

4

80432

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED

JUL 28 2016

SC Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Joseph M. Strickland, Master-in-Equity

Case No. 2006-CP-40-03713

LongCreek Plantation
Property Owners' Association,
Inc. and Fairways
Development General
Partnership,

Respondent/Appellant,

v.

Charles Marshall,

Appellant/Respondent.

NOTICE OF CROSS-APPEAL

LongCreek Plantation Property Owners' Association, Inc. and Fairways Development General Partnership appeals the Order of the Honorable Joseph M. Strickland dated March 3, 2015, filed March 5, 2015 and the Order dated June 23, 2016, filed June 27, 2016. Appellant received written notice of Charles Marshall's Notice of Appeal on July 27, 2016. Copies of the Orders and Notice of Appeal are attached hereto.

Respectfully Submitted,

Stephanie Trotter
for D. Ryan McCabe, SC Bar No. 16977

McCabe, Trotter & Beverly, PC
Post Office Box 212069
Columbia, SC 29221

Phone: 803-724-5000

Fax: 803-724-5001

Email: ryan.mccabe@mccabetrotter.com

Attorney for Respondent/Appellant

July 28, 2016

Counsel of Record:

Susan Batten Lipscomb
Lipscomb Law Firm, PA
P.O. Box 726
Chapin, South Carolina 29036

Johnston Cox,
Gallivan White & Boyd, PA
P.O. Box 7368
Columbia, South Carolina 29202-7368

Eugene C. Fulton, Jr
1492-A Lake Murray Boulevard
Columbia, South Carolina 29212

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY
COURT OF COMMON PLEAS

Joseph M. Strickland, Master-in-Equity

Case No. 2006-CP-40-03713

LongCreek Plantation Property Owners'
Association, Inc. and Fairways Development General
Partnership

Respondent

v.

Charles Marshall.....

Appellant

RECEIVED

JUL 27 2016

SC Court of Appeals

RECEIVED

JUL 28 2016

SC Court of Appeals

NOTICE OF APPEAL IN A CIVIL CASE

Charles Marshall appeals the Order of the Honorable Joseph M. Strickland dated March 3, 2015, filed March 5, 2015, and Order dated June 23, 2016, filed June 27, 2016, written notice of the Order denying the Motion to Reconsider was received by e-mail by Counsel for Appellant on June 28, 2016, and via U.S. Mail on July 6, 2016. Copies of the Orders are attached hereto.

July 26, 2016

Susan Batten Lipscomb

Susan Batten Lipscomb
Lipscomb Law Firm, P.A.
P.O. Box 726
Chapin, SC 29036
(803) 233-6654/575-8481
Attorney for Appellant

Other Counsel of Record:

Eugene C. Fulton, Jr., Esq.
1492-A Lake Murray Blvd.
Columbia, SC 29212
(803) 422-0841

Alfred Johnston Cox, Esq.
Gallivan, White & Boyd, PA
P.O. Box 7368
1201 Main Street, Ste. 1200
Columbia, SCD 29202-
7368
(803)779-1833

D. Ryan McCabe, Jr., Esq.
McCabe, Trotter & Beverly
140 Stoneridge Drive, Ste.
650
Columbia, SC 29210
(803)724-5005

Susan Batten Lipscomb
P.O. Box 726
Chapin, SC 29036
Tel.: (803) 575-8481
Susan@LLFSC.com

LIPSCOMB LAW FIRM, PA
Attorneys at Law

John Richard Lipscomb
35 Broad Street
Charleston, SC 29401
Tel.: (843) 619-7553
John@LLFSC.com

July 26, 2016

RECEIVED

JUL 28 2016

SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk, S.C. Court of Appeals
1015 Sumter Street
P.O. Box 11629
Columbia, SC 29211

Re: LongCreek Plantation Property Owners' Association, Inc. and Fairways Development
General Partnership v. Charles Marshall,
Civil Action #: 2006-CP-40-03713

Dear Ms. Kitchings:

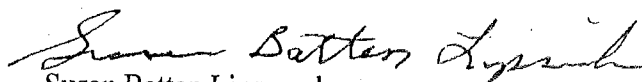
Enclosed for filing is a Notice of Appeal in the above referenced case. Also enclosed are the following:

1. Proof of Service of the Notice of Appeal on the Respondents;
2. A copy of the orders and judgments which are challenged on appeal; and
3. A filing fee of \$100.00.

By copy of this letter, we are filing a copy of the Notice of Appeal in the lower court and are serving counsel of record a copy of the documents sent for filing.

Thank you for your assistance in this matter.

Yours very truly,


Susan Batten Lipscomb

Enclosures

cc: The Honorable Jeanette W. McBride
Clerk of Court, Richland County

Eugene Charles Fulton, Jr., Esquire
Alfred Johnston Cox, Esquire
D. Ryan McCabe, Jr., Esquire



McCABE, TROTTER & BEVERLY, P.C.
COMMUNITY ASSOCIATION AND CONSTRUCTION LAW
www.mccabetrotter.com
July 28, 2016

RECEIVED
JUL 28 2016
SC Court of Appeals

VIA HAND DELIVERY

The Honorable Jenny Abbott Kitchings
SC Court of Appeals Clerk of Court
1220 Senate Street
Columbia, South Carolina 29201

Re: LongCreek Plantation Property Owners' Association, Inc. and Fairways Development
General Partnership vs. Charles Marshall
C/A Number: 2006-CP-40-03713
Our File Number: 20005.61

Dear Ms. Kitchings:

Enclosed please find the original and one copy of the following for filing on behalf of Plaintiff:

1. Notice of Cross-Appeal;
2. Proof of Service; and
3. My firm's check in the amount of \$100.00 for the filing fee.

Please return the extra filed-stamped copy in the enclosed self-addressed envelope for our file. A copy of the Notice of Cross-Appeal is also being filed with the Richland County Clerk of Court's Office as well.

Thank you for your assistance in this matter.

With kind regards, I am,

Sincerely,


D. Ryan McCabe

DRM/ash
Enclosures

cc: Plaintiff (w/enclosures, via email)
Susan Batten Lipscomb (w/enclosures, via U.S. Mail)
Johnston Cox (w/enclosures, via U.S. Mail)
Eugene C. Fulton, Jr. (w/enclosures, via U.S. Mail)