

92983

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

Appeal from Charleston County
Court of Common Pleas, Ninth Judicial Circuit
Hon. Bentley D. Price, Circuit Court Judge

RECEIVED

2020-CP-10-00209

JUL 20 2020

SC Court of Appeals

Eugene J. Zurlo, Individually and as Co-Trustee of the Eugene J. Zurlo Living Trust Dated December 11, 1997; 1776, LLC; Beach Fenwick, LLC; The Beach Company; Seamon, Whiteside & Associates, Inc.; Penny Creek Associates, LLC; John Doe and Mary Roe;.....Respondents,

v.

Maybank 2754, LLC,.....Appellant.

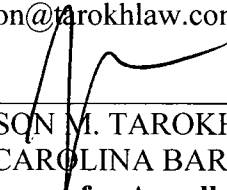
NOTICE OF APPEAL

Maybank 2754, LLC, appeals the Form 4 Order, signed by the Honorable Bentley D. Price on June 29, 2020 and filed on June 30, 2020, in the above titled matter. The Appellant received written notice of the entry of the Form 4 Order in this matter on June 30, 2020. A copy of the Form 4 Order is attached hereto as required by Rule 203(d)(1)(B)(ii), SCACR. Maybank 2754, LLC, also appeals the Order, signed by the Honorable Bentley D. Price on July 13, 2020 and filed on July 13, 2020, in the above titled matter. The Appellant received written notice of the entry of the Order in this matter on July 13, 2020. A copy of the Order is attached hereto as required by Rule 203(d)(1)(B)(ii), SCACR. Both of the attached orders, which refer the entire case to the master, are immediately appealable because they affect the mode of trial, a substantial right. *See, Creed v. Stokes*, 285 S.C. 542, 331 S.E.2d 351 (1985).

Respectfully submitted,

TAROKH LAW, PLLC
PO BOX 10827
TAMPA, FL 33679

813-922-5510
jason@tarokhlaw.com



JASON M. TAROKH
S. CAROLINA BAR # 72837
Attorney for Appellant, Maybank 2754, LLC

July 15, 2020

Tampa, Florida

Other Counsel of Record:

Cheryl D. Shoun, Esq.
NEXSEN PRUET, LLC
PO Box 486
Charleston, SC 29402
843-577-9440
Attorney for Beach Fenwick, LLC, and The Beach Company

Alexandra H. Austin, Esq.
NEXSEN PRUET, LLC
PO Box 486
Charleston, SC 29402
843-577-9440
Attorney for Beach Fenwick, LLC, and The Beach Company

J. Patrick Norris, Esq.
COPELAND, STAIR, KINGMA & LOVELL, LLP
40 Calhoun Street, Ste. 400
Charleston, SC 29401
843-727-0307
Attorney for Seamon, Whiteside & Associates, Inc.

Kent T. Stair, Esq.
COPELAND, STAIR, KINGMA & LOVELL, LLP
40 Calhoun Street, Ste. 400
Charleston, SC 29401
843-727-0307
Attorney for Seamon, Whiteside & Associates, Inc.

Jordan N. Teich, Esq.
COPELAND, STAIR, KINGMA & LOVELL, LLP
40 Calhoun Street, Ste. 400
Charleston, SC 29401
843-727-0307
Attorney for Seamon, Whiteside & Associates, Inc.

Jason S. Smith, Esq.
HELLMAN YATES & TISDALE, PA
105 Broad Street, Third Floor
Charleston, SC 29401
843-266-9099
Attorney for 1776, LLC

Brian A. Hellman, Esq.
HELLMAN YATES & TISDALE, PA
105 Broad Street, Third Floor
Charleston, SC 29401
843-266-9099
Attorney for 1776, LLC

J. Rutledge Young, Jr., Esq.
DUFFY & YOUNG, LLC
96 Broad Street
Charleston, SC 29401
843-720-2044
Attorney for Eugene J. Zurlo, Individually and as Co-Trustee of the Eugene J. Zurlo Living Trust Dated December 11, 1997

Blake McKie, Esq.
DUFFY & YOUNG, LLC
96 Broad Street
Charleston, SC 29401
843-720-2044
Attorney for Eugene J. Zurlo, Individually and as Co-Trustee of the Eugene J. Zurlo Living Trust Dated December 11, 1997

Thomas B. Pritchard, Esq.
PARKER NELSON & ASSOCIATES
211 King Street, Suite 107
Charleston, SC 29401
843-727-2500
Attorney for Penny Creek Associates, LLC

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

Appeal from Charleston County
Court of Common Pleas, Ninth Judicial Circuit
Hon. Bentley D. Price, Circuit Court Judge

2020-CP-10-00209

RECEIVED
JUL 20 2020
SC Court of Appeals

Eugene J. Zurlo, Individually and as Co-Trustee of the Eugene J. Zurlo Living Trust Dated December 11, 1997; 1776, LLC; Beach Fenwick, LLC; The Beach Company; Seamon, Whiteside & Associates, Inc.; Penny Creek Associates, LLC; John Doe and Mary Roe;.....Respondents,

v.

