

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM SOUTH CAROLINA ADMINISTRATIVE LAW COURT

Deborah Brooks Durden, Administrative Law Court Judge

Case No. 18-ALJ-17-00005-CC

RECEIVED  
JUN 07 2018  
SC Court of Appeals

South Carolina Department of Revenue, Agency .....

and

Thomas Gottshall and April Lucas, Intervenors ..... Respondents,

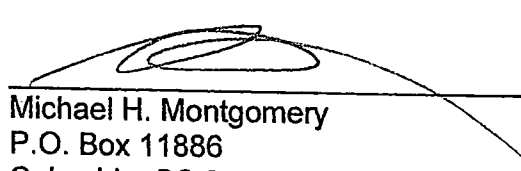
v.

Five Points Roost, LLC, Petitioners.....Appellant.

NOTICE OF APPEAL

Five Points Roost, LLC appeals the judgment of the Honorable Deborah Brooks Durden dated May 11, 2018. Appellant received written notice of entry of this judgment on May 11, 2018.

MONTGOMERY WILLARD, LLC



Michael H. Montgomery  
P.O. Box 11886  
Columbia, SC 29211-1886  
(803) 779-3500  
mhm@montgomerywillard.com  
Attorneys for Appellant

June 7, 2018

Other Counsel of Record:  
Attorney for Intervenors  
Richard A. Harpootlian

FILED

JUN 07 2018

SC ADMIN LAW COURT

THE STATE OF SOUTH CAROLINA  
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APPEAL FROM SOUTH CAROLINA ADMINISTRATIVE COURT

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South Carolina Department of Revenue, Agency .....

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v.

Five Points Roost, LLC.....Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on June 7, 2018 by hand delivery to the addressed attorney of record, South Carolina Administrative Law Court, Edgar A. Brown Building, 1205 Pendleton Street, Suite 224, Columbia, SC 29201.

MONTGOMERY WILLARD, LLC



Michael H. Montgomery  
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mhm@montgomerywillard.com  
**Attorneys for Appellant**

June 11, 2018



# The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

V. CLAIRE ALLEN  
DEPUTY CLERK

POST OFFICE BOX 11629  
COLUMBIA, SOUTH CAROLINA 29211  
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June 08, 2018

Mr. Michael H. Montgomery, Esquire  
PO Box 11886  
Columbia SC 29211-1186

Re: Five Points Roost v. SCDOR  
Appellate Case No. 2018-001064

Dear Counsel:

Upon reviewing your notice of appeal, the following deficiency has been noted under the South Carolina Appellate Court Rules (SCACR), and this deficiency must be corrected within ten (10) days of the date of this letter or this appeal will be dismissed:

- A proof of service showing that a copy has been served on the agency and/or the Administrative Law Court has not been provided as required by Rule 203(b)(6), SCACR.

Very truly yours,

A handwritten signature in black ink that reads "Jenny A. Kitchings".

CLERK

cc: Elisabeth W Shields, Esquire  
Richard A. Harpootlian, Esquire

MONTGOMERY WILLARD, LLC  
ATTORNEYS AND COUNSELORS AT LAW  
1002 CALHOUN STREET  
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June 11, 2018

**VIA HAND DELIVERY**

The Honorable V. Claire Allen  
Deputy Clerk of Court  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

**RECEIVED**  
JUN 11 2018  
SC Court of Appeals

**Re: *Five Points Roost, LLC dba Five Points Roost v. South Carolina  
Department of Revenue  
Case Number: 18-ALJ-0005-CC  
Our File number: 2176157***

Dear Ms. Allen:

Please find attached the Proof of Service and serviced copy to the South Carolina Administrative Law Court. I have enclosed the original for filing and six copies to be clocked and given back to the individual delivering this letter.

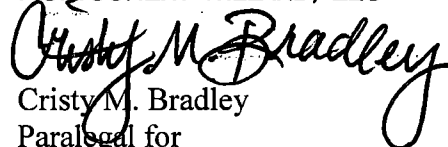
Thank you so much for your assistance on this matter.

If you have any questions, please do not hesitate to contact me. I appreciate your assistance in advance.

With kind personal regards, I am,

Very Truly Yours,

MONTGOMERY WILLARD, LLC



Cristy M. Bradley  
Paralegal for  
Michael H. Montgomery

MHM/ckb