

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Eugene C. Griffith, Jr., Circuit Court Judge

Case No. 2018-CP-10-0851
Appellate Case No. 2019-000728

RECEIVED
MAY 28 2019
SC Court of Appeals

National Trust for Historic Preservation
in the United States and the City of Charleston,

Respondents,

v.

City of North Charleston,

Appellant.

NOTICE OF APPEAL

Respondent City of Charleston (the "City") appeals the orders of the Honorable Eugene C. Griffith, Jr., filed on March 1, 2019, March 5, 2019, and May 1, 2019.

On April 29, 2019, Appellant City of North Charleston filed a notice of cross-appeal of the orders filed on March 1 2019 and May 1, 2019, conditioned on the filing of a "primary appeal" by one or more of the Respondents. On May 2, 2019, Appellant City of North Charleston's notice of cross-appeal was filed with the South Carolina Court of Appeals.

On March 4, 2019, the City received written notice of entry of the order filed on March 1, 2019 (the "Original Order"). The same order was re-filed on March 5, 2019 (the "Re-Filed Order"). On March 6, 2019, the City received written notice of entry of the Re-Filed Order.

On March 14, 2019, the City timely served a notice of motion and motion to reconsider, alter, or amend (the "Motion to Reconsider") the Original Order and the Re-Filed order. Also on March 14, 2019, the City filed the Motion to Reconsider and served a copy on the Honorable Eugene C. Griffith, Jr.

On May 2, 2019, the City received written notice of entry of the order denying the City's Motion to Reconsider, which was filed on May 1, 2019.

May 24, 2019



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Attorneys for Appellant City of North Charleston

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PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Appellant City of North Charleston, by depositing a copy of it in the United States Mail, postage prepaid, on May 24, 2019, addressed to its attorneys of record, as follows:

J. Brady Hair, Esquire
Derk Van Raalte
Legal Department
2500 City Hall Lane
North Charleston, SC 29406

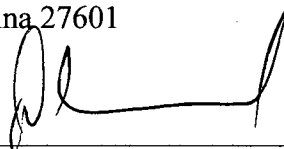
I also certify that I have served the Notice of Appeal on Respondent National Trust for Historic Preservation in the United States by depositing a copy of it in the United States mail, postage prepaid, on May 24, 2019, addressed to its attorneys of record, as follows:

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May 24, 2019



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SC Court of Appeals

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

RE: National Trust for Historic Preservation v. City of North
Charleston, Appellate Case No. 2019-000728

Dear Ms. Kitchings:

Please be advised that I represent Respondent City of Charleston ("Charleston") in the above-referenced appeal, which was filed as a conditional cross-appeal by Appellant City of North Charleston. Enclosed for filing, please find the following:

- (1) An original and one (1) copy of the Charleston's notice of cross-appeal;
- (2) An original and one (1) copy of the Charleston's proof of service of the notice of cross-appeal on the other parties to this appeal;
- (3) Copies of the orders being challenged on appeal; and
- (4) The filing fee of \$250.00.

Please note that the notice of cross-appeal is also being filed with the Clerk of Court for Charleston County today.

I would appreciate your filing these and returning a clocked copy in the enclosed, self-addressed, stamped envelope. Thank you for your courtesies in accomplishing this filing.

With kindest regards, I am,

Very Truly Yours,

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E-mail: mcqueeneyd@charleston-sc.gov

(843) 724-3730

Attorney for Appellant City of Charleston

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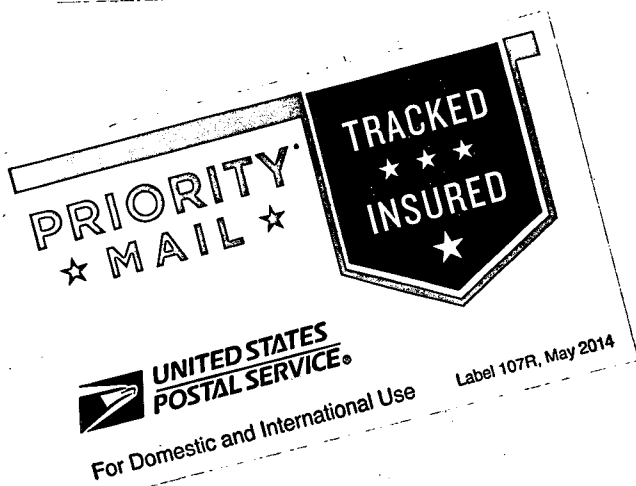


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