

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Jennifer B. McCoy, Circuit Court Judge

Civil Action No. 2015-CP-10-00955

RECEIVED

OCT 14 2019

SC Court of Appeals

Palmetto Pointe At Peas Island Condominium Property Owners Association, Inc. And Jack Love,
Individually, and on behalf of all others similarly situated, Plaintiffs,

vs.

Island Pointe, LLC; Complete Building Corporation; Tri-County Roofing, Inc.; Creekside, Inc;
American Residential Services, LLC d/b/a ARS/Rescue Rooter Charleston; Andersen Windows,
Inc; Atlantic Building Construction Services, Inc., n/k/a Atlantic Construction Services, Inc.;;
Builder Services Group, Inc. d/b/a Gale Contractor Services; Novus Architects, Inc., f/k/a SGM
Architects, Inc.; Tallent and Sons, Inc; W C Services, Inc.; CRG Engineering, Inc; CertainTeed
Corporation; Kelly Flooring Products, Inc, d/b/a Carpet Baggers; Cornerstone Construction and
Mark Malloy d/b/a Cornerstone Construction; Miracle Siding, LLC and Wilson Lucas Sales d/b/a
Miracle Siding, LLC; Mark Palpoint a/k/a Micah Palpoint; Elroy Alonzo Vasquez; Chris a/k/a
John Doe 61; Alderman Construction; Stanley's Vinyl Fence Designs; Cohen's Drywall Company,
Inc; Mosely Concrete; Hand A Framing Construction, LLC a/k/a H&A Framing Construction,
LLC and d/b/a H and A Framing, LLC, H&A Construction, and Hand A Construction; JMC
Construction, Inc; JMC Construction, LLC; John Doe 1—15, Defendants,

-and-

Complete Building Corporation, Inc,..... Third-Party Plaintiff,

vs.

Leonard T. Browne And Christopher N. Union, Third-Party Defendants,

-and-

Creekside, Inc., Third-Party Plaintiff,

vs.

Christopher N. Union,..... Third-Party Defendant,

-and-

American Residential Services, LLC,..... Third-Party Plaintiff,

vs.

Victor Hugo Hernandez; Hernandez Electric, LLC; Liliana Rojas Flores; Martin Barr d/b/a Port City Structured Wiring; Keller Electric, LLC; John Toolin d/b/a John F. Toolin Heat And Air; Russell "Rusty" Hill d/b/a Rusty's Heating & Air; and Warren Anderson, Third-Party Defendants.

-of whom -

Palmetto Pointe At Peas Island Condominium Property} Owners Association, Inc. And Jack Love, Individually, and on behalf of all others similarly situated, Respondent.

vs.

Tri-County Roofing, Inc. Appellant.

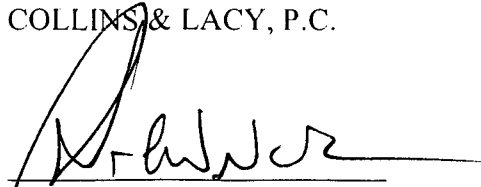
NOTICE OF APPEAL

Tri-County Roofing, Inc. ("Appellant") timely appeals two (2) Orders of the Honorable Jennifer B. McCoy in the above matter: (1) July 23, 2019 Form 4 Judgement Order Denying Tri-County Roofing, Inc.'s Motions for Judgment Not Withstanding the Verdict, New Trial Absolute, and New Trial Nisi Remittitur and Denying Tri-County Roofing, Inc.'s Motion Regarding the Award of Punitive Damages and (2) September 25, 2019 Order Denying Tri-County Roofing, Inc.'s Motion to Reconsider. Copies of these Orders are attached hereto. Appellant received written notice by electronic copy of the form order on July 24, 2019 and of the second order by electronic copy on October 4, 2019.

Respectfully submitted,

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October 14, 2019
Columbia, South Carolina

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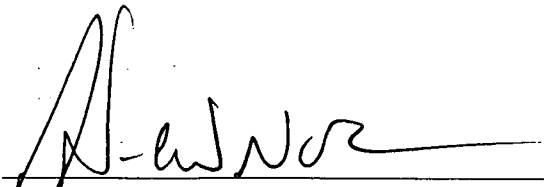
vs.

Tri-County Roofing, Inc. Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Other Counsel of Record by depositing a copy of it in the United States Mail, postage prepaid, on October 11, 2019, addressed as follows:

October 14, 2019


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October 14, 2019

VIA HAND DELIVERY

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
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RECEIVED

OCT 14 2019

SC Court of Appeals

Re: Palmetto Pointe at Peas Island Condominium Property Owners Association, Inc. and Elizabeth A. Bushey, individually, and on behalf of all others similarly situated v. Island Pointe, LLC, Leonard T. Browne, Complete Building Corporation, Tri-County Roofing, Inc., Creekside, Inc., American Residential Services, LLC d/b/a ARS/Rescue Rooter Charleston, Andersen Windows, Inc., Atlantic Building Construction Services, Inc. n/k/a Atlantic Construction Services, Inc., Christopher N. Union, Builder Services Group, Inc. d/b/a Gale Contractor Services, Novus Architects, Inc. f/k/a SGM Architects, Inc., Tallen and Sons, Inc., WC Services, Inc., CRG Engineering, Inc., Certainteed Corporation, Kelly Flooring Products, Inc. d/b/a Carpet Baggers, and John Doe 1-60/ Tri-County Roofing, Inc. v. Cornerstone Construction and Mark Malloy d/b/a Cornerstone Construction, Miracle Siding, LLC and Wilson Lucas Sales d/b/a Miracle Siding, LLC, Mark Palpoint a/k/a Micah Palpoint, Eloy Alonzo Vazquez, and Chris a/k/a John Doe 61/ Complete Building Corporation, Inc. v. Aldersman Construction, Stanley's Vinyl Fence Designs, Cohen's Drywall, and Mosely Concrete/Atlantic Construction Services, Inc. v. H and A Framing Construction, LLC a/k/a H&A Framing Construction, LLC, H&A Construction, and H and A Construction; JMC Construction, Inc., and JMC Construction, LLC
Civil Action No. 2015CP1000955
Claim No. R&A THA10396
C&L File No. 001083-00167

Dear Ms. Kitchings:

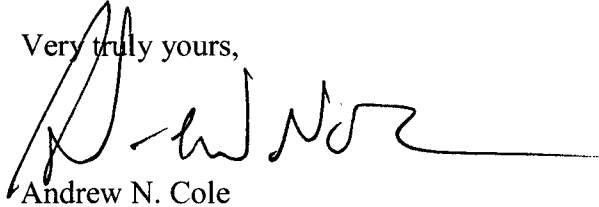
Enclosed for filing is a notice of appeal in the above case. Also enclosed are the following:

- 1) Original and one copy of the Proof of Service for the Notice of Appeal;
- 2) Copies of the Orders which are being challenged on appeal; and
- 3) The required filing fee of \$250.00

By copy hereof, I am providing a copy of the Notice of Appeal to The Honorable Jennifer B. McCoy and all counsel of record. Further, I am filing the Notice of Appeal with the Charleston County Clerk of Court's office.

Should you need any additional information, please do not hesitate to contact me. Thank you for your consideration in this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read "Andrew N. Cole", written over a horizontal line.

Andrew N. Cole

ANC/tmj
Enclosures

cc: w/Encl: Charleston County Clerk of Court
The Honorable Jennifer B. McCoy
All Counsel of Record