

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BERKELEY COUNTY
Court of Common Pleas

R. Markley Dennis, Jr., Circuit Court Judge

Case No. 2012-CP-08-2618

Bank of North Carolina,
David Swanson, and Cindy
Whitfield

Respondents,

v.

Anthony M. Whitfield,

Appellant.

NOTICE OF APPEAL

Anthony M. Whitfield, the Defendant / Third Party Plaintiff in the above referenced action hereby notices all Counsel of Record their intent to Appeal the September 29, 2016 order of the Honorable R. Markley Dennis, Jr. granting Respondent David Swanson's Rule 59(e) motion. Appellant received written notice of entry of this order on October 3, 2016.

Respectfully submitted this 21st day of October, 2016.

By: 

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ATTORNEY FOR APPELLANT

Other Counsel of Record:
(Continued on the following page)

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ATTORNEY FOR RESPONDENT CINDY WHITFIELD

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R. Markley Dennis, Jr., Circuit Court Judge

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PROOF OF SERVICE

I certify that I have served the Notice of Appeal on the Respondents Bank of North Carolina, Cindy Whitfield, and David Swanson by depositing a copy of same in the United States Mail, postage prepaid, on October 21, 2016, addressed to their attorney of record, as follows:

David W. Overstreet, Esquire
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Respectfully submitted this **21st** day of **October, 2016**.

By: 

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October 21, 2016

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VIA U.S. MAIL ONLY:

THE HON. JENNY ABBOTT KITCHINGS
CLERK, SOUTH CAROLINA COURT OF APPEALS
POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211

RE: Bank of North Carolina, et al vs. Anthony M. Whitfield, et al.

Case Nos.: 2012-CP-08-2618; 2012-CP-08-3478; 2014-CP-18-0358;
2014-CP-18-1792; 2014-CP-18-1793

Dear Ms. Kitchings:

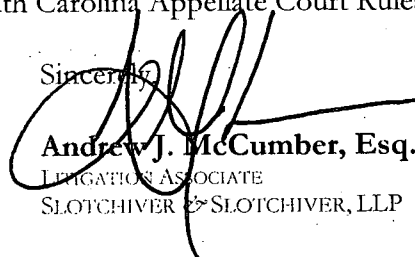
Enclosed for filing you will please find five (5) Notices of Appeal with respect to the above-referenced case numbers. Also enclosed you will please find:

1. Five (5) proofs of service of the Notice of Appeal on the Respondents for each respective case;
2. A copy of each of the Orders which is are to be challenged on appeal.
3. A check from my firm's escrow account in the amount of Five Hundred (\$ 500.00) Dollars for the filing fees associated with each appeal.

I thank you in advance for your time and attention these very important matters. Please do not hesitate to contact me or my office should you require anything further with regard to filing these matters.

Finally, the undersigned does hereby certify that a copy of this correspondence and the pleadings referenced herein have been served upon all Counsel of Record pursuant to and in accordance with the South Carolina Appellate Court Rules.

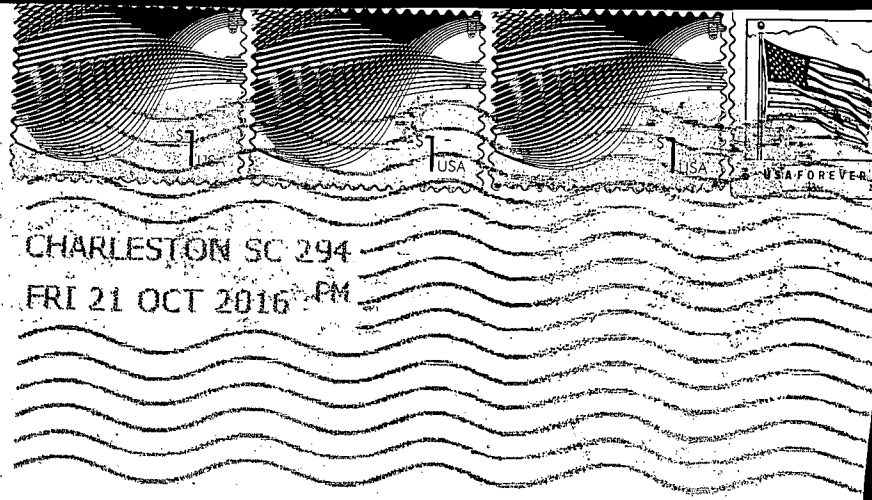
Sincerely,



Andrew J. McCumber, Esq.
LITIGATION ASSOCIATE
SLOTCHIVER & SLOTCHIVER, LLP

cc: David W. Overstreet, Esquire (via mail only)
Brian C. Duffy, Esquire (via mail only)
Thomas A. Limehouse, Jr., Esquire (via mail only)
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