

5

81235

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

M. Anderson Griffith, III, Master-In-Equity

Appellate Case No. 2016-002102

RECEIVED
OCT 13 2016
SC Court of Appeals

M. Anderson Griffith, III

Canadian River Farms, Ltd., Colt Farms, Inc., BC Farms, Inc. n/k/a BC Farms
of South Carolina Inc., and Outback Farms, Ltd., Respondents-Appellants,

v.

Becky J. Gonshorowski, South Carolina Department of Transportation, and
Aiken County South Carolina, Defendants.

Save Windsor SC.....Appellant-Respondent.

NOTICE OF APPEAL

Pursuant to Rule 203(c), SCACR, Canadian River Farms, Ltd., Colt Farms, Inc.,
BC Farms, Inc. n/k/a BC Farms of South Carolina Inc., and Outback Farms, Ltd.
(Respondents-Appellants) appeal the order of the Honorable M. Anderson Griffith, III,
dated September 15, 2016, denying the motion for intervention. Respondents-Appellants
received written notice of entry of the order on September 15, 2016. Accordingly, this
cross-appeal is timely filed. See Rule 203(b), SCACR (providing that a notice of appeal
must be served within 30 days after receipt of written notice of entry of the order); Rule
203(c), SCACR (providing that a notice of appeal in a cross-appeal must be filed within 5

days of service of receipt of appellant's notice of appeal or within the time prescribed by Rule 203(b), whichever last expires).

In the event the Court dismisses the appeal initiated by Appellant as requested by Respondents-Appellants in the Motion to Dismiss filed today, this cross-appeal will become moot.

Respectfully submitted,



J. Calhoun Watson (S.C. Bar No. 10089)
Tina Cundari (S.C. Bar No. 71951)
SOWELL GRAY STEPP & LAFFITTE, LLC
1310 Gadsden Street (29201)
Post Office Box 11449
Columbia, South Carolina 29211
(803) 929-1400
(803) 929-0300 Fax
cwatson@sowellgray.com
tcundari@sowellgray.com

Attorneys for Respondents-Appellants

Columbia, South Carolina
October 13, 2016

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

M. Anderson Griffith, III, Master-In-Equity

Appellate Case No. 2016-002102

RECEIVED
OCT 13 2016
SC Court of Appeals

Canadian River Farms, Ltd., Colt Farms, Inc., BC Farms, Inc. n/k/a BC Farms
of South Carolina Inc., and Outback Farms, Ltd., Respondents-Appellants,

v.

Becky J. Gonshorowski, South Carolina Department of Transportation, and
Aiken County South Carolina, Defendants.

Save Windsor SC.....Appellant-Respondent.

PROOF OF SERVICE

I, the undersigned, of the law offices of Sowell Gray Stepp & Laffitte, LLC, attorneys for Respondents-Appellants, certify that I have served all counsel of record in this action with a copy of the Notice of Appeal by placing a copy of same by U.S. Mail and electronic mail, on October 13, 2016, to:

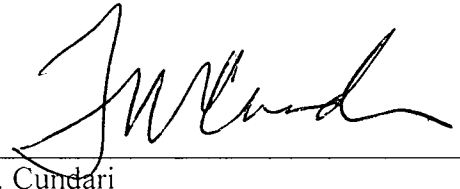
James D. Mosteller, III, Esquire
The Mosteller Law Firm, LLC
Post Office Drawer 328
Aiken, SC 29801

Bradford M. Owensby, Esquire
Banks & Owensby, LLC
319 Park Ave. SE
Aiken, SC 29801

Becky J. Gonshorowski
183 Old Bell Road
Aiken, South Carolina 29801

Linda C. McDonald, Esquire
Natalie Jean Moore, Esquire
SCDOT
Post Office Box 191
Columbia, South Carolina 29201

James M. Holly
Aiken County Attorney
1930 University Parkway, Suite 3600
Aiken, SC 29801

A handwritten signature in black ink, appearing to read 'Tina M. Cundari', written in a cursive style.

Tina M. Cundari

October 13, 2016

By Hand Delivery

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

RECEIVED
OCT 13 2016
SC Court of Appeals

Re: Canadian River Farms Ltd. et al. v. Becky J. Gonshorowski et al.
Appellate Case No. 2016-002102
Civil Action No. 2016-CP-02-00511
Our File No. 6928/1500

Dear Ms. Kitchings:

Enclosed for filing in the above-referenced matter are the original and one copy of the Notice of Appeal, along with the Proof of Service. Also enclosed is our firm's check in the amount of \$100.00 for the filing fee. Please file the original and return a filed copy to me through our courier.

By copy of this letter and as evidenced by the Certificate of Service, I am serving all counsel of record with a copy of same.

Thank you for your assistance. Please contact me if you have any questions.

Sincerely,



Tina Cundari

TMC:cls
Enclosures

cc: The Honorable Liz Godard (Aiken County Clerk of Court) (by U.S. mail)
Ms. Becky J. Gonshorowski (by U.S. mail)
Linda C. McDonald, Esq. (by U.S. mail and email)
Natalie Jean Moore, Esq. (by U.S. mail and email)
James M. Holly, Esq. (by U.S. mail and email)
Bradford M. Owensby, Esq. (by U.S. mail and email)
James D. Mosteller, III, Esq. (by U.S. mail and email)