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DEC 15 2015
SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Tanya A. Gee, Circuit Court Judge

Case No. 2015-CP-40-01082

Karl T. Harbath, ...Respondent,

v.

Stephen Sanders, Bennett-Hall Co., Inc., Sunbelt Rentals, Inc., ...Defendants,

Of whom Bennett-Hall Co., Inc. is the .....Appellant.

NOTICE OF APPEAL

Appellant Bennett-Hall Co., Inc. appeals the Order of The Honorable Tanya A. Gee dated October 13, 2015, and filed October 14, 2015, and the subsequent Order denying Bennett-Hall Co., Inc.'s Rule 59(e), SCRCP, Motion to Reconsider, which was dated and filed on December 10, 2015.[1] Appellant received written notice of entry of this order on December 10, 2015.

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[1] On December 10, 2015, the Court filed an "Amended Order Striking Portions of the Amended Answer of Defendant Of [sic] Bennett-Hall Co. Inc." The amended order struck findings of fault, which were unsupported by the evidence, from the original October 2015 order. It otherwise denied Bennett-Hall Co., Inc.'s motion to reconsider.

Respectfully submitted,

COLLINS & LACY, P.C.

By:

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ATTORNEYS FOR APPELLANT
BENNETT-HALL CO., INC.

December 11, 2015
Columbia, South Carolina

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

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Tanya A. Gee, Circuit Court Judge

Appellate Case No.
Case No. 2015-CP-40-01082

Karl T. Harbath, ...Respondent,

v.

Stephen Sanders, Bennett-Hall Co., Inc., Sunbelt Rentals, Inc., Defendants,

Of whom Bennett-Hall Co., Inc. is the .....Appellant.

PROOF OF SERVICE

I hereby certify that I served a copy of the Notice of Appeal upon all parties, by placing a copy in the United States mail, postage prepaid, to all counsel of record on December 15, 2015, addressed to the following:

COUNSEL SERVED:
Melissa G. Mosier, Esq.
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Catherine F. Wrenn, Esq.
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Catherine Garbee Griffin, Esq.
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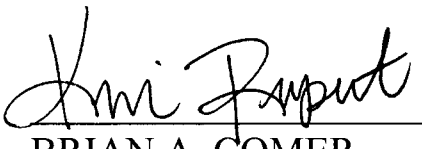
Post Office Box 8057
Columbia, SC 29202

Respectfully submitted,

COLLINS & LACY, P.C.

By: 

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ATTORNEYS FOR APPELLANTS BENNETT-HALL CO., INC.

December 15, 2015
Columbia, South Carolina

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ATTORNEYS AT LAW

Kerri A. Rupert | D: 803.255.0421 | E: krupert@collinsandlacy.com

December 15, 2015

RECEIVED
DEC 15 2015
SC Court of Appeals

VIA HAND DELIVERY
The Honorable Jenny A. Kitchings
South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

Re: Karl T. Harbath v. Stephen Sanders, Bennett-Hall Co., Inc., and Sunbelt Rentals, Inc.
Civil Action No. 2015-CP-40-01082
Claim No. 550-081747-001
C&L File No. 000001-02261

Dear Ms. Kitchings:

Please find enclosed for filing the original and seven (7) copies of Bennett-Hall Co., Inc.'s Notice of Appeal in the above-referenced matter. I am also enclosing a copy of the orders that is the basis for the appeal and a check in the amount of $100.00 for the required filing fee. Please return a filed, stamped copy of the Notice of Appeal to me via my courier.

By copy of this letter, a copy of same is being served upon The Honorable Tanya A. Gee, The Honorable Jeannette McBride, and all counsel of record.

Thank you for your time and attention. Should you have any questions, please do not hesitate to contact me.

With warmest regards,

Sincerely,

Kerri A. Rupert

KAR:srm
Enclosures

cc: Melissa G. Mosier, Esquire
Thomas McRoy Shelley, Esquire
Catherine Wrenn, Esquire
Catherine Garbee Griffin, Esquire