Maybank 2754, LLC,.....Appellant.

CERTIFICATE OF SERVICE

I certify that on this date, July 15, 2020, I served a copy of the **Notice of Appeal** and this **Certificate of Service** on all counsel of record, by mailing copies of the same with sufficient postage to their respective addresses as follows:

Other Counsel of Record:

Cheryl D. Shoun, Esq.
NEXSEN PRUET, LLC
PO Box 486
Charleston, SC 29402
843-577-9440
Attorney for Beach Fenwick, LLC, and The Beach Company

Alexandra H. Austin, Esq.
NEXSEN PRUET, LLC
PO Box 486
Charleston, SC 29402
843-577-9440
Attorney for Beach Fenwick, LLC, and The Beach Company

J. Patrick Norris, Esq.
COPELAND, STAIR, KINGMA & LOVELL, LLP
40 Calhoun Street, Ste. 400
Charleston, SC 29401
843-727-0307
Attorney for Seamon, Whiteside & Associates, Inc.

Kent T. Stair, Esq.
COPELAND, STAIR, KINGMA & LOVELL, LLP
40 Calhoun Street, Ste. 400
Charleston, SC 29401
843-727-0307
Attorney for Seamon, Whiteside & Associates, Inc.

Jordan N. Teich, Esq.
COPELAND, STAIR, KINGMA & LOVELL, LLP
40 Calhoun Street, Ste. 400
Charleston, SC 29401
843-727-0307
Attorney for Seamon, Whiteside & Associates, Inc.

Jason S. Smith, Esq.
HELLMAN YATES & TISDALE, PA
105 Broad Street, Third Floor
Charleston, SC 29401
843-266-9099
Attorney for 1776, LLC

Brian A. Hellman, Esq.
HELLMAN YATES & TISDALE, PA
105 Broad Street, Third Floor
Charleston, SC 29401
843-266-9099
Attorney for 1776, LLC

J. Rutledge Young, Jr., Esq.
DUFFY & YOUNG, LLC
96 Broad Street
Charleston, SC 29401
843-720-2044
Attorney for Eugene J. Zurlo, Individually and as Co-Trustee of the Eugene J. Zurlo Living Trust Dated December 11, 1997

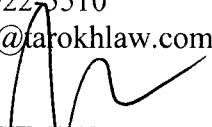
Blake McKie, Esq.
DUFFY & YOUNG, LLC
96 Broad Street
Charleston, SC 29401
843-720-2044

**Attorney for Eugene J. Zurlo, Individually and as Co-Trustee of the Eugene J. Zurlo
Living Trust Dated December 11, 1997**

Thomas B. Pritchard, Esq.
PARKER NELSON & ASSOCIATES
211 King Street, Suite 107
Charleston, SC 29401
843-727-2500
Attorney for Penny Creek Associates, LLC

Respectfully submitted,

TAROKH LAW, PLLC
PO BOX 10827
TAMPA, FL 33679
813-922-5510
jason@tarokhlaw.com



JASON M. TAROKH
S. CAROLINA BAR # 72837
Attorney for Appellant, Maybank 2754, LLC

July 15, 2020

Tampa, Florida



Florida | South Carolina
www.tarokhlaw.com

RECEIVED
JUL 20 2020
SC Court of Appeals

PO Box 10827 | Tampa, Florida 33679 | T: 813-922-5510 | E: jason@tarokhlaw.com

July 15, 2020

VIA U.S. MAIL

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

RE: Eugene J. Zurlo, Individually and as Co-Trustee of the Eugene J. Zurlo Living Trust Dated December 11, 1997; 1776, LLC; Beach Fenwick, LLC; The Beach Company; Seamon, Whiteside & Associates, Inc.; Penny Creek Associates, LLC; John Doe and Mary Roe, Respondents versus Maybank 2754, LLC, of whom Maybank 2754, LLC, is the Appellant

Charleston County Court of Common Pleas Case # 2020-CP-10-00209

Dear Madam Clerk,

Enclosed please find the Appellant's, Maybank 2754, LLC, Notice of Appeal. Additionally, I have included the Certificate of Service, a check for the filing fee, as well as a copy of the correspondence sent to the Clerk of Court in Charleston County.

