

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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MAY 29 2019

SC Court of Appeals

APPEAL FROM ALLENDALE COUNTY
Court of Common Pleas

R. Lawton McIntosh, Circuit Court Judge

Case No. 2017-CP-03-00244

J. Morgan Kears, Personal Representative
Of the Estate of G.H. Kears.....Appellant,

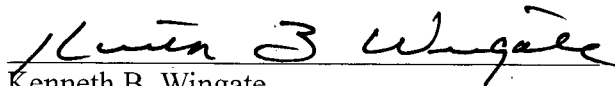
v.

The Kears Family Education Trust, William Gordon Kears,
Elizabeth Kears Gooding, Julia Kears Sharp, Rachael Kears
Best, Joseph Weber Kears, and John Morgan Kears, of which
all are named individually and as Trustees of the Kears Family
Education Trust U/A/D Nov. 05, 1992..... Respondents.

NOTICE OF APPEAL

J. Morgan Kears, Personal Representative of the Estate of G.H. Kears, appeals the orders of the Honorable R. Lawton McIntosh dated December 12, 2018 and May 13, 2019, which were subsequently e-filed and received by Appellant on December 13, 2018 and May 14, 2019, respectively.

May 29, 2019



Kenneth B. Wingate
Matthew J. Myers
Sweeny, Wingate & Barrow, P.A.
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(803) 256-2233
Attorneys for Appellant

Other Counsel of Record:

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Attorney for Respondent Elizabeth Kears Gooding

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R. Lawton McIntosh, Circuit Court Judge

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Of the Estate of G.H. Kears.....Appellant,

v.

The Kears Family Education Trust, William Gordon Kears,
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Best, Joseph Weber Kears, and John Morgan Kears, of which
all are named individually and as Trustees of the Kears Family
Education Trust U/A/D Nov. 05, 1992 Respondents.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal depositing a copy of same into the United States Mail, First-class postage prepaid, on May 29, 2019, addressed to the respondents or their attorneys of record as follows:

Daniel A. Speights, Esquire
Speights & Runyan
100 Oak Street, East
Post Office Box 685
Hampton, SC 29924
Attorney for Respondent Julia Kears Sharp

Stephen M. Slotchiver, Esquire
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751 Johnnie Dodds Blvd, Ste. 100
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Attorney for Respondent Elizabeth Kears Gooding

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Attorney for Respondent Elizabeth Kearsse Gooding

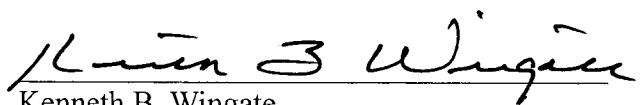
William Gordon Kearsse
PO Box 221
Fairfax, SC 29827
Pro se

Rachael Kearsse Best
5055 Lakeshore Drive
Columbia, SC 29206
Pro se

Joseph Weber Kearsse
6620 Merrill Road
Columbia, SC 29209
Pro se

John Morgan Kearsse
Post Office Box 521
Allendale, SC 29810
Pro se in individual capacity

I certify that the Kearsse Family Education Trust is heretofore unrepresented in this matter and otherwise has no known address, and I have therefore delivered an additional copy of the Notice of Appeal with the Clerk of Court for the South Carolina Court of Appeals on May 29, 2019, pursuant to Rule 262, SCACR(b).



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(803) 256-2233
Attorneys for Appellant

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SWEENEY WINGATE & BARROW P.A. SC Court of Appeals

May 29, 2019

Reply to: Main Office

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kbw@swblaw.com

SENT VIA HAND DELIVERY

South Carolina Court of Appeals
Attn: Jenny Abbott Kitchings, Clerk of Court
1015 Sumter Street
Columbia, South

RE: J. Morgan Kears, Personal Rep. v. The Kears Family Education Trust, et al.
Civil Action No.: 2017-CP-03-00244
Our File: 5330-10329

Dear Ms. Kitchings:

Please find enclosed the following for purpose of appealing the above referenced matter:

- (1) Original and one copy of the Notice of Appeal
- (2) Original and one copy of the Proof of Service
- (3) A copy of the orders being challenged on appeal
- (4) The filing fee of \$100.
- (5) An additional copy of the Notice of Appeal for the Respondent Kears Education Trust as provided in Rule 262(b), SCACR.

Please return the clocked copies of the Notice of Appeal and Proof of Service with the courier.

Thank you for your assistance, and please let me know if you need anything further at this time.

Yours truly,

SWEENEY, WINGATE & BARROW, P.A.



Kenneth B. Wingate

Enclosures

May 29, 2019

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cc: Rachael Kears Best
Blake Hewitt, Esq.
Gordon Kears
Joseph Kears
Morgan Kears, Esq.
Steven Slotchiver, Esq.
Daniel Speights, Esq.