

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM THE CHARLESTON COUNTY
COURT OF COMMON PLEAS

Frank D. Addy, Jr., Circuit Court Judge

Case No. 2016-CP-10-3696

MARGARET CARR,

Respondent

v.

TW GRAHAM and COMPANY, LLC, Appellant.

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SUPPLEMENTAL RECORD ON APPEAL SC Court of Appeals

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INDEX TO SUPPLEMENTAL RECORD ON APPEAL

Page

EXHIBIT

Affidavit of Patrick Runey.	60-61
Certificate of Appellant.	62

STATE OF SOUTH CAROLINA
COUNTY OF CHARLESTON

) IN THE COURT OF COMMON PLEAS
) NINTH JUDICIAL CIRCUIT
) CASE NO.: 2016-CP-10-3696

MARGARET CARR,

Plaintiff,

-versus-

TW GRAHAM AND COMPANY, LLC,

Defendant.

AFFIDAVIT OF PATRICK RONEY

PERSONALLY APPEARED before me PATRICK RONEY who, being duly sworn,
does state as follows:

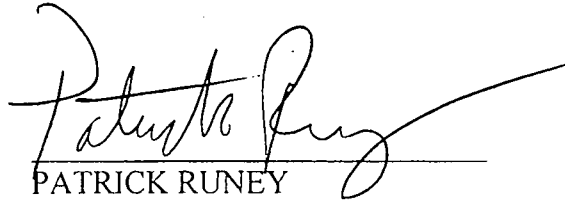
1. That the Affiant is the manager and registered agent of the Defendant TW Graham and Company, LLC.
2. That the Affiant owns and operates the TW and Company restaurant (“restaurant”) in McClellanville, South Carolina.
3. That the Plaintiff was hired on a trial basis at the restaurant on August 15, 2015. The Plaintiff did not report to work on September 3, 2016, and she did not contact the Affiant. The Affiant terminated her position.
4. That almost a year later, Plaintiff filed a complaint against the Defendant for retaliation for filing a worker’s compensation claim.
5. That the Affiant did not receive a certified mail from the Plaintiff’s attorney.
6. That the process server for the Plaintiff’s attorney contacted him about the service of the Summons and Complaint. The Affiant stated to the process server that he is always at the restaurant so they can meet at the restaurant and he would accept the service. Further, the sign at the restaurant and the restaurant’s website provide the hours of operation. The Affiant did not see or hear from the process after the initial phone call on August 9, 2016.

7. That Affiant has resided at 10091 Hercules Road, McClellanville, South Carolina, since October 14, 2014, and such information is readily available on the Charleston County website.

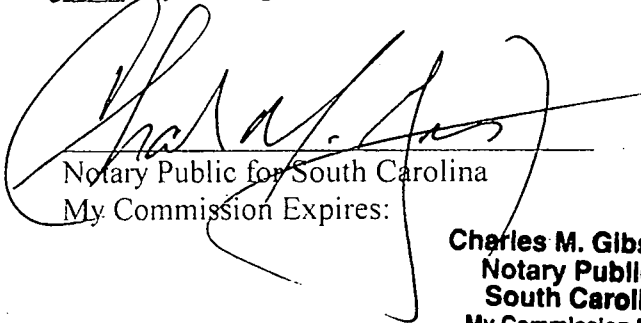
8. That the Affiant was not aware of the judgment until a process server contacted him on or about March 28, 2018 regarding the service of the judgment.

9. That the Affiant has remained in Charleston County since the lawsuit was commenced to the present, and the Affiant has never attempted to evade the service of the Summons and Complaint.

10. That the Affiant has a meritorious defense against the allegation so of the Plaintiff.


PATRICK RUNEY

SWORN to me before this
21st day of August, 2018.


Notary Public for South Carolina
My Commission Expires:

Charles M. Gibson, Jr.
Notary Public of
South Carolina
My Commission Expires
2/2/2019

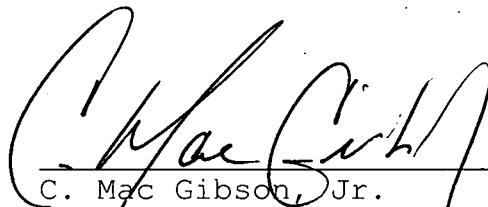
CERTIFICATE OF COUNSEL

We, Dennis E. O'Neill and C. Mac Gibson, Jr., hereby certify that the Supplemental Record on Appeal contains all material proposed to be included by any of the parties and not any other material.

April 1, 2019



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