By this letter, I also inform the Court that I will enroll as counsel of record. Please forward any and all future correspondence to my attention.

Please let me know if you have questions regarding the enclosed. Thank you.

Respectfully,

TAROKH LAW, PLLC
For the Firm,

Jason M. Tarokh, Esq.
Counsel for Appellant

cc:

Client

Julie J. Armstrong
Charleston County Clerk of Court
100 Broad Street, Suite 106
Charleston, SC 29401-2258

Cheryl D. Shoun, Esq.
NEXSEN PRUET, LLC
PO Box 486
Charleston, SC 29402
843-577-9440
Attorney for Beach Fenwick, LLC, and The Beach Company

Alexandra H. Austin, Esq.
NEXSEN PRUET, LLC
PO Box 486
Charleston, SC 29402
843-577-9440
Attorney for Beach Fenwick, LLC, and The Beach Company

J. Patrick Norris, Esq.
COPELAND, STAIR, KINGMA & LOVELL, LLP
40 Calhoun Street, Ste. 400
Charleston, SC 29401
843-727-0307
Attorney for Seamon, Whiteside & Associates, Inc.

Kent T. Stair, Esq.
COPELAND, STAIR, KINGMA & LOVELL, LLP
40 Calhoun Street, Ste. 400
Charleston, SC 29401
843-727-0307
Attorney for Seamon, Whiteside & Associates, Inc.

Jordan N. Teich, Esq.
COPELAND, STAIR, KINGMA & LOVELL, LLP
40 Calhoun Street, Ste. 400
Charleston, SC 29401
843-727-0307
Attorney for Seamon, Whiteside & Associates, Inc.

Jason S. Smith, Esq.
HELLMAN YATES & TISDALE, PA
105 Broad Street, Third Floor
Charleston, SC 29401
843-266-9099
Attorney for 1776, LLC

Brian A. Hellman, Esq.
HELLMAN YATES & TISDALE, PA
105 Broad Street, Third Floor
Charleston, SC 29401
843-266-9099
Attorney for 1776, LLC

J. Rutledge Young, Jr., Esq.
DUFFY & YOUNG, LLC
96 Broad Street
Charleston, SC 29401
843-720-2044
**Attorney for Eugene J. Zurlo, Individually and as Co-Trustee of the Eugene J. Zurlo
Living Trust Dated December 11, 1997**

Blake McKie, Esq.
DUFFY & YOUNG, LLC
96 Broad Street
Charleston, SC 29401
843-720-2044
**Attorney for Eugene J. Zurlo, Individually and as Co-Trustee of the Eugene J. Zurlo
Living Trust Dated December 11, 1997**

Thomas B. Pritchard, Esq.
PARKER NELSON & ASSOCIATES
211 King Street, Suite 107
Charleston, SC 29401
843-727-2500
Attorney for Penny Creek Associates, LLC

Encls.

POSTAGE PAID

\$7.75

Origin: 33639
07/15/20
1189350609-25

PRESS FIRMLY TO SEAL

PRIORITY MAIL
FLAT RATE
POSTAGE REQUIRED

PRIORITY MAIL 2-DAY®

0 Lb 4.50 Oz

1006®

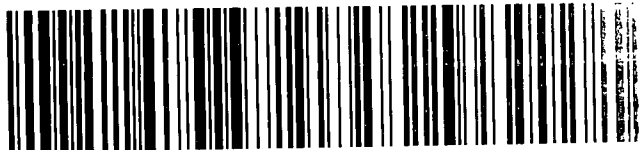
EXPECTED DELIVERY DAY: 07/18/20

B012

SHIP TO:

PO BOX 11629
COLUMBIA SC 29211-1629

USPS TRACKING® NUMBER



9505 5139 4266 0197 6921 26

- Limited international insurance.
- Pick up available.*
- Order supplies online.*
- When used internationally, a customs declaration label may be required.

* Domestic only

RECEIVED

JUL 20 2020

SC Court of Appeals

PRIORITY®
★ MAIL ★



VISIT US AT USPS.COM®
ORDER FREE SUPPLIES ONLINE

FROM:

Tarolh Law, PLLC
Po Box 10827
Tampa, FL 33679

TO:

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

To schedule free
Package Pickup,
scan the QR code.



Label 228, March 2016

FOR DOMESTIC AND INTERNATIONAL USE