

86061

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM FAIRFIELD COUNTY
Court of Common Pleas

John C. Hayes, III, Circuit Court Judge

RECEIVED
MAR 05 2018
SC Court of Appeals

C.A. No.: 2017-CP-20-0300

Edwinda Goodman, Bobby Lee Jones, Bobby Cunningham, Daryl Davis, Phillip Cooper, Karla Cooper, Jackie Mincey, Dean M. Perry, Steve Lawson, Freddie Lawson individually and on behalf of other similarly situated Plaintiffs,..... Respondents,

v.

SCANA Corporation and South Carolina Electric & Gas Company, Defendants.

Of whom:

SCANA Corporation and South Carolina Electric & Gas Company are..... Appellants.

NOTICE OF APPEAL

South Carolina Electric & Gas Company ("SCE&G") and SCANA Corporation ("SCANA") appeal the Order in this matter filed on March 1, 2018, denying SCE&G's and SCANA's motion to strike the jury demand set forth in the Complaint in this case (which Complaint seeks solely equitable relief) and ruling on the merits of and effectively striking certain of SCE&G's and SCANA's affirmative defenses. SCE&G and SCANA received written notice of the entry of the Order on March 1, 2018. A copy of the Order is attached to this Notice as Exhibit A.

Pursuant to Rule 214, SCACR, SCE&G and SCANA further ask that this appeal be consolidated with their or its appeals in the related cases of *LeBrian Cleckley v. SCE&G, et al.* (Case No. 2017-CP-40-04833, Richland County Court of Common Pleas); *Chris Kolbe and Ruth Ann Keffer, et al. v. South Carolina Public Service Authority, et al.* (Case No. 2017-CP-08-02099, Berkeley County Court of Common Pleas); *Jessica S. Cook v. Santee Cooper et al.* (Case No. 2017-CP-25-00348, Hampton County Court of Common Pleas); and *Richard Lightsey v. SCE&G* (Case No. 2017-CP-25-00335, Hampton County Court of Common Pleas) as the appeals arise from the same order which was entered in each of these related cases, all of which are subject to the South Carolina Supreme Court's Order No. 2017-10-31-01.

HAYNSWORTH SINKLER BOYD, P.A.

By: 

James Y. Becker (SC Bar No. 64991)
Robert Y. Knowlton (SC Bar No. 3589)
Elizabeth H. Black (SC Bar No. 76067)
Mary C. Eldridge (SC Bar No. 102698)
1201 Main Street, Suite 2200
Post Office Box 11889 (29211-1889)
Columbia, South Carolina 29201
(803) 779.3080 - telephone
jbecker@hsblawfirm.com
bknowlton@hsblawfirm.com
eblack@hsblawfirm.com
meldridge@hsblawfirm.com

Sarah P. Spruill (SC Bar No. 68337)
ONE North Main, 2nd Floor
Greenville, SC 29601-2772
864.240.3200 – telephone
sspruill@hsblawfirm.com

LAW OFFICE OF LEAH B. MOODY, LLC

Leah B. Moody (SC Bar No. 12141)
235 East Main Street, Suite 115 (29730)
Post Office Box 1015
Rock Hill, South Carolina, 29731
(803) 327-4192 - telephone
lbmatty@comporium.net
*Attorneys for SCANA Corporation and South
Carolina Electric and Gas Company*

March 5, 2018

Other Counsel of Record:

J. Edward Bell, Esq.
Bell Legal Group, LLC
219 Ridge Street
Georgetown, SC 29440
ebell@edbelllaw.com

Vincent Sheheen, Esq.
Savage, Royall, and Sheheen, LLP
111 Church Street
Camden, SC 29020
vsheheen@thesavagefirm.com

Gregory Michael Galvin, Esq.
Galvin Law Group, LLC
Post Office Box 887
Bluffton, SC 29910
ggalvin@galvinlawgroup.com

Creighton B. Coleman
Coleman & Tolen, LLC
Post Office Box 1006
Winnsboro, SC 29180
creighton@colemantolen.com

Attorneys for Respondents

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM FAIRFIELD COUNTY
Court of Common Pleas

John C. Hayes, III, Circuit Court Judge

C.A. No.: 2017-CP-20-0300

RECEIVED
MAR 05 2018
SC Court of Appeals

Edwinda Goodman, Bobby Lee Jones, Bobby Cunningham, Daryl Davis, Phillip Cooper, Karla Cooper, Jackie Mincey, Dean M. Perry, Steve Lawson, Freddie Lawson individually and on behalf of other similarly situated Plaintiffs,..... Respondents,

v.

