

IN THE STATE OF SOUTH CAROLINA

In the Court of Appeals

Case No. 2018-CP-12-00117
2018-AP-12-00074

Heidi Gersten, Ivanka Ayoub, Daniel Hubbard.....Plaintiffs,

Of whom Heidi Gersten and Ivanka Ayoub are,Appellants.

v.


Kevin Carter, Richard Davis, Joseph Tribovich, Nationwide Mutual Insurance Company,
Interinsurance Exchange of The Automobile Club, John Ammendola, Trustguard Insurance
Co., Blackwell, SC Department of Public Safety, Chevrolet, GMS, Unknown Joe Does,
.....Respondents.

**MOTION TO DISMISS APPEAL AS TO
KEVIN CARTER AND RICHARD DAVIS**

Respondents Kevin Carter and Richard Davis, by and through their undersigned attorney,
move this Court to dismiss the appeal against them because Appellants did not timely serve the
Notice of Appeal on this Court. Respondents Carter and Davis also file a Memorandum of
Authorities in support and an Affidavit of Facts.

This Motion is made pursuant to Rule 240 of the South Carolina Appellate Court Rules
and is supported by the affidavits, memoranda of law, and such other documents filed with this
Motion.

Respectfully submitted,


RECEIVED
JAN 31 2019
SC Court of Appeals
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January 30, 2019

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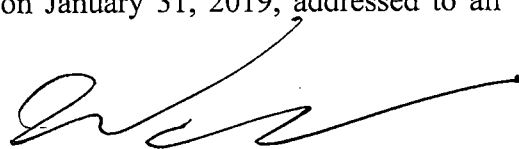
Kevin Carter, Richard Davis, Joseph Tribovich, Nationwide Mutual Insurance Company, Interinsurance Exchange of The Automobile Club, John Ammendola, Trustguard Insurance Co., Blackwell, SC Department of Public Safety, Chevrolet, GMS, Unknown Joe Does,

.....Respondents.

PROOF OF SERVICE

I certify that I have served the Motion to Dismiss Appeal as to Kevin Carter and Richard Davis, Affidavit of Facts, and Memorandum of Authorities in Support of Respondents Kevin Carter's and Richard Davis' Motion to Dismiss by depositing a copy of it in the United States Mail, postage prepaid, on January 31, 2019, addressed to all attorneys of record listed below.

January 31, 2019



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