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THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Bentley D. Price, Circuit Court Judge

Case No. 2018-CP-10-04206

RECEIVED
SEP 03 2019
SC Court of Appeals

Richard Roe,.....Respondent,

v.

Bishop of Charleston, a Corporation Sole, and the
Bishop of Charleston, in his official capacity,.....Defendants,

Of which, the Bishop of Charleston, in his official capacity is.....Appellant.

NOTICE OF APPEAL

The Appellant Bishop of Charleston in his individual capacity hereby appeals the Orders of the Honorable Bentley D. Price, which have the effect of striking a defense asserted in the Appellant's Answer and which directly affect the Appellant's substantial constitutional rights and the substantial constitutional rights of Bishop of Charleston, a Corporation Sole. Counsel for the Appellant received written notice of the entry of the original Order on July 24, 2019, and filed a timely motion pursuant to Rule 59(e), SCRCPC. Counsel for the Appellant received written notice of the entry of the Order denying that motion on August 5, 2019. Copies of the two Orders are attached.

(Signature on next page)

R. Hawthorn Barrett
for Richard S. Dukes, Jr.
Turner Padget Graham & Laney, P.A.
40 Calhoun St.
Charleston, SC 29401
(843) 576-2810
rdukes@turnerpadget.com

Attorneys for the Appellant

September 3, 2019

Other Counsel of Record:

Lawrence E. Richter, Jr.
Jennifer S. Ivey
The Richter Firm, LLC
622 Johnnie Dodds Blvd.
Mt. Pleasant, SC 29464
(843) 849-6000

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PROOF OF SERVICE

The undersigned, an attorney in this matter for the Appellant, certifies that I have this **3rd day of September, 2019**, served a copy of the **Notice of Appeal** on counsel for the Respondent by causing it to be deposited in the United States mail with sufficient postage attached, addressed to: Lawrence E. Richter, Jr., and Jennifer S. Ivey; The Richter Firm, LLC; 622 Johnnie Dodds Blvd., Mt. Pleasant, SC 29464.

R. Heathman Bennett
for Richard S. Dukes, Jr.
Turner Padget Graham & Laney, P.A.
40 Calhoun St.
Charleston, SC 29401
(843) 576-2810
rdukes@turnerpadget.com

Attorneys for the Appellant

September 3, 2019

Turner | Padget

Richard S. Dukes, Jr.

REPLY TO:

E-Mail: RDukes@TurnerPadget.com
Writer's Direct Dial: (843) 576-2810
Writer's Direct Fax: (843) 577-1646

September 3, 2019

Via Hand Delivery

The Hon. Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1220 Senate St.
Columbia, 29201

RECEIVED
SEP 03 2019
SC Court of Appeals

Re: Richard Roe v. The Diocese of Charleston, et al.
Case No. 2018-CP-10-04206
Our File No. 8724.252

Dear Ms. Kitchings:

Enclosed are the following materials: (1) the original and one copy of the Notice of Appeal, (2) the original and one copy of the Proof of Service, and (3) a check for the filing fee. Please file the originals and return the stamped copies to our courier. Thank you for your kind assistance.

Sincerely,

TURNER PADGET GRAHAM & LANEY P.A.

R. Heather Bennett

for Richard S. Dukes, Jr.

RHB
Enclosures

cc: Lawrence E. Richter, Jr.
Jennifer S. Ivey