SCANA Corporation and South Carolina Electric & Gas Company, Defendants.

Of whom:

SCANA Corporation and South Carolina Electric & Gas Company are..... Appellants.

PROOF OF SERVICE

I, the undersigned employee of Haynsworth Sinkler Boyd, P.A., do hereby certify that I have caused the foregoing to be served via U.S. mail, postage prepaid, *or by other delivery as indicated*, to all parties of record at the addresses shown below.

1. *Notice of Appeal*

Parties of Record

J. Edward Bell, Esq.
Bell Legal Group, LLC
219 Ridge Street
Georgetown, SC 29440

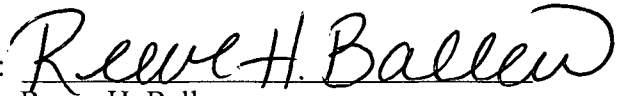
Vincent Sheheen, Esq.
Savage, Royall, and Sheheen, LLP
111 Church Street
Camden, SC 29020

Gregory Michael Galvin, Esq.
Galvin Law Group, LLC
Post Office Box 887
Bluffton, SC 29910

Creighton B. Coleman
Coleman & Tolen, LLC
Post Office Box 1006
Winnsboro, SC 29180

HAYNSWORTH SINKLER BOYD, P.A.

March 5, 2018
Columbia, South Carolina

By: 
Reeve H. Ballew
Legal Assistant to James Y. Becker

Haynsworth
Sinkler Boyd, P.A.

ATTORNEYS AND COUNSELORS AT LAW

1201 MAIN STREET, 22ND FLOOR (29201-3226)
POST OFFICE BOX 11889 (29211-1889)
COLUMBIA, SOUTH CAROLINA
TELEPHONE 803.779.3080
FACSIMILE 803.765.1243
WEBSITE www.hsblawfirm.com

JAMES Y. BECKER
DIRECT DIAL NUMBER 803.640.7706
EMAIL jbecker@hsblawfirm.com

March 5, 2018

The Honorable Judy Bonds
Fairfield County Clerk of Court
P.O. Drawer 299
Winnsboro, SC 29180-0299

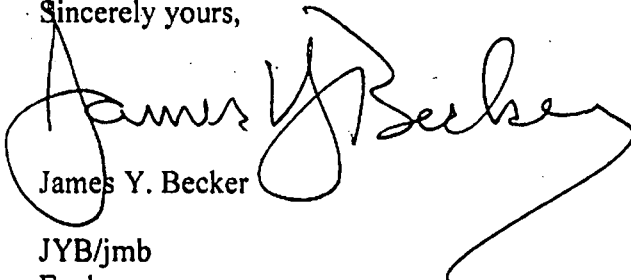
Re: *Edwinda Goodman, et al. v. SCANA Corporation and South Carolina Electric and Gas Company*
C. A. No. 2017-CP-20-0300

Dear Ms. Bonds:

Enclosed for filing are two copies of the Notice of Appeal in regards to the above referenced matter. Please clock in both copies and return one to me in the enclosed self-addressed stamped envelope.

Thank you for your assistance in this matter.

Sincerely yours,


James Y. Becker
JYB/jmb
Enclosures

cc: J. Edward Bell, Esq.
Vincent Sheheen, Esq.
Gregory Michael Galvin, Esq.
Creighton B. Coleman, Esq.
The Honorable Jenny Abbott Kitchings

RECEIVED
MAR 05 2018
SC Court of Appeals

March 5, 2018

VIA HAND DELIVERY

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1015 Sumter Street
Columbia, SC 29201

Re: *Edwinda Goodman, et al. v. SCANA Corporation and South Carolina Electric and Gas Company*
C. A. No. 2017-CP-20-0300

Dear Ms. Kitchings:

Enclosed please find the original and one (1) copy of the following for filing in regards to the above referenced matter:

- (1) Notice of Appeal including a copy of the Order appealed from marked as Exhibit A;
- (2) Proof of Service;
- (3) a firm check in the amount of \$100.00 for the filing fee; and
- (4) a copy of letter filing Notice of Appeal with the lower court.

Please return a clocked copy to me via our courier.

The transcript will be ordered within the timeframe allowed by the South Carolina Rules of Appellate Procedure.

Sincerely yours,


James Y. Becker

JYB/jmb

Enclosures

cc: J. Edward Bell, Esq.
Vincent Sheheen, Esq.
Gregory Michael Galvin, Esq.
Creighton B. Coleman, Esq.
The Honorable Tonnya K. Kohn, South Carolina Court Administration

RECEIVED

MAR 05 2018

SC Court of Appeals