

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

APPEAL FROM HORRY COUNTY  
Court of Common Pleas

The Honorable Benjamin H. Culbertson, Circuit Court Judge

RECEIVED

JUN 10 2019

SC Court of Appeals

CASE NO. 2016-CP-26-06495

Cornell Patton, Melissa Patton, Chad Webb and Amy Webb..... Plaintiffs

vs.

Prestwick Land Limited Partnership; Prestwick Homeowners Association, Inc.;  
Jackson Companies; City of Myrtle Beach; South Carolina Department of  
Transportation; Horry County; Myrtle Beach Air Force Base Redevelopment Authority;  
Nelson L. Hardwick & Associates, Inc.; Homeowners of Ocean Walk Property Owners  
Association; Campgrounds, Inc.; and Prestwick Property Owners Association, Inc..... Defendants

City of Myrtle Beach..... Third-Party Plaintiff

vs.

Phil Eaves and Elizabeth Eaves.....Third-Party Defendants/Counterclaimants  
/Cross-Claimants

vs.

Homeowners of Ocean Walk Property Owners Association ..... Defendant/Fourth-Party Plaintiff

vs.

Rose Real Estate, Inc.,..... Fourth-Party Defendant

OF WHOM:

Cornell Patton, Melissa Patton, Chad Webb, Amy Webb,  
Phil Eaves and Elizabeth Eaves are ..... Appellants

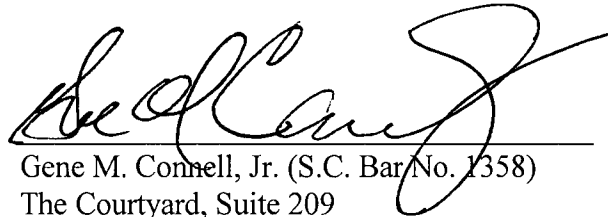
AND

Prestwick Land Limited Partnership, Jackson Companies  
and Campgrounds, Inc. are ..... Respondents

NOTICE OF APPEAL

Cornell and Melissa Patton, Chad and Amy Webb and Phil and Elizabeth Eaves hereby appeal the Order Granting Summary Judgment of The Honorable Benjamin H. Culbertson filed April 1, 2019 and the subsequent Order denying Plaintiffs' Motion for Reconsideration filed May 29, 2019 and received by Plaintiff's counsel on May 29, 2019.

KELAHER, CONNELL & CONNOR, P.C.



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June 7, 2019

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vs.

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OF WHOM:

Cornell Patton, Melissa Patton, Chad Webb, Amy Webb,  
Phil Eaves and Elizabeth Eaves are ..... Appellants

AND

Prestwick Land Limited Partnership, Jackson Companies  
and Campgrounds, Inc. are ..... Respondents

PROOF OF SERVICE

PERSONALLY appeared before me, Shelia Y. McCumbee, who being duly sworn, deposes and says that she is an employee of Kelaher, Connell & Connor, P.C., and that she has served a copy of the **Notice of Appeal** on the Respondents, on the 7<sup>th</sup> day of June, 2019, by depositing a copy of same in the United States Mail, postage prepaid, to:

Douglas C. Baxter, Esquire.  
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2103 Farlow Street  
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**Attorneys for Prestwick Property Owners Association, Inc.**

Shelia Y. McCumbee  
Shelia Y. McCumbee

**SWORN AND SUBSCRIBED** before me,  
this 7<sup>th</sup> day of June, 2019.

Donna H. Hand  
Notary Public for South Carolina  
My Commission Expires: 3-28-26

KELAHER, CONNELL & CONNOR, P.C.

ATTORNEYS AT LAW

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THE COURTYARD

1500 U.S. HIGHWAY 17 NORTH

P.O. DRAWER 14547

SURFSIDE BEACH, SOUTH CAROLINA 29587

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GENE M. CONNELL, JR.  
L. SIDNEY CONNOR, IV  
LISA POE DAVIS

\* OF COUNSEL

AREA CODE 843  
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FAX: 238-5050

June 7, 2019

**RECEIVED**

**JUN 10 2019**

**SC Court of Appeals**

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

Re: *Cornell Patton, et al. v. Prestwick Land Limited Partnership, et al.*  
C/A No. 2016-CP-26-06495  
Our File No. 2015-0293C

Dear Ms. Kitchings:

Enclosed for filing is a Notice of Appeal in the above-captioned 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. Our check for the \$250.00 filing fee.

Please return a filed copy to us in the self-addressed, stamped envelope provided.

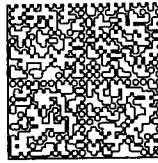
By copy of this letter, I hereby serve the Notice of Appeal on the Respondents through counsel of record.

Sincerely yours,

  
Gene M. Connell, Jr.

GMC,Jr.:sm  
Enclosures

cc w/enc.: Counsel of Record



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SC Court of Appeals

*Kelaker, Connell & Connor, PC*

1500 US HIGHWAY 17 NORTH, SUITE 209

POST OFFICE DRAWER 14547

SURFSIDE BEACH, SC 29587

**To**

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