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**FORM 1
NOTICE OF APPEAL**

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ANDERSON COUNTY
Court of Common Pleas

J. Cordell Maddox, Jr, Judge

Case No. 2017-CP-04-02099

RECEIVED
MAR 06 2020
SC Court of Appeals

John Harbin,

Appellant,

v.

April Blair, Tracy Dunn, HUB Enterprises, Inc.
Shawn Conway, Gallivan White & Boyd,
Sam Nikopoulos, and John Doe,

Respondents.

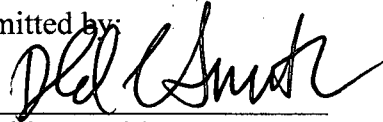
NOTICE OF APPEAL

The undersigned counsel respectfully appeals Judge J. Cordell Maddox, Jr.'s challenged
Orders, including the following:

- (1) Order, dated February 5, 2019, granting Gallivan White & Boyd's (hereinafter referred as GWB) Motion to Dismiss;
- (2) Order, dated February 5, 2019, granting HUB and Shawn Conway's Motion to Dismiss;
- (3) Order, dated October 2, 2019, denying Plaintiff's Motion for Reconsideration (vs. GWB);
- (4) Order, dated October 2, 2019, denying Plaintiff's Motion for Reconsideration (vs. HUB and Shawn Conway);
- (5) Order, dated October 9, 2019, granting GWB's Motion for Sanctions; and,
- (6) Order, dated February 3, 2020, denying Motion for Reconsideration on the grant of GWB's Motion for Sanctions.

The undersigned counsel respectfully reserves the right to pursue the case against Defendants April Blair and Tracy Dunn, to whom no judgment and/or order has been issued in the lower court. For purposes of consistency and to avoid confusion, Appellant is appealing the challenged Orders under its original caption: John Harbin v. April Blair, Tracy Dunn, HUB Enterprises, Inc., Shawn Conway, Gullivan White & Boyd, Sam Nikopoulos, and John Doe, C.A. No. 2017-CP-04-02099.

Submitted by:



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attorneydonaldsmith@gmail.com
Attorney for Appellant

Anderson, South Carolina
March 3, 2020.

Other Counsel of Record

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2 W. Washington St. Suite 400,
Nelson Mullins
Post Office Box 10084 (29603-0084),
Greenville, South Carolina 29601

*Attorney for Respondents
Gullivan White & Boyd and
Sam Nikopoulos*

Mr. James Walsh, Esquire
Clarkson Walsh & Coulter, P.A.
P.O Box 6728
Greenville, SC 29606

Attorney for Respondent April Blair

Mr. Steven J. Pugh, Esquire
Mr. R. Wilder Harte, Esquire
Richardson Plowden & Robinson, P.A.
Post Office Drawer 7788 (29202)
1900 Barnwell St.
Columbia, SC 29201

*Attorney for Respondents HUB Enterprises,
Inc & Shawn Conway*

Mr. Tracy Dunn
Inmate No. 00279454
Office of General Counsel
South Carolina Department of Corrections
Post Office Box 21787,
Columbia, SC 29221-1787
Respondent

Office of Court Administration
1220 Senate Street, Suite 200,
Columbia, SC 29201

**FORM 7
PROOF OF SERVICE**

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ANDERSON COUNTY
Court of Common Pleas

J. Cordell Maddox, Jr, Judge

Case No. 2017-CP-04-02099

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John Harbin,

Appellant,

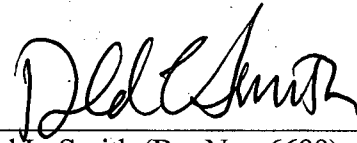
v.

