

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

The Hon. Robert E. Hood, Circuit Court Judge

Case No. 2018-CP-40-00579

Marsh Waterproofing, Inc.,

Respondent,

v.

Steeple Main Columbia Ltd.,
and Hamilton Management
Services Company, Inc.,

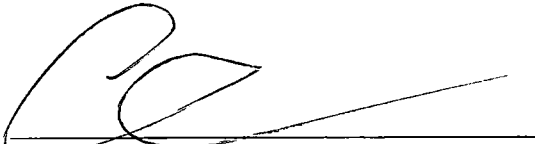
Appellants.

NOTICE OF APPEAL

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NOV 18 2019
SC Court of Appeals

Steeple Main Columbia Ltd., and Hamilton Management Services Company, Inc. hereby appeal the Order of September 18th, 2019 on Plaintiff's Motion for Summary Judgment as to Respondent's Counterclaims. Appellants timely filed a Rule 59(e) Motion on September 30th 2019. The Honorable Robert E. Hood entered an Order denying the Appellants' Rule 59(e) Motion on November 4th, 2019.

November 14, 2019


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Other Counsel of Record:
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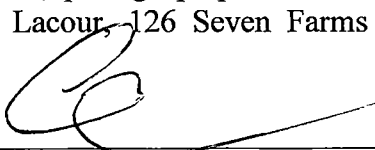
Steeple Main Columbia Ltd.,
and Hamilton Management
Services Company, Inc.,

Appellants.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Marsh Waterproofing, Inc., by depositing a copy of it in the United States Mail, postage prepaid, on November 14, 2019, addressed to its attorney of record, Albert A. Lacour, 126 Seven Farms Drive, Suite 200, Charleston, SC 29492.

November 14, 2019


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*** Licensed in South Carolina

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Via Facsimile and US Mail

The Honorable Jenny Abbott Kitchings Clerk,
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

**RE: Marsh Waterproofing, Inc., Respondent v. Steeple Main Columbia, Ltd., et al., Appellants
Case No. 2018-CP-40-00579**

Dear Ms. Kitchings:

On or around November 1, 2019, Appellant was notified that the previously filed Notice of Appeal filed on October 22, 2019 had been dismissed without prejudice pursuant to *Hudson v. Hudson*, 290 S.C. 215, 349 S.E.2d 341 (1986). The trial court entered an order on November 4, 2019 denying Appellant's timely filed Rule 59(e) Motion for Reconsideration. Pursuant to *Hudson v. Hudson*, please find the enclosed for refiling a Notice of Appeal in the above case. Also enclosed are the following:

- (1) Proof of service of the notice of appeal on the respondent.
- (2) A copy of the order which is to be challenged on appeal.
- (3) Pursuant to *Hudson v. Hudson*, 290 S.C. 215, 349 S.E.2d 341 (1986), a refiling fee is not required.

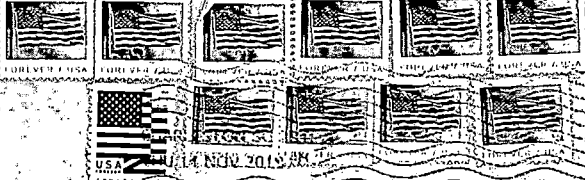
With kindest regards, I am

Sincerely,

s/ Clay Olson
C. Clay Olson, Esq., SC Bar # 17007
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Attorney for Appellants

cc: Albert A. Lacour III, Esq. SC Bar # 3099
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