

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM BERKELEY COUNTY
Court of Common Pleas

Clifton B. Newman, Circuit Court Judge

Case No. 2014-CP-08-02424
Appellate Case No. 2020-000415

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SC Court of Appeals

Builders FirstSource-Southeast Group, LLC.....Appellant,

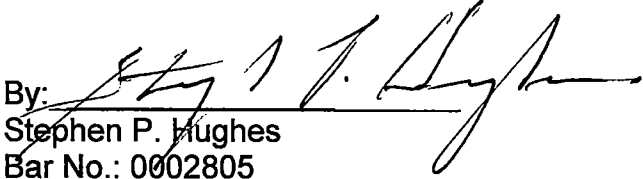
v.

MI Windows and Doors, Inc.; ECC Contracting, LLC; Hurley Services, LLC; and
Charleston Exteriors, LLC.....Respondents.

AMENDED NOTICE OF INTENT TO APPEAL

Builders FirstSource-Southeast Group, LLC, appeals the Order of the Honorable Clifton B. Newman, dated February 1, 2020, a copy of which is attached hereto. Counsel for the Appellant received written notice of this Order on February 3, 2020, and timely filed and served a Notice of Intent to Appeal on March 2, 2020. Builders FirstSource-Southeast Group, LLC, now also appeals the Order of the Honorable Clifton B. Newman, dated March 4, 2020, a copy of which is attached hereto. Counsel for the Appellant received written notice of this Order on March 5, 2020.

HOWELL, GIBSON & HUGHES, P.A.

By: 

Stephen P. Hughes

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Attorneys for Appellant

Beaufort, South Carolina

March 17, 2020

Other Counsel of Record:

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Post Office Box 13466

Charleston, SC 29422

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Attorneys for Respondent ECC Contracting, LLC

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Attorney for Respondent Hurley Services, LLC

Clay Olson, Esq.
164 Market Street, Suite 139
Charleston, SC 29401
Attorney for Respondent Charleston Exteriors, LLC

THE STATE OF SOUTH CAROLINA
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APPEAL FROM BERKELEY COUNTY
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Case No. 2014-CP-08-02424
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Builders FirstSource-Southeast Group, LLC.....Appellant,

v.

MI Windows and Doors, Inc.; ECC Contracting, LLC; Hurley Services, LLC; and
Charleston Exteriors, LLC.....Respondents.

PROOF OF SERVICE

I certify that I have served the Amended Notice of Appeal on ECC Contracting, LLC; Hurley Services, LLC; and Charleston Exteriors, LLC by depositing a copy of it in the United States Mail, postage prepaid, on March 17, 2020, addressed to the following attorneys of record:

L. Dean Best, Esquire
M. Shanter Chaparro
Best Honeycutt, PA
Post Office Box 13466
Charleston, SC 29422
Attorneys for Respondent ECC Contracting, LLC

F. Heyward Grimbball, Esquire
James H. Elliott, Jr., Esquire
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Clay Olson, Esq.
164 Market Street, Suite 139
Charleston, SC 29401
Attorney for Respondent Charleston Exteriors, LLC

All counsel was previously served with the original Notice of Appeal by United States Mail, postage prepaid, on March 2, 2020.¹

The Amended Notice of Appeal has also been filed with the trial court clerk's office.

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By: 
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(843) 522-2400
Attorneys for Appellants

¹ Please note that MI Windows and Doors, Inc., was dismissed without prejudice from this suit pursuant to a stipulation of dismissal filed with the trial court on July 16, 2019.

Beaufort, South Carolina

March 17, 2020

HOWELL, GIBSON AND HUGHES, P.A.
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SC Court of Appeals

March 17, 2020

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

Re: Builders FirstSource Southeast Group, LLC v. ECC Contracting LLC,
MI Windows and Doors, Inc., Hurley Services, LLC, Charleston Exteriors LLC
Case No.: 2020-000415
Civil Action No.: 2018-CP-08-02547
Our File No: 11742 1 SPH

Dear Ms. Kitchings:

Please find enclosed herewith for filing Amended Notice of Intent to Appeal and Proof of Service with regard to the above referenced matter. I would appreciate your filing the same and returning a filed copy to me in the enclosed self-addressed, stamped envelope provided for your convenience. It is our understanding, based on a conversation with your office, that in filing this proof of service today, we are correcting and replacing the deficient proof of service that was the subject of your office's letter of March 10, 2020.

With kindest regards, I am

Yours truly,

HOWELL, GIBSON AND HUGHES, P.A.

Catherine L. Floeder

Catherine L. Floeder
CLF/qkh
Enclosures

cc: All Counsel of Record

CATHERINE L. FLOEDER
HOWELL, GIBSON, & HUGHES, P.A.
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