

90241

STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas
The Honorable Alex Kinlaw, Jr.

Case No. 2017-CP-10-5382

Project: Navy Base Intermodal Facility

Tract: 23S

South Carolina Department of Commerce,
Division of Public Railways,

Appellant,

v.

Gateway Properties of Greater Charleston, LLC,

Respondent,

and

NBSC a division of Synovus Bank, VFC Partners 15 LLC, The Loft Pilates Center, LLC, Scott Miner, and County of Charleston,¹

Other Condemnees.

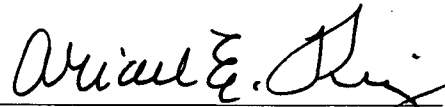
NOTICE OF APPEAL

South Carolina Department of Commerce, Division of Public Railways appeals the order of the Honorable Alex Kinlaw, Jr., dated June 4, 2019 and filed on June 11, 2019 (attached

¹ The parties listed as other condemnees have made no appearance in this action either through counsel or *pro se*.

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hereto). Appellant received notice of entry of the order on June 17, 2019.



Keith M. Babcock, SC Bar# ~~456~~
Ariail E. King, SC Bar# 8952
David L. Paavola, SC Bar# 100714
LEWIS BABCOCK L.L.P.
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Attorneys for Appellant South Carolina
Department of Commerce, Division of
Public Railways

July 10, 2019

Other counsel of record:

G. Trenholm Walker, Esquire
Walker Gressette Freeman & Linton, LLC
Post Office Box 22167
Charleston, South Carolina 29413

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PROOF OF SERVICE

I, Connie W. Grugan, legal assistant to the law firm of Lewis Babcock L.L.P., hereby certify that I have served the Notice of Appeal upon opposing counsel by mailing a copy of same, postage prepaid and return address clearly indicated, to said counsel addressed as follows:

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G. Trenholm Walker, Esquire
Walker Gressette Freeman & Linton, LLC
Post Office Box 22167
Charleston, South Carolina 29413



Connie W. Grugan

This 10th day of July, 2019.



LAW OFFICES OF
**LEWIS
BABCOCK**
L.L.P.

ARIAIL E. KING
ATTORNEY AT LAW

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July 10, 2019

HAND DELIVERED

Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201

Re: South Carolina Department of Commerce, Division of Public Railways v.
Gateway Properties of Greater Charleston, LLC, et al.
Civil Action No. 2017-CP-10-5382

Dear Ms. Kitchings:

Enclosed please find the original and one copy of a Notice of Appeal in regard to the above-referenced matter for filing with your office, along with a \$250.00 filing fee.

By copy of this letter, we are hereby serving a copy of same upon opposing counsel and filing a copy with the Charleston County Clerk of Court.

Sincerely yours,

Ariail E. King

AEK:cg

Enclosure

cc: G. Trenholm Walter, Esquire
Honorable Julie J. Armstrong

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SC Court of Appeals