

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

---

APPEAL FROM BERKELEY COUNTY  
Court of Common Pleas

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

---

Case No. 2014-CP-08-2424

---

PATRICIA DAMICO, AND  
LENNA LUCAS, individually and  
on behalf of all other similarly  
situated, JOSHUA AND  
BRETTANY BUETOW,  
EDWARD AND SYLVIA  
DENG, JONATHAN AND  
THERESA DOUGLASS,  
ANTHONY AND STACEY RAY,  
DANNY AND ELLEN DAVIS  
MORROW, CZARA AND CHAD  
ENGLAND, BRYAN AND  
CYNTHIA CAMARA, AND  
MATTHEW COLLINS,

Plaintiffs,

v.

LENNAR CAROLINAS, LLC,  
SPRING GROVE PLANTATION  
DEVELOPMENT, INC., MANALE  
LANDSCAPING, LLC, SUPER  
CONCRETE OF SC, INC.,  
SOUTHERN GREEN, INC. TJB  
TRUCKING/LEASING, LLC,  
PARAGON SITE  
CONSTRUCTORS, INC., CIVIL  
SITE ENVIRONMENTAL AND  
RICK BRYANT, Individually.

**RECEIVED**

NOV 21 2016

SC Court of Appeals

Defendants.

---

LENNAR CAROLINAS, LLC,

Third-Party Plaintiff,

v.

THE EARTHWORKS GROUP,  
INC., VOLKMAR CONSULTING  
SERVICES, LLC, GEOMETRICS  
CONSULTING, LLC, LAND/SITE  
SERVICES, INC., MYERS  
LANDSCAPING, INC., A.C. & A.  
CONCRETE, INC., KNIGHT'S  
CONCRETE PRODUCTS, INC.,  
KNIGHT'S REDI-MIX, INC.,  
COASTAL CONCRETE  
SOUTHEAST, LLC, COASTAL  
CONCRETE SOUTHEAST II,  
LLC, GUARANTEED FRAMING,  
LLC, OZZY CONSTRUCTION,  
LLC, CONSTRUCTION  
APPLICATORS CHARLESTON,  
LLC, LA NEW ENTERPRISES,  
LLC, DÉCOR CORPORATION,  
DVS, INC., RAUL MARTINEZ  
MASONRY, LLC, ALPHA  
OMEGA CONSTRUCTION  
GROUP, INC., SOUTH  
CAROLINA EXTERIORS, LLC,  
BUILDERS FIRSTSOURCE-  
SOUTHEAST GROUP, LLC, AND  
LOW COUNTRY  
RENOVATIONS AND SIDING,  
LLP,

Third-Party  
Defendants.

---

DÉCOR CORPORATION,

Fourth Party

Plaintiff,

v.

BARANOV FLOORING, LLC,  
DJ CONSTRUCTION  
SERVICES, LLC, CREATIVE  
WOOD FLOORS, LLC,  
GERALDO CUNHA,  
EBENEZER FLOORING, LLC,  
ENMANUEL FLOORING AND  
SIDING, LLC, EUSI FLOORING  
AND COVERING, LLC,  
NICOLAS FLORES,  
ALEXANDER MARTINEZ,  
ISIDRU MEJIA, JUAN PEREZ  
SON, ERNESTO M. PEREZ,  
N&B CONSTRUCTION, LLC,  
JOSE DIAS RODRIGUES,  
LIVIA SOUSA, JOSE BETIO  
PEREIRA, JOSE PAZ CASTRO  
HERNANDEZ, DIVINIO  
APERECIDO CORGOSINHO,  
RICARDO CHICHE, CEBS  
CONSTRUCTION, BAYSHORE  
SIDING AND FLOORING,  
SEBASTIO LUIZ DE ARAUJO,  
AND JOHN DOES 1-4,

Fourth-Party  
Defendants.

