

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY

Court of Common Pleas

Hon. Eugene Griffith

Case No. 2018-CP-10-851
Appeal No. 2019-____

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MAY 02 2019

SC Court of Appeals

National Trust for Historic Preservation
In the United States and The City of Charleston, Appellants,

v.

City of North Charleston,

Cross-Appellant / Respondent.

NOTICE OF CROSS APPEAL

The City of North Charleston (hereinafter "City") wishes to cross appeal portions of the Order of Judge Eugene Griffith in the event that the National Trust for Historic Preservation in the United States (hereinafter, "Trust") and City of Charleston (hereinafter, "Charleston") appeal Judge Griffith's Order.¹ The Order in controversy was signed March 1, 2019, in case No. 2018-CP-10-851. A copy is enclosed. The City

¹ Should no primary appeal be filed by the Trust or Charleston then the City of North Charleston would respectfully withdraw this cross-appeal.

received notice of this Order on March 1, 2019. Time to file a Notice of Appeal was stayed by the Motion for Reconsideration filed by opposing parties. This motion was denied as of April 26, 2019 and this Notice of Intent to Appeal immediately follows.

 4/29/19

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**For Cross-Appellant / Respondent
City of North Charleston**

Other counsel of record:

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Attorneys for Whitfield

cc: Bruce Miller
Trenholm Walker
Amy Wooten
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Daniel McQueeney
Keith Babcock
David Paavola

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Certificate of Service

I certify that I have served the Appellants and the Hon. Daniel E. Shearouse by depositing a copy of the following documents:

Notice of Intent to Cross Appeal
Certificate of Service

In the care of the United States Postal Service, postage prepaid, addressed either directly or to their respective attorneys of record as follows:

Hon. Jenny Abbott Kitchings
Clerk of the South Carolina Court of Appeals
PO Box 11629
Columbia, SC 29211

Ms. Caroline Leonard
Charleston County Clerk of Court
100 Broad Street, Suite 106
Charleston, SC 29401-2258

Other counsel of record:

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April 29, 2019



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Counsel for North Charleston

April 29, 2019

Hon. Jenny Abbott Kitchings
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Columbia, SC 29211

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Re: National Trust and City of Charleston v. City of North Charleston
Case No. 2018-CP-10-851 (1 Acre Case)

Notice of Intent to Cross-Appeal

Dear Ms. Kitchings and Ms. Leonard:

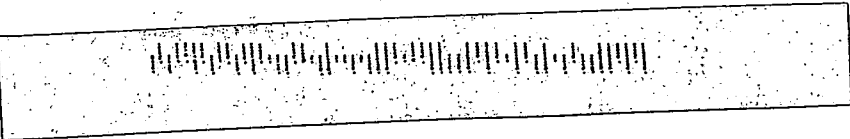
Please find enclosed for filing a copy of the City of North Charleston conditional Notice of Intent to Cross-Appeal. North Charleston is the successful party below and the issues it might take exception to only come into play if the National Trust or City of Charleston first appeal. Accordingly, North Charleston has designated this as a "cross appeal" and, further, noted it as being "conditional" such that it may be considered withdrawn in the event that no other party files a primary appeal in this matter. Your assistance in filing this and returning appropriate copies to me would be greatly appreciated. For your convenience I am enclosing appropriate self-addressed, stamped envelopes. By copy of this letter I am simultaneously serving counsel for all related parties.

Sincerely,



Derk Van Raalte

Enclosures: Notice of Intent to Cross Appeal
Certificate of Service
\$250.00 filing fee check
SASE



City of North Charleston

PO Box 190016 • North Charleston, SC • 29419-9016

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