

**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

Appeal from Charleston County
Court of Common Pleas

R. Markley Dennis, Jr., Circuit Court Judge

Case No. 2016-CP-10-4112

RECEIVED

MAY 23 2017

SC Court of Appeals

Jane Doe, an adult woman over the age of 18,

Respondent,

v.

TCSC, LLC, d/b/a Hendrick Toyota of North Charleston,

Appellant.

NOTICE OF APPEAL

YOUNG CLEMENT RIVERS, LLP
Stephen L. Brown (SC Bar No. 66468)
Edward D. Buckley, Jr. (SC Bar No. 994)
Nicholas J. Rivera (SC Bar No. 77186)
Russell G. Hines (SC Bar No. 72100)
25 Calhoun Street, Suite 400
Charleston, South Carolina 29401
P.O. Box 993 (29402)
(843) 720-5488

*Counsel for Appellant
TCSC, LLC, d/b/a Hendrick Toyota of
North Charleston*

Defendant/Appellant, TCSC, LLC, d/b/a Hendrick Toyota of North Charleston ("Hendrick"), appeals the following orders of the Honorable R. Markley Dennis, Jr.: (1) **Form 4 Order dated April 4, 2017, filed April 5, 2017, denying Hendrick's motion to compel arbitration, with a formal order to follow** (copy attached as Exhibit 1) and (2) **Formal Order denying Hendrick's motion to compel arbitration, titled Order Denying Defendant's Motion to Compel Arbitration and Stay Litigation, dated April 26, 2017, filed April 27, 2017** (copy attached as Exhibit 2).¹

Respectfully submitted,

YOUNG CLEMENT RIVERS, LLP

By: 

Stephen L. Brown (SC Bar No. 66468)

Edward D. Buckley, Jr. (SC Bar No. 994)

Nicholas J. Rivera (SC Bar No. 77186)

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Counsel for Appellant

*TCSC, LLC, d/b/a Hendrick Toyota of
North Charleston*

Charleston, South Carolina

Dated: 5/17/17

*****OTHER COUNSEL OF RECORD ON FOLLOWING PAGE*****

¹ Hendrick received a file-stamped copy of the Formal Order (the most recent of the appealed orders) on April 28, 2017, and thereafter, on May 4, 2017, received a written "NOTICE OF ENTRY OF JUDGMENT/ORDER PURSUANT TO RULE 77 SCRPC" (original bold print omitted) in regard to the order.

Other Counsel of Record:

THE MASON LAW FIRM, P.A.
Tidewatch Centre on Shem Creek
Mark A. Mason, Esquire
Anthony E. Forsberg, Esquire
465 West Coleman Boulevard, Suite 302
Mount Pleasant, South Carolina 29464
(843) 884-1444

Counsel for Respondent
Jane Doe, an adult woman over the age of 18

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PROOF OF SERVICE

YOUNG CLEMENT RIVERS, LLP

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Counsel for Appellant

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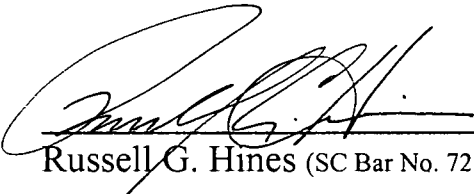
I, Russell G. Hines, of Young Clement Rivers, LLP, counsel for Appellant, hereby certify that the foregoing **NOTICE OF APPEAL** was served on all other parties to this matter by depositing a copy of same in the U.S. Mail on May 17, 2017, properly posted for delivery to the following addressees:

THE MASON LAW FIRM, P.A.
Tidewatch Centre on Shem Creek
Mark A. Mason, Esquire
Anthony E. Forsberg, Esquire
465 West Coleman Boulevard, Suite 302
Mount Pleasant, South Carolina 29464

Counsel for Respondent
Jane Doe, an adult woman over the age of 18

I also certify that a copy of the foregoing **NOTICE OF APPEAL** was today, May 17, 2017, mailed to the clerk of the lower court for filing.

Respectfully submitted,
YOUNG CLEMENT RIVERS, LLP

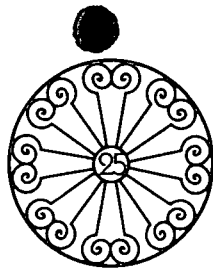
By: 

Russell G. Hines (SC Bar No. 72100)

Counsel for Appellant
TCSC, LLC, d/b/a Hendrick Toyota of
North Charleston

Charleston, South Carolina

Dated: 5/17/17



YCR LAW

Kathleen B. Barnes
Secretary

Direct Dial: (843) 720-5488
Direct Fax: (843) 579-1369
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May 17, 2017

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SC Court of Appeals

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

Re: Jane Doe vs. TCSC, LLC d/b/a Hendrick Toyota of North Charleston
Case No.: 2016-CP-10-4112
Claim No.: 30166435427-0001
Date of Loss: 1/19/2016
YCR File: 11176-20160726

Dear Ms. Kitchings:

Enclosed for filing in the above-referenced matter please find the original and one (1) copy of a Notice of Appeal and Proof of Service regarding the same and our firm's check in the amount of \$100.00 for the required filing fee. Please file the original and return a court-stamped copy to me in the pre-stamped envelope provided.

By copy of this correspondence, I am hereby serving the Notice of Appeal upon Plaintiff's counsel. Additionally, I am hereby providing two copies of the Notice of Appeal and a pre-stamped envelope to the Clerk of the Circuit Court for filing and requesting that they provide me with a filed copy of the same.

If you have any questions or concerns, or need anything further from me, please let me know. With best wishes and kindest regards, I am

Sincerely,

YOUNG CLEMENT RIVERS, LLP

Kathleen B. Barnes

Secretary

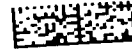
Enclosures

cc: Anthony E. Forsberg, Esquire, The Mason Law Firm, P.A.
Mark A. Mason, The Mason Law Firm, P.A.
Honorable Julie J. Armstrong, Charleston County Clerk of Court

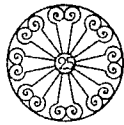
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