

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Frank R. Addy, Jr., Circuit Court Judge

Circuit Case No. 2018-CP-10-00262

RECEIVED
Jun 19 2020
SC Court of Appeals

Marsh Waterproofing, Inc.

Respondent,

v.

Steeple Dorchester, Ltd. and
Hamilton Management
Services Company, Inc,

Appellants.

NOTICE OF APPEAL

Appellants, Steeple Dorchester, Ltd. and Hamilton Management Services Company, Inc., hereby serves their Notice of Appeal in the matter captioned above as to the Final Order of the Honorable Frank R. Addy, Jr., dated March 11, 2020.

Appellants received written notice of entry of Honorable Frank R. Addy, Jr.'s Form Four Order on February 12, 2020. See Appellants' Exhibit No. 1. On February 24, 2020, Appellants, by and through the undersigned counsel, and pursuant to Rules 59(a) and (e), SCRCP, timely filed their Motion to Alter or Amend the Court's Order dated February 12, 2020, which, upon information and belief, was not considered by the Court, as a formal Final Order had not yet been filed. See Appellants' Exhibit No. 2. On March 9, 2020, the Court issued a Final Order, which was amended on March 11, 2020, at the request of the Plaintiff/Respondent by its Motion to Alter or Amend the Judgment. On March 23, 2020, Appellants, by and through the undersigned counsel, and pursuant to Rules 59(a) and (e), SCRCP, timely filed their Motion for an Order to Alter or Amend the Court's Final Order filed on March 11th, 2020. See Appellants' Exhibit No. 3. On May 11, 2020, Appellants received written notice of the Court's Order denying the Appellants' Rule 59 Motion to Alter or Amend Judgment of the March 11, 2020 Final Order. See Appellants' Exhibit No. 4. As such, Appellants timely files this Notice of Appeal of the Honorable Frank R. Addy, Jr.'s March 11, 2020, Final Order.

June 10, 2019



C. Clay Olson, SC Bar No. 17007
Harper Little, PLLC
164 Market Street Suite 139
Charleston, SC 29401
clay@harperlittlclaw.com
Attorney for Appellants

cc: Albert A. Lacour, III., Esq.
CLAWSON and STAUBES, LLC
126 Seven Farms Drive, Suite 200
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Attorney for Respondent



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 Tennessee & Arkansas
 ** Licensed in Mississippi
 + Licensed in South Carolina

June 10, 2020

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Via Email Only

Albert A. Lacour, III., Esq.
 CLAWSON and STAUBES, LLC
 126 Seven Farms Drive, Suite 200
 Charleston, South Carolina 29492-8144
 alacour@clawsonandstaubes.com

RE: Steeple Dorchester Ltd. v. Marsh Waterproofing, Inc.
 South Carolina Court of Common Pleas, Charleston County
 Case No. 2018-CP-10-00262

Dear Mr. Lacour:

Please find enclosed for service upon your client, Marsh Waterproofing, Inc., the Notice of Appeal regarding the Order of the Honorable Frank R. Addy, Jr., dated March 11, 2020.

With kindest regards, I remain

Yours truly,

C. Clay Olson,

mandy@harperlittlelaw.com

From: mandy@harperlittlelaw.com
Sent: Wednesday, June 10, 2020 11:15 AM
To: 'Albert A. Lacour, III'; khunt@clawsonandstaubes.com
Cc: clay@harperlittlelaw.com; 'Jim Saxton'
Subject: Marsh Waterproofing, v. Steeple Dorchester, et al., C. No. 2018-CP-10-00262
Attachments: Ltr to Lacour re NOA.pdf; Appellants' NOA Ex. No. 1 - 4.pdf; Notice of Appeal to COA - 6.8.20 (Steeple Dorchester).pdf

Mr. Lacour,

Attached please find correspondence from Clay Olson.



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mandy@harperlittlelaw.com

From: efiledonotreply@sccourts.org
Sent: Friday, June 19, 2020 12:06 PM
To: clay@harperlittlelaw.com
Cc: mandy@harperlittlelaw.com
Subject: Courtesy NEF RE: 2018CP1000262

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***** IMPORTANT NOTICE - READ THIS INFORMATION *****
NOTICE OF ELECTRONIC FILING [NEF]

A filing has been submitted to the court RE: 2018CP1000262

Official File Stamp: 06-19-2020 01:06:08 PM
Court: CIRCUIT COURT
Common Pleas
Charleston
Case Caption: Marsh Waterproofing Inc VS ARC CAFEUSA001 LLC , defendant, et al
Document(s) Submitted: Letter/Letter
Notice/Other
- Exhibit/Filing of Exhibits
Filing/Other
Service/Certificate Of Service Certified Mail
- Exhibit/Filing of Exhibits
Filed by or on behalf of: Christopher Clay Olson

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

The following people were served electronically:

Albert A. Lacour, III for Marsh Waterproofing Inc
Christopher Clay Olson for Hamilton Management Services Company Inc, Steeple
Dorchester Ltd

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

Hamilton Management Services Co Inc
Marsh Waterproofing

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# Fax

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**Jun 19 2020**

**SC Court of Appeals**

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**Date:** 6/19/2020  
**To:** 8037341839  
**From:**  
**Subject:** Marsh Waterproofing v. Steeple Dorchester, et al. C. No. 2018-CP-10-00262

<<https://www.harperlittlelaw.com/>>

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June 19, 2020

**Via US Mail & Facsimile**

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

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**Jun 19 2020**  
**SC Court of Appeals**

RE: Steeple Dorchester Ltd., et al v. Marsh Waterproofing, Inc.  
Charleston County Court of Common Pleas  
Case No. 2018-CP-10-00262

Dear Ms. Kitchings:

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

- (1) Notice of Appeal Exhibits.
- (2) Proof of Service of the Notice of Appeal on the Respondent.
- (3) Proof of Filing with the Charleston County Court of Common Pleas.
- (2) A copy of the Order which is to be challenged on appeal.
- (3) A filing fee of \$250.00.

With kindest regards, I am

Sincerely,

A handwritten signature in black ink, appearing to read "C. Clay Olson", enclosed within a large, hand-drawn oval.

C. Clay Olson

CCO

Enclosures

cc: Albert A. Lacour, III., Esq.