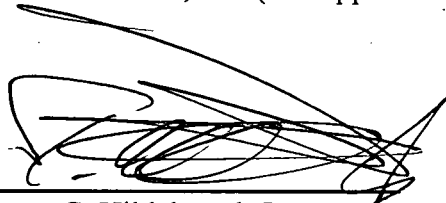
NOTICE OF APPEAL

Builders Support Services of the Carolinas, Inc. individually and f/k/a John Wieland Homes
and Neighborhoods of the Carolinas, Inc. individually and f/k/a John Wieland Homes and

PPAB 2687093v1

Neighborhoods of NC, Inc. individually and f/k/a John Wieland Homes and Neighborhoods of SC, Inc., John Wieland Homes of SC, Inc., John Wieland Homes, Inc., John Wieland Homes of Charleston, Inc. ("Appellants") appeal the order of the Honorable R. Markley Dennis, Jr. dated December 15, 2014, denying Appellant's motion to compel arbitration. Appellants received written notice of entry of this order on January 21, 2015. Appellants additionally appeal the order of the Honorable R. Markley Dennis, Jr. dated September 24, 2014, granting Respondents' motion for class certification which was previously not directly appealable but now may be joined and heard with the appeal of the arbitration order. *See Pelfrey v. Bank of Greer*, 270 S.C. 691, 695, 244 S.E.2d 315, 317 (1978); *Woods v. Rock Hill Fertilizer Co.*, 102 S.C. 442, —, 86 S.E. 817, 819 (1915); *Hite v. Thomas & Howard Co. of Florence*, 305 S.C. 358, 360, 409 S.E.2d 340, 341 (Ct. App. 1991).

January 27, 2015



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January 27, 2015

The Honorable Jenny Abbott Kitchings
Clerk of Court, Court of Appeals
1015 Sumter Street
Columbia, SC 29201

Re: Madison at Hamlin Plantation Townhome Association, Inc. and Sandy Randall and Cherie Berotti, individually, and on behalf of all others similarly situated v. Builders Support Services of the Carolinas, Inc., et al.
Case No.: 2013-CP-10-5559

Dear Ms. Kitchings:

Enclosed herewith please find the original and two copies of the Notice of Appeal in connection with the above-referenced matter. I also enclose our firm's check in the amount of \$100 for the filing fee. Please file the documents and return filed-stamped copies to me.

Thank you for your attention to this matter. Please do not hesitate to contact me if you have any questions. By copy of this letter, we are serving same on all counsel of record.

With best regards,

Yours very truly,

Thomas C. Hildebrand, Jr.

TCHJr/lah
Enclosure

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