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

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Appeal from Richland County
Court of Common Pleas

JUN 27 2017

SC Court of Appeals

Jean Hoefler Toal, Circuit Court Judge

Case No. 2016-CP-40-00067

Earl Kinley,

Respondent,

v.

Waste Management of South Carolina, Inc., and
Chambers Richland County Landfill, Inc.,

Appellants.

NOTICE OF APPEAL

YOUNG CLEMENT RIVERS, LLP
Stephen L. Brown (SC Bar No. 66468)
Duke R. Highfield (SC Bar No. 64224)
Jeffrey J. Wiseman (SC Bar No. 73121)
Russell G. Hines (SC Bar No. 72100)
William O. Sweeny IV (SC Bar No. 79829)
25 Calhoun Street, Suite 400
Charleston, South Carolina 29401
P.O. Box 993 (29402)
(843) 720-5488
Counsel for Appellants

Defendants/Appellants, Waste Management of South Carolina, Inc., and Chambers Richland County Landfill, Inc., appeal these order(s)/judgment(s) of the Honorable Jean Hoefler Toal, Circuit Court Judge:

- **FORM 4 denying Defendants' motion for summary judgment and attached Order Denying Defendants' Motion for Summary Judgment**, both dated January 12, 2017, and filed January 23, 2017 (copies attached as Exhibit 1);
- **FORM 4 denying Defendants' motion for reconsideration**, dated and filed June 13, 2017¹ (copy attached as Exhibit 2).

Respectfully submitted,

YOUNG CLEMENT RIVERS, LLP

By: 

Stephen L. Brown (SC Bar No. 66468)
Duke R. Highfield (SC Bar No. 64224)
Jeffrey J. Wiseman (SC Bar No. 73121)
Russell G. Hines (SC Bar No. 72100)
William O. Sweeny IV (SC Bar No. 79829)
25 Calhoun Street, Suite 400
Charleston, South Carolina 29401
P.O. Box 993 (29402)
(843) 720-5488

Counsel for Appellants

Charleston, South Carolina

Dated: 6/23/17

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

¹ Also on this date, via email from the clerk of court's office, Appellants' counsel received a file-stamped copy of the FORM 4.

Other Counsel of Record:

LANIER & BURROUGHS, LLC
Shane M. Burroughs, Esquire
P.O. Drawer 2789
Orangeburg, South Carolina 29116
(803) 268-9800

-and-

SAVAGE, ROYALL & SHEHEEN, L.L.P.
Vincent A. Sheheen, Esquire
P.O. Drawer 10
Camden, South Carolina 29021
(803) 432-4391

Counsel for Respondent

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PROOF OF SERVICE

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25 Calhoun Street, Suite 400
Charleston, South Carolina 29401
P.O. Box 993 (29402)
(843) 720-5488
Counsel for Appellants

I, Russell G. Hines, of Young Clement Rivers, LLP, counsel for Appellants, 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 June 23, 2017, properly posted for delivery to the following addressees:

Shane M. Burroughs, Esquire
LANIER & BURROUGHS, LLC
P.O. Drawer 2789
Orangeburg, SC 29116

-and-

Vincent A. Sheheen, Esquire
SAVAGE, ROYALL & SHEHEEN, L.L.P.
P.O. Drawer 10
Camden, SC 29021

Counsel for Respondent

I also certify that a copy of the foregoing **NOTICE OF APPEAL** was today, June 23, 2017, mailed to the clerk of the lower court for filing.

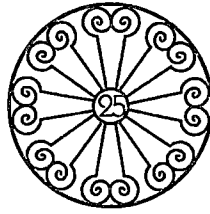
Respectfully submitted,
YOUNG CLEMENT RIVERS, LLP

By: 
Russell G. Hines (SC Bar No. 72100)

Counsel for Appellants

Charleston, South Carolina

Dated: 6/23/17



YCR LAW

Russell G. Hines
Partner

Direct Dial: (843) 720-5488
Direct Fax: (843) 579-1327
E-mail: rhines@ycrlaw.com

June 23, 2017

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JUN 27 2017
SC Court of Appeals

VIA U.S. MAIL

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

Re: Earl Kinley v. Waste Management of South Carolina, Inc. et al.
Case No.: 2016-CP-40-00067
Claim No.: 003000-328503-GB-01
Date of Loss: 5/29/2012
YCR File: 5251-20150606

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** and our firm's check in the amount of \$100.00 for the filing fee. Please file the originals and return court-stamped copies to me in the envelope provided.

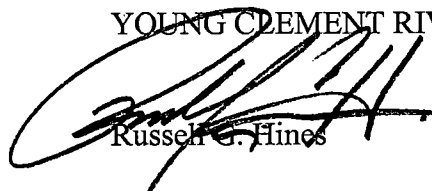
By copy of this correspondence, I am hereby serving the **Notice of Appeal** on Plaintiff's counsel.

Additionally, I am hereby providing two (2) copies of the Notice of Appeal, along with a return 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



Russell G. Hines

Enclosures

cc: (All Below Via U.S. Mail)
Shane M. Burroughs, Esquire, Lanier & Burroughs, LLC
Vincent A. Sheheen, Esquire, Savage, Royall & Sheheen, L.L.P.
Honorable Jeanette W. McBride, Richland County Clerk of Court

25 CALHOUN STREET, SUITE 400, P.O. BOX 993, CHARLESTON, SC 29402 • (843) 577-4000 • www.ycrlaw.com

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YCRLAW

25 Calhoun Street, Suite 400
P.O. Box 993
Charleston, SC 29402-0993

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Jenny Abbott Kitchings, Clerk
South Carolina Court of Appeals
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