

88325

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas for the Ninth Circuit

Marvin H. Dukes, Master in Equity and Special Circuit Court
Judge

RECEIVED

NOV 19 2018

Case No.: 2014-CP-07-0052

SC Court of Appeals

LADY BEAUFORT, LLC & TIDELAND REALTY, INC.,.....Plaintiffs/ Appellants,

v.

HIRD ISLAND INVESTMENTS, INC. SHERWOOD N. FENDER, ADDISON D. FENDER,
MARTHA B. FENDER, WILLIAM B. BOWEN, LADY KEMMERLIN, LLC, BRICKYARD
HOLDINGS, INC, AND A&K HOLDING CO., LLC, Defendants.

OF WHOM HIRD ISLAND INVESTMENTS and SHERWOOD N. FENDER are
the.....Defendants/Respondents.

AND

WILLIAM M. BOWEN.....Third Party Plaintiff,

AND

JAMES S. KERR and MATT TRUMPS.....Defendants,

NOTICE OF APPEAL

Plaintiffs/Appellants Lady Beaufort, LLC & Tideland Realty, Inc. appeal the order of the
Honorable Marvin H. Dukes, III, dated October 26, 2018 (Exhibit A). Plaintiffs/Appellants
received written notice of entry of Judge Dukes' order on October 26, 2018.

November 14th, 2018

ANDREW K. EPTING, JR., LLC

By  _____

Andrew K. Epting, Jr.

Jaan G. Rannik

46A State Street, Charleston, SC 29401

Phone: 843-377-1871; Fax: 843-377-1310

ake@epting-law.com

jgr@epting-law.com

Attorneys For Plaintiffs/Appellants

Counsel of Record for Respondents:

William M. Bowen, Esquire

H. Fred Kuhn, Jr., Esquire

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas for the Ninth Circuit

Marvin H. Dukes, Master in Equity and Special Circuit Court
Judge

Case No.: 2014-CP-07-0052

RECEIVED
NOV 19 2018
SC Court of Appeals

LADY BEAUFORT, LLC & TIDELAND REALTY, INC.,.....Plaintiffs/ Appellants,

v.

HIRD ISLAND INVESTMENTS, INC. SHERWOOD N. FENDER, ADDISON D. FENDER,
MARTHA B. FENDER, WILLIAM B. BOWEN, LADY KEMMERLIN, LLC, BRICKYARD
HOLDINGS, INC, AND A&K HOLDING CO., LLC, Defendants.

OF WHOM HIRD ISLAND INVESTMENTS and SHERWOOD N. FENDER are
the.....Defendants/Respondents.

AND

WILLIAM M. BOWEN.....Third Party Plaintiff,

AND

JAMES S. KERR and MATT TRUMPS.....Defendants,

PROOF OF SERVICE

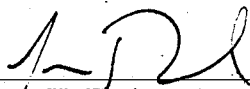
I certify that I have served the Appellants' Notice of Appeal by depositing a copy in the United States Mail, Postage prepaid, on November 15, 2018, addressed to Respondent's attorneys of record as follows:

H. Fred Kuhn, Jr., Esquire
P.O. Drawer 507
Beaufort, SC 29901

and

William M. Bowen, Esquire
WILLIAM M. BOWEN, P. A.
P.O. Drawer 6128
Hilton Head Island, SC 29938

ANDREW K. EPTING, JR., LLC

By  _____
Andrew K. Epting, Jr.

Jaan G. Rannik
46A State Street, Charleston, SC 29401
Phone: 843-377-1871; Fax: 843-377-1310
ake@epting-law.com
jgr@epting-law.com

Attorneys For Plaintiffs/Appellants

ANDREW K. EPTING, JR., LLC

ATTORNEYS AT LAW

ANDREW K. EPTING, JR. · AKE@EPTING-LAW.COM

JAAN G. RANNIK · JGR@EPTING-LAW.COM

November 15, 2018

RECEIVED

NOV 19 2018

SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk of Court, South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

RE: *Lady Beaufort, LLC & Tidelands Realty, Inc. v. Hird Island Investments, Inc. and
Sherwood Fender*
Case No.: 2014-CP-07-0052

Dear Ms. Kitchings:

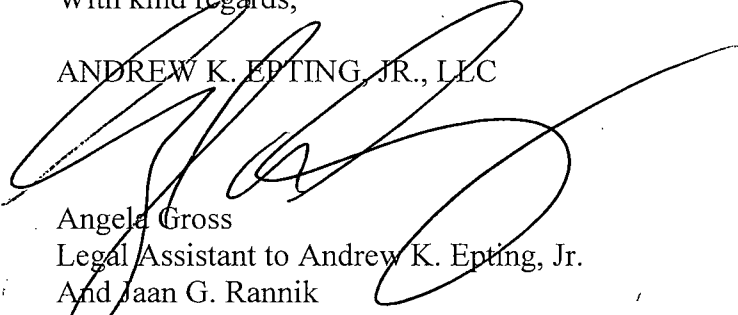
Enclosed for filing please find the original and one copy of the Notice of Appeal together with the Proof of Service of the Notice of Appeal on Respondents together with the \$250.00 filing fee. Please file the originals and return the file-stamped copies to me in the self-addressed, stamped envelope provided.

We are filing this Notice of Appeal as a cross-appeal in Appellate Case No. 2018-001969.

Please be advised that counsel for Appellants are in receipt of the transcript of the proceedings.

With kind regards,

ANDREW K. EPTING, JR., LLC


Angela Gross
Legal Assistant to Andrew K. Epting, Jr.
And Jaan G. Rannik
/agg

Enclosures – as stated

cc: William M. Bowen, Esquire
Fred H. Kuhn, Jr., Esquire
The Honorable Jerri Ann Roseneau

ANDREW K. EPTING, JR., LLC

ATTORNEYS AT LAW

ANDREW K. EPTING, JR. · AKE@EPTING-LAW.COM

JAAN G. RANNIK · JGR@EPTING-LAW.COM

November 15, 2018

RECEIVED

NOV 19 2018

SC Court of Appeals

The Honorable Jerri Ann Roseneau
Clerk of Court - Beaufort County
PO Box 1128
Beaufort, SC 29901-1128

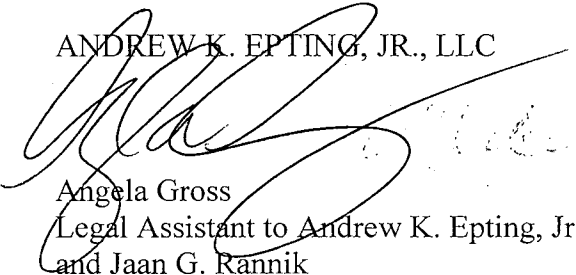
RE: *Lady Beaufort, LLC & Tidelands Realty, Inc. v. Hird Island Investments, Inc. and
Sherwood Fender*
Case No.: 2014-CP-07-0052

Dear Roseneau:

Enclosed for filing please find the original and one copy of the Notice of Appeal together with the Proof of Service of the Notice of Appeal on Respondents in the above-referenced matter. Please file the originals and return the file-stamped copies to me in the self-addressed, stamped envelope provided.

With kind regards,

ANDREW K. EPTING, JR., LLC


Angela Gross
Legal Assistant to Andrew K. Epting, Jr.
and Jaan G. Rannik

/agg

Enclosures – as stated

cc: William M. Bowen, Esquire
Fred H. Kuhn, Jr., Esquire

P

\$6.55

US POSTAGE

062S0008179042

FROM 29401

PRIORITY MAIL
FR Env
ComBasPrice



stamps.com

11/14/2018

PRIORITY MAIL 2-DAY™

46A State Street
Charleston SC 29401

0024

RECEIVED

NOV 19 2018

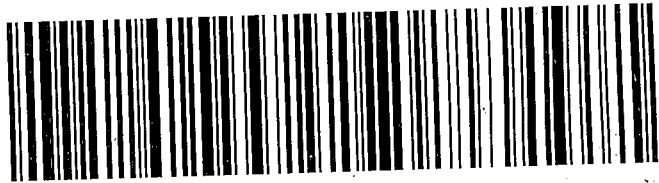
C076

SHIP
TO:

Honorable Jennifer P. Kitchings
Clerk of Court
South Carolina Court of Appeals
1220 Senate Street
Columbia SC 29201-3769



USPS TRACKING #



9405 5118 9956 0737 7346 98