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THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

APPEAL FROM LEXINGTON COUNTY  
IN THE COURT OF COMMON PLEAS  
THE HONORABLE WALTON J. MCLEOD, IV  
CIRCUIT COURT JUDGE

CASE NO. 2018-CP-32-00315

IN RE: The Estate of Leroy Fulmer

Mattie Lou Fulmer, Respondent

v.

Elizabeth S. Gainey as Personal  
Representative; Elizabeth S. Gainey,  
individually; and Dennis C. Gainey,

Of Which Elizabeth S. Gainey as Personal  
Representative is the Appellant.

**RECEIVED**  
NOV 28 2018  
SC Court of Appeals

NOTICE OF APPEAL

Elizabeth S. Gainey, as Personal Representative of the Estate of Leroy Fulmer, appeals the order of the Honorable Walton J. McLeod, IV issued on October 17, 2018. Appellant timely filed a motion for reconsideration, which was denied by order issued November 13, 2018. Appellant received written notice of entry of this order on November 13, 2018.

November 28, 2018

*(signature on next page)*



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Personal Representative of the Estate of Leroy  
Fulmer*

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PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Mattie Lou Fulmer by depositing a copy of it in the United States Mail, postage prepaid, on November 28, 2018, addressed to her attorney of record, Amy Hill, Esq., P.O Box 7368, Columbia, South Carolina 29202.

November 28, 2018

*Tabitha Emanuelli*  
Tabitha Emanuelli  
Paralegal to Robert P. Wood

cc:

Carrie A. Warner, Esquire  
Amy L.B. Hill, Esquire  
Jonathan E. Spitz, Esquire  
Carlos W. Gibbons, Jr., Esquire  
The Honorable Lisa M. Comer

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November 28, 2018

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The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

RE: *Mattie Lou Fulmer v. Elizabeth S. Gainey as Personal Representative, et al.*

Dear Ms. Kitchings,

Enclosed for filing is a notice of appeal and motion for limited remand in the above case. Also enclosed are the following.

1. Proof of service of the notice of appeal on the respondent.
2. A copy of the orders which are to be challenged on appeal.
3. A filing fee of \$300, \$250 for the notice of appeal filing fee and \$50 for the motion filing fee.

The circuit court has scheduled a hearing on a motion pursuant to Rule 59(e), SCRPC for December 18, 2018. Accordingly, Appellant requests this court expedite the consideration of its motion for a limited remand.

Please let me know if you have any questions or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read "R. P. Wood", is written over the typed name.

Robert P. Wood

Cc: The Honorable Walton J. McLeod, IV  
The Honorable Lisa M. Comer  
Amy Hill, Esq.  
Jonathan Spitz, Esq.  
Carlos Gibbons, Jr. Esq.  
Carrié A. Warner, Esq.