Of which Lennar Carolinas, LLC is the Appellant and Patricia Damico; Joshua and Brettany Buetow; Bryan and Cynthia Camara; Matthew Collins; Edward and Sylvia Dengg; Jonathan and Theresa Douglass; Czara and Chad England; Lenna Lucas; Danny and Ellen Davis Morrow; Anthony and Stacey Ray; and Defendants and Third-Party Defendants A.C.&A. Concrete, Inc.; Alpha Omega Construction Group, Inc.; Builders FirstSource-Southeast Group, LLC; Coastal Concrete Southeast, LLC; Coastal Concrete Southeast II, LLC; Construction Applicators Charleston, LLC; Civil Site Environmental, Inc.; Décor Corporation; DVS, Inc.; Guaranteed Framing, LLC; Knight's Concrete Products, Inc.; Knight's Redi-Mix, Inc.; LA New Enterprises, LLC; Land/Site Services, Inc.; Manale Landscaping, LLC; Myers Landscaping, Inc.; Ozzy Construction, LLC; Raul Martinez Masonry, LLC; South Carolina Exteriors,

LLC; Southern Green, Inc.; Spring Grove Plantation Development, Inc.; Super Concrete of SC, Inc.; TJB Trucking/Leasing, LLC; and Volkmar Consulting Services, LLC are the Respondents.

---

AMENDED NOTICE OF APPEAL

---

Lennar Carolinas, LLC ("Appellant") appeals the orders of the Honorable J.C. Nicholson, Jr. denying Appellant's motion to compel arbitration. The Court issued an Order dated September 19, 2016, denying Appellant's motion to compel arbitration, Appellant moved for reconsideration on September 29, 2016, and Appellant received notice of the ruling on its motion to reconsider on October 28, 2016.

November 18, 2016



---

Jenna K. McGee  
F. Elliotte Quinn IV  
Parker, Poe, Adams & Bernstein LLP  
200 Meeting Street, Suite 301  
Charleston, South Carolina 29401  
(843) 727-2650  
Attorneys for Appellant Lennar Carolinas, LLC

Other Counsel of Record:

Michael J. Jordan, Esq.  
Catherine K. Dunn, Esq.  
The Steinberg Law Firm, LLP  
P.O. Box 1028  
Goose Creek, SC 29445

and

John Calvin Hayes, IV, Esq.  
Hayes Law Firm, LLC  
180 Meeting Street, Suite 330  
Charleston, SC 29401

Attorneys for Respondents Patricia Damico; Joshua and Brettany Buetow; Bryan and Cynthia Camara; Matthew Collins; Jonathan and Theresa Douglass; Czara and Chad England; Lenna Lucas; Danny and Ellen Davis Morrow

Shanna Milcetic Stephens  
Katherine C. Miars  
Anderson Reynolds & Stephens, LLC  
P.O. Box 87

Charleston, SC 29402  
Attorney for Respondent A.C.&A. Concrete, Inc.

Laura H. Budd, Esquire  
The Budd Law Group, PLLC  
10550 Independence Point Pkwy, Suite 301  
Matthews, NC 28105

and

Stephen L. Brown, Esquire  
Catherine H. Chase, Esquire  
Young Clement Rivers, LLP  
P.O. Box 993  
Charleston, SC 29402

and

Preston B. Dawkins, Jr., Esquire  
Aiken Bridges, P.A.  
P.O. Drawer 1931  
Florence, SC 29503  
Attorneys for Respondent Alpha Omega Construction Group, Inc.

Stephen P. Hughes, Esquire  
Howell, Gibson and Hughes, P.A.  
P.O. Box 40  
Beaufort, SC 29901  
Attorney for Respondent Builders FirstSource-Southeast Group, LLC

Brent M. Boyd, Esq.  
PO Box 6648 4406-B Forest Dr.  
Columbia, SC 29260  
Attorney for Respondents Coastal Concrete Southeast, LLC and Coastal Concrete Southeast II, LLC

David S. Cobb  
Turner Padgett  
P.O. Box 22129  
Charleston, SC 29413  
Attorney for Respondent Construction Applicators Charleston, LLC

Kathy A. Carlsten, Esquire  
N. Keith Emge, Esquire (Chip)  
Carlock Copeland & Stair, LLP  
40 Calhoun Street, Suite 400  
Charleston, SC 29401

Attorneys for Respondent Civil Site Environmental, Inc.

Samia Nettles, Esquire  
Richardson Plowden  
40 Calhoun Street, Suite 220  
Charleston, SC 29401  
Attorney for Respondent Décor Corporation

S. Markey Stubbs, Esquire  
Baker Ravenel Bender  
P.O. Box 8057  
Columbia, SC 29202  
Attorney for Respondent DVS, Inc.