April Blair, Tracy Dunn, HUB Enterprises, Inc.
Shawn Conway, Gallivan White & Boyd,
Sam Nikopoulos, and John Doe,

Respondents,

PROOF OF SERVICE

I certify that I have served a copy of the Notice of Appeal, Challenged Orders, Transcript Requests for Court Reporters, and Proof of Service of same, upon The Honorable Jenny Abbott Kitchings, Clerk of South Carolina Court of Appeals, located at Post Office Box 11629, Columbia, SC 29211; The Honorable Richard A. Shirley, Clerk of Court for Anderson County, located at Post Office Box 8002, Anderson, South Carolina 29622; the Respondents Gallivan White & Boyd and Sam Nikopoulos, by and through their counsel of record, Mr. Samuel W. Otten, Esquire, at 2 W. Washington St. Suite 400, Post Office Box 10084 (29603-0084), Greenville, South Carolina 29601; Respondents Shawn Conway and HUB Enterprises, by and through their counsel of record, Mr. Steven J. Pugh, Esquire and R. Wilder Harte, Esquire at Richardson Plowden and Robinson, P.A. located at Post Office Drawer 7788 (29202), 1900 Barnwell St., Columbia, SC 29201; Respondent April Blair, by and through her counsel of record, Mr. James P. Walsh, at P.O. Box 6728, Greenville, SC 29606; Respondent Tracy Dunn, at Office of General Counsel, South Carolina Department of Corrections, Post Office Box 21787, Columbia, SC 29221-1787; and, the Office of Court Administration, at 1220 Senate Street, Suite 200, Columbia, SC 29201, by depositing copies of it in the United States Mail, postage prepaid, on March 3, 2020.



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attorneydonaldsmith@gmail.com

Attorney for Appellant

Anderson, South Carolina
March 3, 2020.

FORM 8
LETTER TO THE COURT OF APPEALS CLERK OF COURT
FILING NOTICE OF APPEAL

March 3, 2020

The Honorable Jenny Abbott Kitchings
Clerk of Court South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

RE: John Harbin v. April Blair, et al.
C.A. No. 2017-CP-04-02099

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Dear Honorable Kitchings:

Please find enclosed the following documents for filing:

1. Notice of Appeal;
2. A check amounting to Two Hundred and Fifty Dollars (\$250.00) as filing fee;
3. Copies of Judge J. Cordell Maddox challenged Orders in the case of John Harbin v. April Blair, et al., C.A. No. 2017-CP-04-02099:
 - a. Order, dated February 5, 2019, granting Gallivan White & Boyd's (hereinafter referred as GWB) Motion to Dismiss;
 - b. Order, dated February 5, 2019, granting HUB and Shawn Conway's Motion to Dismiss;
 - c. Order, dated October 2, 2019, denying Plaintiff's Motion for Reconsideration (vs. GWB);
 - d. Order, dated October 2, 2019, denying Plaintiff's Motion for Reconsideration (vs. HUB and Shawn Conway);
 - e. Order, dated October 9, 2019, granting GWB's Motion for Sanctions; and,
 - f. Order, dated February 3, 2020, denying Motion for Reconsideration on the grant for Motion for Sanctions.

and copies of Transcript Request Forms submitted to Court Reporters Vivian Cross and Dianne Marcengill, and the Office of Court Administration. Enclosed as well is Proof of Service of the same.

Sincerely,



Donald L. Smith (Bar No.: 6699)

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Anderson SC 29621

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Facsimile: (864) 642-9285

attorneydonaldsmith@gmail.com

Attorney for Appellant

CC: Honorable Richard A. Shirley, Clerk of Court Anderson County Common Pleas Court

Mr. Samuel W. Otten, Esquire

Mr. Steven J. Pugh, Esquire

Mr. R. Wilder Harte, Esquire

Mr. James Walsh, Esquire

Mr. Tracy Dunn

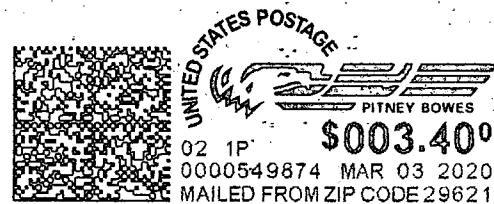
Office of Court Administration

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SC Court of Appeals

Attorney Office of Donald Smith
122 N. Main Street,
Anderson, SC 29621



The Honorable Jenny Abbott Kitchings
Clerk of Court South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211