

90353

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM HORRY COUNTY  
Court of Common Pleas

Clifton Newman, Circuit Court Judge

Case No. 2015-CP-26-02718

RECEIVED  
JUL 22 2019  
SC Court of Appeals

Ex Parte: American Empire Surplus Lines Insurance Company, Appellant,

In Re: The Tanglewood Condominium Association, Plaintiff,

v.

Centex Homes, a Nevada General Partnership; Centex Construction Company, Inc.; Centex Construction, LLC, Centex Construction Co., Inc., Centex-Rodgers, Inc.; Balfour Beatty Construction, LLC, f/k/a Centex Construction, LLC, Defendants,

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

v.

Stock Building Supply, LLC f/k/a Carolina Builders Corporation, Right Way Construction, Inc., Right Way Group, Inc., RWG, Inc., RWGR, Inc., Builders FirstSource-Southeast Group, LLC, Builders FirstSource-Atlantic Group, LLC, A.C. Construction, Inc., Elcio Canedo de Souza a/k/a Elcio C. Souza, Ajax Construction, LLC, Affordable Construction, LLC f/k/a Affordable Drywall, LLC f/k/a Castro Construction, Inc., Hardworkers Construction Company, LLC, Hardworkers Construction, LLC, Mario Garcia Moreno d/b/a Garcia Construction, Garcia Construction, LLC, Gary Hunnell d/b/a Grand Strand Roofing & Siding, Atlantic Building Components & Services, Inc., Col-Cor Industries, Inc. a/k/a Active Glass & Mirror, Coastal Contract Hardware, Inc., Martin Masonry, Inc., JS Elite Flooring Company a/k/a J.S. Elite Tile Company, Tri-City Insulation & Building Products of Myrtle Beach, Inc., Carolina Drywall & Interior, Inc. a/k/a Carolina Drywall & Interiors, Inc., Carolina Drywall Contractors, Inc., Cohen's Drywall Company, Inc., Cohen's Construction Co., Inc., Capital Construction, Capital Construction Group, Inc., RJM Plumbing, Inc., Morningstar Consultants, Inc., LPM Enterprises, Inc. d/b/a LPM Home Inspections, Inc. f/k/a Loss Prevention Management, Inc., All Heating and Cooling Service Corp., Carolina Cool, Inc. f/k/a Carolina Cooling and Plumbing, Inc. f/k/a Carolina Cooling, Plumbing and Mechanical, Inc., Jayco, Inc., Michael Dawson Construction, Inc., Noe Hernandez a/k/a Noe Hernandez Zuniga d/b/a Speedee Concrete, Speedee Concrete, Inc., General Landscape Maintenance, LLC, General Landscape Group, LLC, EOB Concrete, Inc. a/k/a Boyzo's Concrete, Trebor Industries, Inc., Creative Touch Interiors, Inc. f/k/a Floors, Inc. f/k/a Rice Planter Carpets, Inc., Essential Protective

Coatings, LLC, Plantscapes, Inc., Plantscapes SC, Inc, The Weintraub Organization, Ltd., Weintraub Engineering, P.C., Rast & Associates, Inc., Miller Design Services, P.A., and Jeld-Wen, Inc. successor to and/or merger with Craftmaster Manufacturing, Inc. d/b/a CMI, AC Construction, Inc., Third-Party Defendants,

Of which The Tanglewood Condominium Association and Centex Homes, a Nevada General Partnership, are the Respondents.

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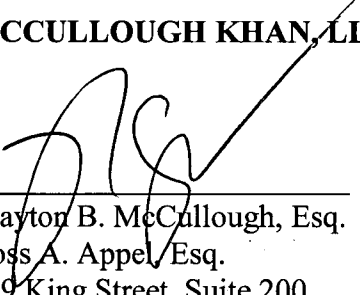
NOTICE OF APPEAL

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American Empire Surplus Lines Insurance Company appeals the Honorable Clifton Newman's Order Denying Motions to Intervene, dated June 21, 2019. Appellant received written notice of entry of the order on June 21, 2019.

**MCCULLOUGH KHAN, LLC**

BY:



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July 19, 2019  
Charleston, South Carolina

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THE STATE OF SOUTH CAROLINA

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v.