Derek M. Newberry, Esquire  
Hall Booth Smith, P.C.  
40 Calhoun Street, Suite 550  
Charleston, SC 29401  
and  
Christine Companion Varnado, Esquire  
The Seibels Law Firm  
38 Broad Street, Suite 200  
Charleston, SC 29401  
and  
Alan R. Belcher, Jr., Esq.  
40 Calhoun Street, Suite 550  
Charleston, SC 29401  
Attorneys for Respondent Guaranteed Framing, LLC

Steven L. Smith, Esquire  
Zachary J. Closser, Esquire  
Samuel M. Wheeler, Esquire  
Smith Closser, P.A.  
P.O. Box 405878  
Charleston, SC 29423-0578  
Attorneys for Respondents Knight's Concrete Products, Inc. and Knight's Redi-Mix, Inc.

Erin D. Dean, Esquire  
Tupper Grimsley & Dean, P.A.  
PO Box 2055  
Beaufort, SC 29901-2055  
Attorney for Respondent LA New Enterprises, LLC

John E. Rogers, II  
The Ward Law Firm, P.A.  
PO Box 5663  
Spartanburg, SC 29304  
Attorney for Respondent Land/Site Services, Inc.

James H. Elliott, Jr., Esq.  
Samia H. Nettles, Esq.  
Richardson Plowden  
40 Calhoun Street, Suite 220  
Charleston, SC 29401  
Attorneys for Respondent Manale Landscaping, LLC

Thomas F. Dougall  
William A. Collins, Jr.  
Michal Kalwajtys  
Dougall & Collins  
1700 Woodcreek Farms Road, Suite 100  
Elgin, South Carolina 29045  
Attorney for Respondent Ozzy Construction, LLC

Erin D. Dean, Esquire  
Tupper Grimsley & Dean, P.A.  
PO Box 2055  
Beaufort, SC 29901-2055  
Attorney for Respondent Raul Martinez Masonry, LLC

Jenny C. Honeycutt, Esq.  
PO Box 13466  
James Island, SC 29422  
Attorney for Respondent South Carolina Exteriors, LLC

Bachman S. Smith, IV, Esq.  
Haynsworth Sinkler Boyd, P.A.  
134 Meeting Street, Third Floor  
Charleston, SC 29401  
Attorney for Respondent Southern Green, Inc.

R. Trippett Boineau, III, Esq.  
Heath McAlvin Stewart, III, Esq.  
McAngus, Goudelock & Courie, LLC  
P.O. Box 12519  
Columbia, SC 29211

Attorneys for Respondent Spring Grove Plantation Development, Inc.

R. Patrick Flynn, Esq.  
Michael Allen, Esq.  
Pope Flynn, LLC  
PO Box 70  
Charleston, SC 29402  
Attorneys for Respondent Super Concrete of SC, Inc.

David Shuler Black, Esq.  
Howell Gibson & Hughes, P.A.  
P.O. Box 40  
Beaufort, SC 29901-0040  
Attorney for Respondent TJB Trucking/Leasing, LLC

Ronald G. Tate, Jr., Esquire  
R. Batten Farrar, Esquire  
Gallivan, White & Boyd, P.A.  
55 Beattie Place, Suite 1200 (29601)  
P.O. Box 10589  
Greenville, SC 29603  
Attorneys for Respondent Volkmar Consulting Services, LLC

Edward and Sylvia Dengg  
238 Maywood Drive  
Moncks Corner, SC 29461  
Pro Se Respondents

Anthony and Stacey Ray  
107 Loch Circle  
Hampton, VA 23669  
Pro Se Respondents

Third-Party Defendant Myers Landscaping, Inc.<sup>1</sup>  
c/o Joseph H. Myers, Registered Agent  
Myers Landscaping, Inc.  
382 Big Bird Lane  
Summerville, SC 29486

---

<sup>1</sup>Myers Landscaping, Inc. was served, but has not appeared.

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

---

APPEAL FROM BERKELEY COUNTY  
Court of Common Pleas

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

---

Case No. 2014-CP-08-2424

---

PATRICIA DAMICO, AND  
LENNA LUCAS, individually and  
on behalf of all other similarly  
situated, JOSHUA AND  
BRETTANY BUETOW,  
EDWARD AND SYLVIA  
DENG, JONATHAN AND  
THERESA DOUGLASS,  
ANTHONY AND STACEY RAY,  
DANNY AND ELLEN DAVIS  
MORROW, CZARA AND CHAD  
ENGLAND, BRYAN AND  
CYNTHIA CAMARA, AND  
MATTHEW COLLINS,

Plaintiffs,

v.

LENNAR CAROLINAS, LLC,  
SPRING GROVE PLANTATION  
DEVELOPMENT, INC., MANALE  
LANDSCAPING, LLC, SUPER  
CONCRETE OF SC, INC.,  
SOUTHERN GREEN, INC. TJB  
TRUCKING/LEASING, LLC,  
PARAGON SITE  
CONSTRUCTORS, INC., CIVIL  
SITE ENVIRONMENTAL AND  
RICK BRYANT, Individually.

