

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM FLORENCE COUNTY
Court of Common Pleas

Thomas A. Russo, Circuit Court Judge

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Case No. 2014-CP-21-00916

SEP 22 2017

SC Court of Appeals

Beneficial Financial I, Inc.,
successor by merger to
Beneficial Mortgage Co. of South Carolina,Appellant

v.

Jon Windham, a/k/a/ Jon D. Windham;
Frances Windham, a/k/a Frances C. Windham;
and Jerry Coker, a/k/a Jerry L. Coker;
The United States of America, by and through its agency,
the Internal Revenue Service; and The Citizens Bank,Defendants

Of Whom

Jon Windham is theRespondent

NOTICE OF APPEAL

Beneficial Financial I, Inc., successor by merger to Beneficial Mortgage Co. of South Carolina, by and through undersigned counsel, appeals the Order granting Defendant Jon Windham's Motion for Summary Judgment, entered by The Honorable Thomas A. Russo on September 8, 2017, a copy of which is attached hereto. Appellant received written notice of entry of this order on September 13, 2017.

September 22, 2017.



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Attorneys for Appellant

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the pleading or paper to which the certificate is attached was duly served in accordance with the provisions of Rule 5 of the South Carolina Rules of Civil Procedure and Rule 262 of the South Carolina Rules of Appellate Procedure to all parties or their attorney to the following address(es)

**Penny Hays Cauley
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**Frances Windham,
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**Gary I. Finklea, Esq.
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Co-counsel for Beneficial Financial

**Matthew J. Modica, Esq.
Assistant US Attorney
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Charleston, SC 29402**

Attorney for United States of America

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SC Court of Appeals

by deposit thereof, enclosed in a post-paid, properly addressed wrapper, in a post office or an official depository under the exclusive care and custody of the United States Postal Service, to the address(es) set forth above.

This the 22 day of September, 2017.


An Attorney for Plaintiff/Appellant

OF COUNSEL:

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September 22, 2017

Ms. Jenny Abbott Kitchings
Clerk of Court- SC Court of Appeals
Calhoun State Office Building,
1220 Senate Street,
Columbia, South Carolina 29201

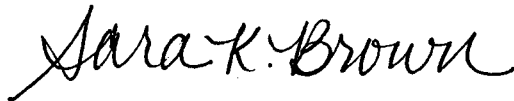
Doris Poulos O'Hara
Clerk of Court- Florence County SC
180 North Irby Street MSC-E-Rm B11
Florence, SC 29501

Re: Beneficial Financial I, Inc. v. Jon Windham, a/k/a Jon D. Windham, et al. (2014-CP-21-00916)

Dear Ms. Kitchings and Ms. Poulos O'Hara:

Enclosed for filing please find Beneficial Financial I, Inc.'s Notice of Appeal of Judge Thomas A. Russo's September 8, 2017 Order.

Sincerely,



Sara K. Brown
Paralegal

SKB:
Enclosures

cc: Ms. Penny Hays Cauley
Mr. Gary I. Finklea
Ms. Frances Windham
Mr. Matthew J. Modica
Ms. Nikole D. Haltiwanger

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