

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

J.C. Nicholson, Jr., Circuit Court Judge

Case No. 2015-CP-10-942

RECEIVED

JUN 20 2016

SC Court of Appeals

James Ronald Gillette, as Personal
Representative of the Estate of
Kylie Erin Gillette, Deceased,

Respondent,

v.

Cole Alexander Gaither
and Anita Gaither,

Appellants.

NOTICE OF APPEAL

NOTICE IS HEREBY GIVEN THAT Cole Alexander Gaither and Anita Gaither appeal from the final judgment and order signed by the Honorable J. C. Nicholson, Jr. and filed on May 20, 2016, which is attached hereto as "Exhibit A"; the Order on Plaintiff's Motion to Compel, signed the Honorable J.C. Nicholson, Jr. and filed on September 9, 2015, which is attached hereto as "Exhibit B"; the Order Granting Plaintiff's Motion to Compel, signed by the Honorable J.C. Nicholson, Jr. and filed on December 1, 2015, which is attached hereto as "Exhibit C"; the Order Striking the Answer of Defendants Cole Alexander Gaither and Anita Gaither, signed by the Honorable J.C. Nicholson, Jr. and filed on January 25, 2016, which is attached hereto as "Exhibit D". Appellants received written notice of entry of this final judgment on June 8, 2016 as evidenced in "Exhibit E".

JAC

June 20, 2016



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CERTIFICATE OF SERVICE

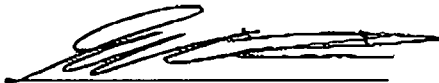
I, Salah H. Hibri of The Mason Law Firm, P.A., attorneys for Appellants, Cole Alexander Gaither and Anita Gaither, hereby certify that I have on this date had true and correct copies of Appellants Notice of Appeal served on counsel for Respondent, James Ronald Gillette, as Personal Representative of the Estate of Kylie Erin Gillette, via 1st Class US Mail, postage prepaid and electronic mail, as follows:

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Salah H. Hibri, Esq.

Attorneys For Appellants

June 20, 2016
Charleston, South Carolina

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June 20, 2016

BY FAX AND U.S. MAIL

(803) 734-1839

The Honorable Jenny Abbott Kitchings
Clerk of Court
SOUTH CAROLINA COURT OF APPEALS
Post Office Box 11629
Columbia, SC 29211

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JUN 20 2016

SC Court of Appeals

RE: James Ronald Gillette, as Personal Representative of the Estate of Kylie Erin Gillette, deceased, v. Cole Alexander Gaither and Anita Gaither, et al.

Civil Action No.: 2015-CP-10-942 (Honorable J.C. Nicholson, Jr. - Charleston County)
MLF File No: 15-009

Dear Mrs. Kitchings:

Enclosed herewith for filing with the Court of Appeals, pursuant to Rules 203 and 262(a)(2) of the South Carolina Appellate Court Rules, please find an original and two (2) copies of a Notice of Appeal from several interlocutory orders and the final judgment of the Honorable J.C. Nicholson, Jr. in the above referenced matter. A copy of the same has been filed with the Charleston County Clerk of Court as well.

Please accept this electronically transmitted facsimile copy as allowed by SCACR Rule 262(a)(2). The original of this document and exhibits as well as the original Certificate of Service have been immediately sent by U.S. Mail to the Clerk's office as well, also in conformity with the applicable rule. This law firm's check in the amount of \$100 is also included with the original document being mailed.

Upon receipt and filing of the original Notice of Appeal, please return two (2) filed copies to this office in the envelope provided.

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

June 20, 2016
Page 2

With kind regards, I remain

Yours very truly,

THE MASON LAW FIRM, P.A.



Salah H. Hibri

SHH/

Enclosures as stated

CC: All counsel of record



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TO:

NAME: THE HONORABLE JENNY ABBOTT KITCHINGS

COMPANY: SOUTH CAROLINA COURT OF APPEALS
CLERK'S OFFICE

FAX NO.: (803) 734-1839

FROM: THE MASON LAW FIRM, P.A.
NAME: SALAH H. HIBRI, ESQUIRE

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JUN 20 2016

SC Court of Appeals

REMARKS: *Please see the attached cover letter, Notice of Appeal, attachments/exhibits thereto and Certificate of Service upon respondents/all counsel of record for filing with the South Carolina Court of Appeals. The original Notice of Appeal, attachments and Certificate of Service have been mailed pursuant to SCACR 262(a)(2) along with my firm's check in the amount of \$100.00 to cover the filing fee. Thank you.*

ORIGINAL SENT

BY MAIL: YES

THIS TRANSMISSION CONTAINS 30 PAGES, INCLUDING THIS COVER SHEET. IF YOU EXPERIENCE ANY PROBLEM RECEIVING THIS TRANSMISSION, PLEASE CALL (843) 884-1444 AND ASK FOR MY ASSISTANT.

OPERATOR: shh

DATE: June 20, 2016 (3:50pm)

FILE: G:\CASES\2015\15-009\Court of Appeals Fax Cover, 6-20-16.wpd

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