Stock Building Supply, LLC f/k/a Carolina Builders Corporation, Right Way Construction, Inc., Right Way Group, Inc., RWG, Inc., RWGR, Inc., Builders FirstSource-Southeast Group, LLC, Builders FirstSource-Atlantic Group, LLC, A.C. Construction, Inc., Elcio Canedo de Souza a/k/a Elcio C. Souza, Ajax Construction, LLC, Affordable Construction, LLC f/k/a Affordable Drywall, LLC f/k/a Castro Construction, Inc., Hardworkers Construction Company, LLC, Hardworkers Construction, LLC, Mario Garcia Moreno d/b/a Garcia Construction, Garcia Construction, LLC, Gary Hunnell d/b/a Grand Strand Roofing & Siding, Atlantic Building Components & Services, Inc., Col-Cor Industries, Inc. a/k/a Active Glass & Mirror, Coastal Contract Hardware, Inc., Martin Masonry, Inc., JS Elite Flooring Company a/k/a J.S. Elite Tile Company, Tri-City Insulation & Building Products of Myrtle Beach, Inc., Carolina Drywall & Interior, Inc. a/k/a Carolina Drywall & Interiors, Inc., Carolina Drywall Contractors, Inc., Cohen's Drywall Company, Inc., Cohen's Construction Co., Inc., Capital Construction, Capital Construction Group, Inc., RJM Plumbing, Inc., Morningstar Consultants, Inc., LPM Enterprises, Inc. d/b/a LPM Home Inspections, Inc. f/k/a Loss Prevention Management, Inc., All Heating and Cooling Service Corp., Carolina Cool, Inc. f/k/a Carolina Cooling and Plumbing, Inc. f/k/a Carolina Cooling, Plumbing and Mechanical, Inc., Jayco, Inc., Michael Dawson Construction, Inc., Noe Hernandez a/k/a Noe Hernandez Zuniga d/b/a Speedee Concrete, Speedee Concrete, Inc., General Landscape Maintenance, LLC, General Landscape Group, LLC, EOB Concrete, Inc. a/k/a Boyzo's Concrete, Trebor Industries, Inc.,

Creative Touch Interiors, Inc. f/k/a Floors, Inc. f/k/a Rice Planter Carpets, Inc., Essential Protective Coatings, LLC, Plantscapes, Inc., Plantscapes SC, Inc, The Weintraub Organization, Ltd., Weintraub Engineering, P.C., Rast & Associates, Inc., Miller Design Services, P.A., and Jeld-Wen, Inc. successor to and/or merger with Craftmaster Manufacturing, Inc. d/b/a CMI, AC Construction, Inc., Third-Party Defendants,

Of which The Tanglewood Condominium Association and Centex Homes, a Nevada General Partnership, are the Respondents.

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**PROOF OF SERVICE**

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I certify that I have served the Notice of Appeal on Respondents and the parties of record by depositing a copy of it in the United States Mail, postage prepaid, on July 19, 2019 addressed to their attorneys of record, listed as follows:

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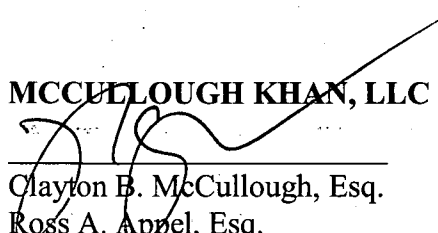
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July 19, 2019

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South Carolina Court of Appeals Clerk  
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**Re: The Tanglewood Condominium Association v. Centex Homes, et al.  
(Ex Parte: American Empire Surplus Lines Insurance Company)  
Civil Action No.: 2015-CP-26-02718**

Dear Ms. Kitchings:

Enclosed for filing, please find the following: the original and one (1) copy of Appellant's Notice of Appeal, the original and one (1) copy of the Proof of Service on counsel for the Respondents, the corresponding Order being challenged on appeal and our firm's check in the amount of \$250.00 to cover the associated filing fee.

Please file the original documents and return the clocked copies to our office in the enclosed, self-addressed, stamped envelope. Also, please note that the Notice of Appeal will also be filed with the Horry County Clerk of Court's office.

Thanks in advance for your assistance with this matter and please do not hesitate to contact me if you have any questions or need anything further. With kind regards, I remain

**RECEIVED**  
JUL 22 2019  
SC Court of Appeals

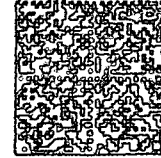
Sincerely yours,

McCULLOUGH KHAN, LLC

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CBM:kbn  
Enclosures  
cc: All Counsel

PRIORITY MAIL



\*\*\* PINNEY BOWEN \*\*\*  
US POSTAGE  
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