

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM FLORENCE COUNTY
Court of Common Pleas

Michael G. Nettles, Circuit Court Judge

Case Number 2019-CP-21-00777

Dr. Gregory A. May,

Respondent,

v.

Advanced Cardiology Consultants, P.C.,
Dr. Lew A. Rowe, and Theresa Rowe

Appellants.

RECEIVED
DEC 27 2019
SC Court of Appeals

NOTICE OF APPEAL

Defendants, Advanced Cardiology Consultants, P.C., Dr. Lew A. Rowe, and Theresa Rowe, by and through their undersigned counsel, hereby NOTICES the Appeal the Order of the Honorable Michael G. Nettles dated November 20, 2019 and the underlying Order of the Honorable Michael G. Nettles dated October 21, 2019. Appellant received written notice of entry of the Order on that same date. This Notice is timely served.

The November 20, 2019, Order denied the Appellants' Motion for Reconsideration of the Order of the Honorable Michael G. Nettles dated October 21, 2019, which Order granted Summary Judgment against Appellants as to Respondent's claim for a declaratory judgment declaring the restrictive covenant at issue between the parties as unenforceable.

All of which is respectfully submitted.

GIBBS & HOLMES

By: /s/ Allan R. Holmes
Allan R. Holmes, SC No. 2576
Rebecca J. Wolfe, SC No. 102867
171 Church Street, Suite 110
Post Office Box 938
Charleston, South Carolina 29402
(843) 722-0033

ATTORNEYS FOR THE APPELLANTS

Other Counsel
of Record:

Mark W. Buyck, III, Esq.
248 West Evans Street
Florence, SC 29501
843-662-3258

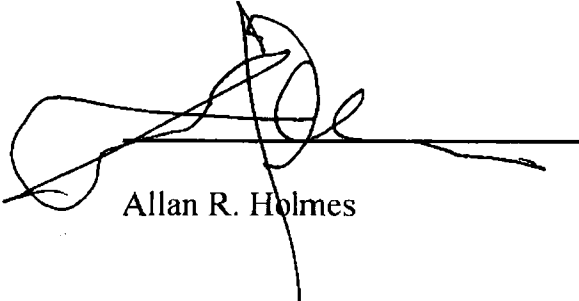
Charleston, South Carolina
December 19, 2019

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing **APPELLANTS' NOTICE OF APPEAL** has been served upon the following counsel of record through the South Carolina Courts E-Filing system and by US Mail to the following address as shown below this 19th Day of December 2019. The same has also been emailed simultaneously.

Mark W. Buyck, III, Esq.
248 West Evans Street
Florence, SC 29501
843-662-3258

ATTORNEY FOR RESPONDENT



Allan R. Holmes

RECEIVED

DEC 27 2019

SC Court of Appeals

Certificate of Electronic Notification

Recipients

Allan Holmes - Notification transmitted on 12-19-2019 04:09:52 PM.

Mark Buyck - Notification transmitted on 12-19-2019 04:09:52 PM.

Rebecca Wolfe - Notification transmitted on 12-19-2019 04:09:52 PM.

***** IMPORTANT NOTICE - READ THIS INFORMATION *****

NOTICE OF ELECTRONIC FILING [NEF]

A filing has been submitted to the court RE: 2019CP2100777

Official File Stamp: 12-19-2019 04:09:38 PM
Court: CIRCUIT COURT
Common Pleas
Florence
Case Caption: Gregory A May VS Advanced Cardiology
Consultants , defendant, et al
Document(s) Submitted: Appeal/Notice of Appeal to Court of Appeals
Filed by or on behalf of: Allan R. Holmes, Sr.

This notice was automatically generated by the Court's auto-notification system.

The following people were served electronically:

Rebecca Jane Wolfe for Advanced Cardiology
Consultants et al
Mark W. Buyck, III for Gregory A May
Allan R. Holmes, Sr. for Advanced Cardiology
Consultants et al

The following people have not been served electronically by the Court. Therefore, they must be served by traditional means:

ELECTRONICALLY FILED - 2019 Dec 19 4:48 PM - FLORENCE - COMMON PLEAS - CASE#2019CP2100777

LAW OFFICES
GIBBS & HOLMES
171 CHURCH STREET, SUITE 110
POST OFFICE BOX 938
CHARLESTON, SOUTH CAROLINA 29402-0938

ALLAN R. HOLMES
PARTNER
CERTIFIED SPECIALIST IN LABOR
AND EMPLOYMENT LAW

TELEPHONE (843) 722-0033
TELECOPIER (843) 722-0114
E-MAIL
aholmes@gibbs-holmes.com

December 23, 2019

VIA U.S. MAIL

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

RECEIVED
DEC 27 2019
SC Court of Appeals

Re: May v. Advanced Cardiology Consultants P.C. *et al.*

Dear Ms. Kitchings:

Please find enclosed the following for filing, regarding the above referenced matter:

1. Notice of Appeal, filed in the Florence County Circuit Court
2. Proof of Service
3. Copy of Notice of Entry of Judgment of Order Denying Defendants' Motion to Reconsider of 11/20/19
4. Order Granting Summary Judgment as to Declaratory Judgment Claim of 10/21/19
5. \$250 Court filing fee

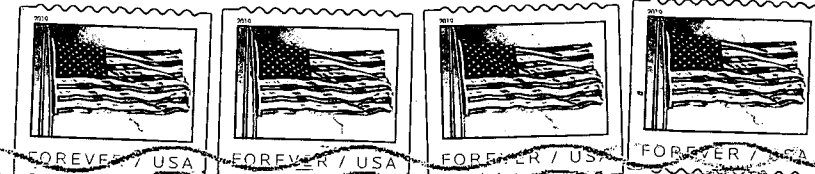
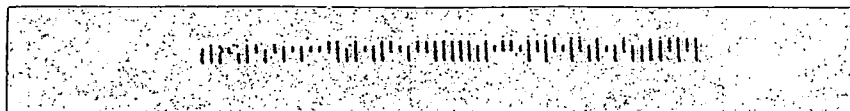
With kind regards, I am

Very truly yours,



Whitney D. Fields
Assistant to Allan R. Holmes

Cc: Mark Buyck, III, Esq.



CHARLESTON SC 294
MON 23 DEC 2019 AM

LAW OFFICES
GIBBS & HOLMES

POST OFFICE BOX 938
CHARLESTON, SOUTH CAROLINA 29402-0938

RECEIVED
DEC 27 2019
SC Court of Appeals

VIA U.S. MAIL
The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