**RECEIVED**

NOV 21 2016

SC Court of Appeals

Defendants.

---

LENNAR CAROLINAS, LLC,

Third-Party Plaintiff,

v.

THE EARTHWORKS GROUP,  
INC., VOLKMAR CONSULTING  
SERVICES, LLC, GEOMETRICS  
CONSULTING, LLC, LAND/SITE  
SERVICES, INC., MYERS  
LANDSCAPING, INC., A.C. & A.  
CONCRETE, INC., KNIGHT'S  
CONCRETE PRODUCTS, INC.,  
KNIGHT'S REDI-MIX, INC.,  
COASTAL CONCRETE  
SOUTHEAST, LLC, COASTAL  
CONCRETE SOUTHEAST II,  
LLC, GUARANTEED FRAMING,  
LLC, OZZY CONSTRUCTION,  
LLC, CONSTRUCTION  
APPLICATORS CHARLESTON,  
LLC, LA NEW ENTERPRISES,  
LLC, DÉCOR CORPORATION,  
DVS, INC., RAUL MARTINEZ  
MASONRY, LLC, ALPHA  
OMEGA CONSTRUCTION  
GROUP, INC., SOUTH  
CAROLINA EXTERIORS, LLC,  
BUILDERS FIRSTSOURCE-  
SOUTHEAST GROUP, LLC, AND  
LOW COUNTRY  
RENOVATIONS AND SIDING,  
LLP,

Third-Party Defendants.

---

DÉCOR CORPORATION,

Fourth Party Plaintiff,

v.

BARANOV FLOORING, LLC,  
DJ CONSTRUCTION  
SERVICES, LLC, CREATIVE  
WOOD FLOORS, LLC,  
GERALDO CUNHA,  
EBENEZER FLOORING, LLC,  
ENMANUEL FLOORING AND  
SIDING, LLC, EUSI FLOORING  
AND COVERING, LLC,  
NICOLAS FLORES,  
ALEXANDER MARTINEZ,  
ISIDRU MEJIA, JUAN PEREZ  
SON, ERNESTO M. PEREZ,  
N&B CONSTRUCTION, LLC,  
JOSE DIAS RODRIGUES,  
LIVIA SOUSA, JOSE BETIO  
PEREIRA, JOSE PAZ CASTRO  
HERNANDEZ, DIVINIO  
APERECIDO CORGOSINHO,  
RICARDO CHICHE, CEBS  
CONSTRUCTION, BAYSHORE  
SIDING AND FLOORING,  
SEBASTIO LUIZ DE ARAUJO,  
AND JOHN DOES 1-4,

Fourth-Party Defendants.

Of which Lennar Carolinas, LLC is the Appellant and Patricia Damico; Joshua and Brittany Buetow; Bryan and Cynthia Camara; Matthew Collins; Edward and Sylvia Dengg; Jonathan and Theresa Douglass; Czara and Chad England; Lenna Lucas; Danny and Ellen Davis Morrow; Anthony and Stacey Ray; and Defendants and Third-Party Defendants A.C.&A. Concrete, Inc.; Alpha Omega Construction Group, Inc.; Builders FirstSource-Southeast Group, LLC; Coastal Concrete Southeast, LLC; Coastal Concrete Southeast II, LLC; Construction Applicators Charleston, LLC; Civil Site Environmental, Inc.; Décor Corporation; DVS, Inc.; Guaranteed Framing, LLC; Knight's Concrete Products, Inc.; Knight's Redi-Mix, Inc.; LA New Enterprises, LLC; Land/Site Services, Inc.; Manale Landscaping, LLC; Myers Landscaping, Inc.; Ozzy Construction, LLC; Raul Martinez Masonry, LLC; South Carolina Exteriors, LLC; Southern Green, Inc.; Spring Grove Plantation Development, Inc.; Super Concrete of SC, Inc.; TJB Trucking/Leasing, LLC; and Volkmar Consulting Services, LLC are the Respondents.

