

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

RECEIVED
OCT 22 2019
SC Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Jennifer B. McCoy, Circuit Court Judge

RECEIVED
OCT 14 2019
SC Court of Appeals

Civil Action No: 2015-CP-10-00955

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.

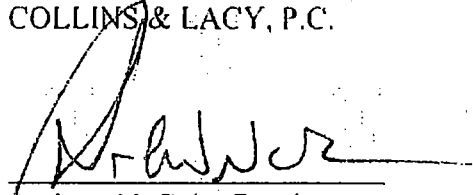
NOTICE OF APPEAL

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,

COLLINS & LACY, P.C.

By:



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-of whom -

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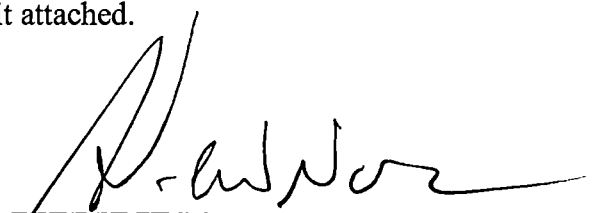
vs.

Tri-County Roofing, Inc.Appellant.

PROOF OF SERVICE

I certify that we have served the Notice of Appeal on Charleston County Court of Common Pleas by filing it through the South Carolina E-File Portal with the Charleston Court of Common Pleas on October 21, 2019, a clocked in filed copy it attached.

October 22, 2019



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RECEIVED

OCT 22 2019

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VIA HAND DELIVERY

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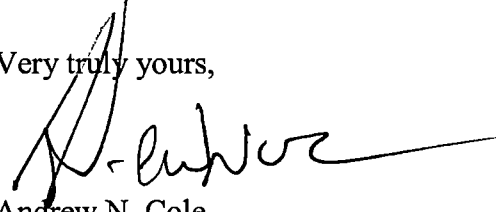
Re: Palmetto Pointe at Peas Island Condominium Property Owners Association, Inc. and Elizabeth A. Bushey, individually, and on behalf of all others similarly situated v. Island Pointe, LLC, Leonard T. Browne, Complete Building Corporation, Tri-County Roofing, Inc., Creekside, Inc., American Residential 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 are two (2) copies of the Proof of Service evidencing service of the Notice of Appeal upon the Charleston County Court of Common Pleas. Please return stamped copy in the envelope provided for your convenience.

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 "A. Cole", with a long horizontal flourish extending to the right.

Andrew N. Cole

ANC/tmj

Enclosures

cc: w/Encl: All Counsel of Record