

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

The Honorable Diane S. Goodstein
Circuit Court Judge

Case No. 2012-CP-10-5887

RECEIVED

FEB 03 2020

SC Court of Appeals

Pinnacle Bank, as successor in
interest to Bank of North
Carolina, previous successor
in interest to Harbor National
Bank, Plaintiff

v.

Anthony Whitfield and Cindy
Whitfield, Defendants

Anthony Whitfield,
Counterclaimant

v.

David Swanson, Counterclaim
Defendant

of whom

Anthony Whitfield is the Appellant and David Swanson is the Respondent.

NOTICE OF APPEAL

Anthony Whitfield appeals the *Order* of the Honorable Diane S. Goodstein, entered on

October 16, 2019 and the corresponding *Order Denying Defendant's Motion to Alter or Amend the Court's Order Entered*, entered on January 6, 2020. Copies of the subject orders are attached hereto.



Brent S. Halversen, Esquire
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and

Daniel S. Slotchiver, Esquire
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and

Jesse Sanchez, Esquire
SC Bar No. 101906
The Law Office of Jesse Sanchez, LLC
98 1/2 Broad Street, Suite B
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Attorneys for Appellants

Mt. Pleasant, South Carolina
February 3, 2020

Other Counsel of Record:

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Steven R. Kropski, Esquire
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Attorneys for David Swanson, Respondent

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**Attorneys for Pinnacle Bank, as successor in interest to Bank of North Carolina, previous
successor in interest to Harbor National Bank, Plaintiff**

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520 Folly Road, Suite 25 - PMB 303
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Attorney for Cindy Whitfield, Defendant

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PROOF OF SERVICE

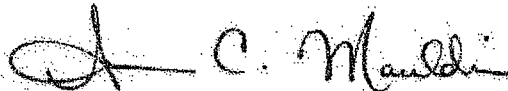
I, the undersigned, certify that I have served the Notice of Appeal on all parties to this action by

depositing a copy of the same in the United States Mail, postage prepaid on February 3, 2020,
addressed to their respective attorneys of record as follows:

David W. Overstreet, Esquire
Michael B. McCall, Esquire
Steven R. Kropski, Esquire
EARHART OVERSTREET, LLC
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Steven A. James, Esquire
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February 3, 2020

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*ALSO ADMITTED IN FLORIDA

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February 3, 2020

FEB 03 2020

SC Court of Appeals

VIA FAX AND PRIORITY EXPRESS MAIL

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

RE: Pinnacle Bank, as successor in interest to Bank of North Carolina, previous successor in interest to Harbor National Bank, Plaintiff v. Anthony Whitfield and Cindy Whitfield, Defendants; and Anthony Whitfield, Counterclaimant vs. David Swanson, Counterclaim Defendant, Case No. 2012-CP-10-5887

Dear Ms. Kitchings:

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

- (1) Proof of service of the notice of appeal.
- (2) A copy of the Orders which are to be challenged on appeal, as follows:
 - a. *Order* of the Hon. Diane S. Goodstein, entered on October 16, 2019;
 - b. *Order Denying Defendant's Motion to Alter or Amend the Court's Order Entered* of the Hon. Diane S. Goodstein, entered on January 6, 2020.

(3) A check for the filing fee of \$250.00.

(4) Proof of filing the Notice of Appeal with the Charleston County Clerk of Court.

There is also enclosed an additional copy of the Notice of Appeal and a return envelope. Will you please clock the Notice with its filing date and return it to me in the envelope?

Thank you for your assistance.

Sincerely,



Brent Halversen, Esquire

Enclosures as stated

cc: David W. Overstreet, Esq.
Michael B. McCall, Esq.
Stephen R. Kropski, Esq.
Brian C. Duffy, Esq.
Blake A. McKie, Esq.
Steven A. James, Esq.
Daniel S. Slotchiver, Esq.
Jesse Sanchez, Esq.

Brent Halversen

From: efiledonotreply@sccourts.org
Sent: Monday, February 3, 2020 10:44 AM
To: Brent Halversen
Subject: Courtesy NEF RE: 2012CP1005887

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

NOTICE OF ELECTRONIC FILING [NEF]

A filing has been submitted to the court RE: 2012CP1005887

Official File Stamp: 02-03-2020 10:43:18 AM
Court: CIRCUIT COURT
Common Pleas
Charleston
Case Caption: Harbor National Bank , plaintiff, et al VS Anthony M Whitfield , defendant, et al
Document(s) Submitted: Appeal/Notice of Appeal to Court of Appeals
Filed by or on behalf of: Brent Souther Halversen

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

The following people were served electronically:

- Steven Raymond Kropski for David Swanson
- David W Overstreet for David Swanson
- Case Party Info Protected
- Case Party Info Protected
- Case Party Info Protected
- Andrew Joseph McCumber for Anthony M Whitfield
- Daniel Scott Slotchiver for Anthony M Whitfield
- Brian C Duffy for Harbor National Bank, Pinnacle Bank
- Brent Souther Halversen for Anthony M Whitfield
- Blake Abernethy McKie for Pinnacle Bank
- Michael B. McCall for David Swanson
- Case Party Info Protected

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

- Bank of North Carolina
- Steven A. James for Cindy Whitfield
- Bank of North Carolina

~~~ CONFIDENTIALITY NOTICE ~~~ This message is intended only for the addressee and may contain information that is confidential. If you are not the intended recipient, do not read, copy, retain, or disseminate this message or any attachment. If you have received this message in error, please contact the sender immediately and delete all copies of the message and any attachments.

**FAX COVER SHEET**

|            |                                                                                                                                                                                                                                                                                                       |
|------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| TO         | The Hon. Jenny Abbot Kitchings                                                                                                                                                                                                                                                                        |
| COMPANY    |                                                                                                                                                                                                                                                                                                       |
| FAX NUMBER | 18037341839                                                                                                                                                                                                                                                                                           |
| FROM       | Jesse Sanchez                                                                                                                                                                                                                                                                                         |
| DATE       | 2020-02-03 16:06:33 GMT                                                                                                                                                                                                                                                                               |
| RE         | Pinnacle Bank, as successor in interest to Bank of North Carolina, previous successor in interest to Harbor National Bank, Plaintiff v. Anthony Whitfield and Cindy Whitfield, Defendants; and Anthony Whitfield, Counterclaimant vs. David Swanson, Counterclaim Defendant, Case No. 2012-CP-10-5887 |

**COVER MESSAGE**

Dear Ms. Kitchings,

Please find the attached Cover Letter, Notice of Appeal, Orders Under Appeal, Proof of Service, and Proof of Filing with Circuit Court for the above-referenced case. Should you have any questions, please do not hesitate to contact me directly at (843) 814-8181. Thank you.

Sincerely,

Jesse Sanchez  
SC BAR # 101906

**RECEIVED**

FEB 03 2020

SC Court of Appeals