---

PROOF OF SERVICE

---

I certify that I have served the Amended Notice of Appeal on all Respondents by depositing a copy of it in the United States Mail, postage prepaid, on November 18, 2016, addressed to the following:

Michael J. Jordan, Esq.  
Catherine K. Dunn, Esq.  
The Steinberg Law Firm, LLP  
P.O. Box 1028  
Goose Creek, SC 29445

and

John Calvin Hayes, IV, Esq.  
Hayes Law Firm, LLC  
180 Meeting Street, Suite 330  
Charleston, SC 29401

Attorneys for Respondents Patricia Damico; Joshua and Brettany Buetow; Bryan and Cynthia Camara; Matthew Collins; Jonathan and Theresa Douglass; Czara and Chad England; Lenna Lucas; Danny and Ellen Davis Morrow

Shanna Milcetic Stephens  
Katherine C. Miars  
Anderson Reynolds & Stephens, LLC  
P.O. Box 87  
Charleston, SC 29402  
Attorney for Respondent A.C.&A. Concrete, Inc.

Laura H. Budd, Esquire  
The Budd Law Group, PLLC  
10550 Independence Point Pkwy, Suite 301  
Matthews, NC 28105

and

Stephen L. Brown, Esquire  
Catherine H. Chase, Esquire  
Young Clement Rivers, LLP  
P.O. Box 993  
Charleston, SC 29402

and

Preston B. Dawkins, Jr., Esquire  
Aiken Bridges, P.A.  
P.O. Drawer 1931  
Florence, SC 29503

Attorneys for Respondent Alpha Omega Construction Group, Inc.

Stephen P. Hughes, Esquire  
Howell, Gibson and Hughes, P.A.  
P.O. Box 40  
Beaufort, SC 29901  
Attorney for Respondent Builders FirstSource-Southeast Group, LLC

Brent M. Boyd, Esq.  
PO Box 6648 4406-B Forest Dr.  
Columbia, SC 29260  
Attorney for Respondents Coastal Concrete Southeast, LLC and Coastal Concrete Southeast II, LLC

David S. Cobb  
Turner Padgett  
P.O. Box 22129  
Charleston, SC 29413  
Attorney for Respondent Construction Applicators Charleston, LLC

Kathy A. Carlsten, Esquire  
N. Keith Emge, Esquire (Chip)  
Carlock Copeland & Stair, LLP  
40 Calhoun Street, Suite 400  
Charleston, SC 29401  
Attorneys for Respondent Civil Site Environmental, Inc.

Samia Nettles, Esquire  
Richardson Plowden  
40 Calhoun Street, Suite 220  
Charleston, SC 29401  
Attorney for Respondent Décor Corporation

S. Markey Stubbs, Esquire  
Baker Ravenel Bender  
P.O. Box 8057  
Columbia, SC 29202  
Attorney for Respondent DVS, Inc.

Derek M. Newberry, Esquire  
Hall Booth Smith, P.C.  
40 Calhoun Street, Suite 550  
Charleston, SC 29401  
and

Christine Companion Varnado, Esquire  
The Seibels Law Firm  
38 Broad Street, Suite 200  
Charleston, SC 29401  
and  
Alan R. Belcher, Jr., Esq.  
40 Calhoun Street, Suite 550  
Charleston, SC 29401  
Attorneys for Respondent Guaranteed Framing, LLC

Steven L. Smith, Esquire  
Zachary J. Closser, Esquire  
Samuel M. Wheeler, Esquire  
Smith Closser, P.A.  
P.O. Box 405878  
Charleston, SC 29423-0578  
Attorneys for Respondents Knight's Concrete Products, Inc. and Knight's Redi-Mix, Inc.

Erin D. Dean, Esquire  
Tupper Grimsley & Dean, P.A.  
PO Box 2055  
Beaufort, SC 29901-2055  
Attorney for Respondent LA New Enterprises, LLC

John E. Rogers, II  
The Ward Law Firm, P.A.  
PO Box 5663  
Spartanburg, SC 29304  
Attorney for Respondent Land/Site Services, Inc.

James H. Elliott, Jr., Esq.  
Samia H. Nettles, Esq.  
Richardson Plowden  
40 Calhoun Street, Suite 220  
Charleston, SC 29401  
Attorneys for Respondent Manale Landscaping, LLC

Thomas F. Dougall  
William A. Collins, Jr.  
Michal Kalwajtys  
Dougall & Collins  
1700 Woodcreek Farms Road, Suite 100  
Elgin, South Carolina 29045  
Attorney for Respondent Ozzy Construction, LLC

Erin D. Dean, Esquire  
Tupper Grimsley & Dean, P.A.  
PO Box 2055  
Beaufort, SC 29901-2055  
Attorney for Respondent Raul Martinez Masonry, LLC

Jenny C. Honeycutt, Esq.  
PO Box 13466  
James Island, SC 29422  
Attorney for Respondent South Carolina Exteriors, LLC

Bachman S. Smith, IV, Esq.  
Haynsworth Sinkler Boyd, P.A.  
134 Meeting Street, Third Floor  
Charleston, SC 29401  
Attorney for Respondent Southern Green, Inc.

