

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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SC Court of Appeals

APPEAL FROM Horry COUNTY
Court of Common Pleas

The Honorable Clifton B. Newman, Circuit Court Judge

Case No. 2015-CP-26-00279

Ex Parte: Clarendon National Insurance Company Successor in interest by merger to Clarendon America.....Appellants,

In Re: The River Crossing Condominium Association, and Vincent J. Tamburro, on behalf of himself and others similarly situated,.....Plaintiffs,

v.

Centex Homes, a Nevada General Partnership; Centex Construction Company, Inc.; Centex Construction, LLC; Centex-Rooney Construction, Co., Inc.; Centex-Rodgers, Inc.; Balfour Beatty Construction, LLC, f/k/a Centex Construction, LLC; Right Way Construction, Inc.; Right Way Group, Inc.; RWG, Inc., RWGR, Inc.; Stock Building Supply, LLC f/k/a Stock Building Supply, Inc., Builders FirstSource — Southeast Group, LLC, Martin Masonry, Inc., Gary Hunnell d/b/a Grand Strand Roofing, Craftmaster Manufacturing, Inc. d/b/a CMI, Roof Doctor of the Carolinas, Inc., Stock Building Supply, LLC f/k/a Carolina Builders Corporation, Orfield Laboratories, Inc., Trebor Industries, Inc., Steven Bosch, d/b/a The Roofer Man, Certainteed Corporation Successor by merger to Exterior Systems, Inc., a/k/a Norandex, Inc., Weather Protection Systems, Inc., Crawford Door Systems, Inc., Cox Millwork & Supply, Inc., AM Jacobs, Inc., Galvin Depompe, Roberta Depompe, Morningstar Consultants, Inc., Jeld-Wen, Inc. as successor to and/or merger with Craftmaster Manufacturing, Inc., d/b/a CMI, and Sign Studio & Graphics, Inc.,.....Defendants,

Centex Homes, a Nevada General Partnership,.....Third-Party Plaintiff,

v.

Carolina Drywall and Interiors a/k/a Carolina Drywall Contractors, Inc., Vance Johnson Plumbing Co., Inc., Bogle Electric, Inc., Pelen, Inc., Jayco, Inc., Sunland Fire Protection, Inc., Dunn Plumbing Company, Inc., Essentials Protective Coatings, Inc., RJM Plumbing, Inc., Myrtle Beach Lighting, Inc. a/k/a R&L Lighting, Inc., Tri-City Insulation and Building Products of Myrtle Beach, Inc., Bond Group, Inc., Intracoastal Service Company, Inc., Sandpiper Heating & Air Conditioning,

LLC, American Residential Services, LLC d/b/a American Residential Services of South Carolina, Inc., A.O. Hardee & Son, Inc., Vereen Concrete Co., Inc., Michael Dawson d/b/a Michael Dawson Construction, Inc., Floors, Inc. successor by merger to Rice Planter Carpets, Inc., I.T.P., Inc., Carpets By Kendall, Inc., Rice Planter Carpets, Inc. n/k/a Creative Touch Interiors, Inc., CEMS Engineering, Inc., Chris R. Clark, AIA, Crescent Architects, LLC, Bobby L. Curry, Bobby Curry Engineers, Inc., and Right Way Construction, Inc. a/k/a RWG, Inc. a/k/a Right Way Group, Inc. a/k/a RWGR, Inc.,..... Third-Party Defendants,

Of which The River Crossing Condominium Association, and Vincent J. Tamburro, on behalf of himself and others similarly situated, and Centex Homes, a Nevada General Partnership, are the Respondents.

NOTICE OF APPEAL

Clarendon National Insurance Company, successor in interest by merger to Clarendon America, appeals the order of The Honorable Clifton B. Newman denying Appellant's Motion of Insurers for Limited Intervention. The Court issued the Order on June 21, 2019 and it is attached as Exhibit A.

July 19, 2019



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LLC, American Residential Services, LLC d/b/a American Residential Services of South Carolina, Inc., A.O. Hardee & Son, Inc., Vereen Concrete Co., Inc., Michael Dawson d/b/a Michael Dawson Construction, Inc., Floors, Inc. successor by merger to Rice Planter Carpets, Inc., I.T.P., Inc., Carpets By Kendall, Inc., Rice Planter Carpets, Inc. n/k/a Creative Touch Interiors, Inc., CEMS Engineering, Inc., Chris R. Clark, AIA, Crescent Architects, LLC, Bobby L. Curry, Bobby Curry Engineers, Inc., and Right Way Construction, Inc. a/k/a RWG, Inc. a/k/a Right Way Group, Inc. a/k/a RWGR, Inc.,.....Third-Party Defendants,

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PROOF OF SERVICE

I, Tommy Boger of Wall Templeton & Haldrup, do hereby certify that I have served the **Notice of Appeal** on counsel for Respondents, as well as other parties' counsel, by depositing the same in the United States Mail, properly posted on July 19, 2019 addressed as follows to counsel of record:



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July 19, 2019

VIA FEDERAL EXPRESS:

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

Re: *River Crossing Condominium Assoc. vs. Centex Homes, et al.* Civil Action No.:
2015-CP-26-00279
Tanglewood Condominium Assoc. vs. Centex Homes, et al. Civil Action No.:
2014-CP-26-2718
The Woodlands Condominium Assoc. vs. Centex Homes, et al. Civil Action No.:
2015-CP-26-4514
Appellate Case No.: 2019 _____

Dear Ms. Kitchings:

Please find enclosed an original and one copy of a Notice of Appeal and Proof of Service for each of the above referenced matters. I am also enclosing the requisite \$100.00 filing fee for each case. Please file the originals and return the filed-stamped copies to me in the envelope provided for your convenience.

Thank you for your time and attention to this matter.

Sincerely,

WALL TEMPLETON & HALDRUP, P.A.

Thomas B. Boger

TBB:are
Enclosures
cc: All Counsel of Record (w/ enc.)
Ms. Renee Elvis, Clerk of Court, Horry County (w/ enc.)

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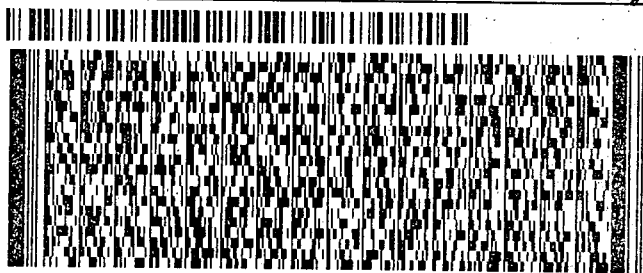
SC Court of Appeals

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