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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

JUL 25 2016

SC Court of Appeals

Edward W. Miller, Circuit Court Judge

Case No. 2012-CP-23-06209

Emil P. Kondra individually, and as
Trustee of the Emil P. Kondra
Revocable Trust, Emil P. Kondra,
LLC, Emil P. Kondra Family Trust,
Eileen Saxton and Douglass E.
Kondra, as Trustees of the Emil P.
Kondra Family Trust, Douglass E.
Kondra, Helen Perry, and Lawrence F.
D'Alessio,

Respondents

v.

Robert A. Nitsch and Veronica G.
Nitsch, Individually and as Trustees of
the Amended and Restate Veronica G.
Nitsch Revocable Trust and the
Amended and Restated Robert A.
Nitsch Revocable Trust

Respondents

Fensterstock & Partners LLP

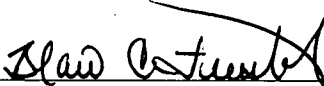
Appellant.

NOTICE OF APPEAL

Fensterstock & Partners LLP appeals the order of the Honorable Edward W. Miller dated June 21, 2016 to the extent that it denied Appellant's motion to be relieved as counsel for Defendants. Appellant received written notice of entry of this order on June 21, 2016.

EAC

July 21, 2016


Fensterstock & Partners LLP
100 Broadway, 8th Floor
New York, NY 10005
(212) 785-4100
Attorneys for Appellant

Other Counsel of Record and the Nitsch Defendants:

A. M. Quattlebaum, Jr.
Nelson Mullins Riley & Scarborough, LLP
P.O. Box 10084
Greenville, SC 29603-0084

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Robert A. Nitsch and Veronica G. Nitsch
8135 La Jolla Shores Drive
La Jolla, CA 92037

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Fensterstock & Partners LLP

Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Emil P. Kondra individually, and as Trustee of the Emil P. Kondra Revocable Trust, Emil P. Kondra, LLC, Emil P. Kondra Family Trust, Eileen Saxton and Douglass E. Kondra, as Trustees of the Emil P. Kondra Family Trust, Douglass E. Kondra, Helen Perry, and Lawrence F. D'Alessio, Robert A. Nitsch and Veronica G. Nitsch, Individually and as Trustees of the Amended and Restate Veronica G. Nitsch Revocable Trust and the Amended and

Restated Robert A. Nitsch Revocable Trust by depositing a copy of it in the United States Mail, postage prepaid, on July 21, 2016, addressed to counsel of record and the Nitsch Respondents:

A. M. Quattlebaum, Jr.
Nelson Mullins Riley & Scarborough, LLP
P.O. Box 10084
Greenville, SC 29603-0084

Jeffrey P. Dunleavy
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July 21, 2016



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Attorneys for Appellant



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JUL 25 2016

SC Court of Appeals

July 21, 2016

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: *Emil P. Kondra, et al. v. Robert A. Nitsch and Veronica G. Nitsch, et al.*
C. A. No.: 2012-CP-23-06209

Dear Ms. Kitchings:

We are enclosing for filing the original and two copies of the following:

1. Notice of Appeal;
2. June 21, 2016 Order of Judge Edward Miller from which appeal is taken; and
3. Certificate of Service for Notice of Appeal.

We are also enclosing our firm's check in the amount of \$100.00 for the required motion filing fee. We would appreciate you filing these papers and returning two clocked copies to us in the enclosed envelope.

Respectfully submitted,

Glen A. Kendall

Enclosures

cc: Mr. A.M. Quattlebaum, Jr. (w/o enclosures)(by US Mail)
Mr. Jeffrey P. Dunlaevy (w/o enclosures)(by US Mail)
Ms. Stephanie Burton (w/o enclosures)(by US Mail)
Mr. Robert A. Nitsch (w/o enclosures)(by US Mail)
Mrs. Vernoica G. Nitsch (w/o enclosures)(by US Mail)