R. Trippett Boineau, III, Esq.  
Heath McAlvin Stewart, III, Esq.  
McAngus, Goudelock & Courie, LLC  
P.O. Box 12519  
Columbia, SC 29211  
Attorneys for Respondent Spring Grove Plantation Development, Inc.

R. Patrick Flynn, Esq.  
Michael Allen, Esq.  
Pope Flynn, LLC  
PO Box 70  
Charleston, SC 29402  
Attorneys for Respondent Super Concrete of SC, Inc.

David Shuler Black, Esq.  
Howell Gibson & Hughes, P.A.  
P.O. Box 40  
Beaufort, SC 29901-0040  
Attorney for Respondent TJB Trucking/Leasing, LLC

Ronald G. Tate, Jr., Esquire  
R. Batten Farrar, Esquire  
Gallivan, White & Boyd, P.A.  
55 Beattie Place, Suite 1200 (29601)  
P.O. Box 10589  
Greenville, SC 29603

Attorneys for Respondent Volkmar Consulting Services, LLC

Edward and Sylvia Dengg  
238 Maywood Drive  
Moncks Corner, SC 29461  
Pro Se Respondents

Anthony and Stacey Ray  
107 Loch Circle  
Hampton, VA 23669  
Pro Se Respondents

Third-Party Defendant Myers Landscaping, Inc.  
c/o Joseph H. Myers, Registered Agent  
Myers Landscaping, Inc.  
382 Big Bird Lane  
Summerville, SC 29486



---

Jenna K. McGee  
F. Elliotte Quinn IV  
Parker, Poe, Adams & Bernstein LLP  
200 Meeting Street, Suite 301  
Charleston, South Carolina 29401  
(843) 727-2650  
Attorneys for Appellant Lennar Carolinas, LLC



F. Elliott Quinn IV  
**Associate**  
Telephone: 843.727.6315  
Direct Fax: 843.727.2680  
elliottquinn@parkerpoe.com

Charleston, SC  
Charlotte, NC  
Columbia, SC  
Raleigh, NC  
Spartanburg, SC

November 18, 2016

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
PO Box 11629  
Columbia, SC 29211

**RECEIVED**

NOV 21 2016

Re: *Damico, et al. v. Lennar Carolinas, LLC, et al.*  
Case No.: 2014-CP-08-02424

SC Court of Appeals

Dear Ms. Kitchings:

Enclosed for filing please find the original and two copies of the Amended Notice of Appeal in connection with the above-referenced matter. Also enclosed are the following:

1. Proof of Service of the Amended Notice of Appeal on the Respondents; and
2. A copy of the Order which is to be challenged on appeal.

Please note that the Amended Notice of Appeal correctly lists the parties that are Respondents as all the parties were not listed on the Notice of Appeal mailed for filing on November 16, 2016. The Amended Notice of Appeal also reflects the new address for Pro Se Respondents Anthony and Stacey Ray.

Please file the originals and return filed-stamped copies to me in the enclosed self-addressed stamped envelope. Please do not hesitate to contact me if you have any questions. By copy of this letter, we are serving same on all parties.

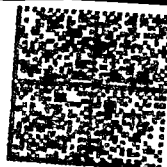
Sincerely,

Elliott Quinn

FEQiv/kjg  
Enclosures

cc: All Counsel of Record (via email and US Mail with enclosures)  
Edward and Sylvia Dengg (via US Mail with enclosures)  
Anthony and Stacey Ray (via US Mail with enclosures)  
Joseph H. Myers, Registered Agent (via US Mail with enclosures)

PPAB 3490358v1

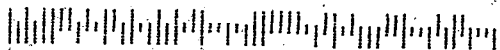


U.S. POSTAGE >>> PITNEY BOWES



ZIP 29401 \$ 002.83<sup>0</sup>  
02 4W

0000343301 NOV. 18. 2016



Parker Poe

200 Meeting Street, Suite 301  
Charleston, SC 29401  
Post Office Box 160  
Charleston, SC 29402

To:

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
PO Box 11629  
Columbia, SC 29211

**RECEIVED**

NOV 21 2016  
SC Court of Appeals