

93149

RECEIVED

AUG 24 2020

SC Court of Appeals

**THE STATE OF SOUTH CAROLINA
In The Court of Appeals**

**APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas**

Marvin H. Dukes, III, Master-in-Equity and Special Circuit Court Judge

Case No. 2018-CP-07-01457

Olivia Austin and Michelle Dinatale,
as Co-Executors of the Estate of
Albert R. Scansaroli

Respondents,

v.

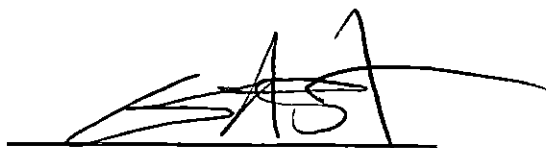
Helen Rizzo,

Appellant.

NOTICE OF APPEAL

Helen Rizzo appeals the Order re: Plaintiffs' Motion for Sanctions and Expedited Hearing of the Honorable Marvin H. Dukes, III, dated July 17, 2020. This appeal is taken from the Amended Order on Defendant/Appellant's Motion to Reconsider, Alter or Amend the Judgment of the Honorable Marvin H. Dukes, III dated July 27, 2020, which partially granted Appellant's motion and amended and replaced the original order. Appellant received written notice of entry of this order on August 6, 2020.

August 21, 2020



Evan A. Smith
Evan Smith Law Firm, LLC
P.O. Box 976
Charleston, South Carolina 29402
(843) 804-8550
Attorney for Appellant

Other Counsel of Record:
Daniel F. Blanchard, III
Rosen Hagood
151 Meeting Street, Suite 400
Charleston SC 29401

Phone: (843) 266-8123
Fax: (843) 266-2232
Dblanchard@rosenhagood.com

Magalie A. Creech, Esquire
Finkel Law Firm, LLC
P.O. Box 41489
Charleston, SC 29423
Tel: (843) 577-5460
Direct: (843) 576-6311
Fax: (866) 800-7954
mcreech@finkellaw.com

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED
AUG 24 2020
SC Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

Marvin H. Dukes, III, Master-in-Equity and Special Circuit Court Judge

Case No. 2018-CP-07-01457

Olivia Austin and Michelle Dinatale,
as Co-Executors of the Estate of
Albert R. Scansaroli

Respondents,

v.

Helen Rizzo,

Appellant.

CERTIFICATE OF MAILING

The undersigned hereby certifies that a copy of the Notice of Appeal, Proof of Service, correspondence with South Carolina Court Administration and court reporters affiliated with this case was served upon the parties to this action by U.S. Mail, first class postage pre-paid and addressed to Daniel F. Blanchard, III, 151 Meeting Street, Suite 400, Charleston, SC 29401, Magalie A. Creech, Esquire, P.O. Box 41489, Charleston, SC 29423, The Honorable Jenny A. Kitchings, P.O. Box 11629, Columbia, SC 29211, The Honorable Jerri Ann Roseneau, Post Office Drawer 1128, Beaufort, SC 29901 and Deborah S. Thomas, P.O. Box 1228, Beaufort, SC 29901 on this, the 21st day of August, 2020, in Charleston, South Carolina.

August 21, 2020.


Evan A. Smith

RECEIVED

AUG 24 2020

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

Marvin H. Dukes, III, Master-in-Equity and Special Circuit Court Judge

Case No. 2018-CP-07-01457

Olivia Austin and Michelle Dinatale,
as Co-Executors of the Estate of
Albert R. Scansaroli

Respondents,

v.

Helen Rizzo,

Appellant.

PROOF OF SERVICE

The undersigned hereby certifies that he served counsel for the Respondents, Oliva Austin and Michelle Dinatale, through their respective attorneys, Daniel F. Blanchard, III and Magalie A. Creech, with a copy of the *Notice of Appeal* by mailing a copy of the same by United States Mail with first class postage to the following address on August 21, 2020.

Daniel F. Blanchard, III
Rosen Hagood
151 Meeting St., Ste. 400
Charleston, SC 29401

Magalie A. Creech, Esquire
Finkel Law Firm, LLC
P.O. Box 41489
Charleston, SC 29423

August 21, 2020.


Evan A. Smith

127 King Street, Suite 203
Charleston, SC 29401
Tel: 843.804.8550
Fax: 843.203.5708



PO Box 976
Charleston, SC 29402
www.evansmithlawfirm.com
evan@evansmithlawfirm.com

August 21, 2020

RECEIVED

AUG 24 2020

SC Court of Appeals

Via U.S. Mail

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

Re: Olivia Austin and Michelle DiNatale, as Co-Executors of the Estate of Albert R.
Scansaroli v. Helen Rizzo
Case No.: 2019-CP-07-1457

Dear Ms. Kitchings:

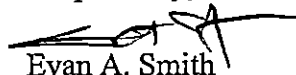
Enclosed is Notice of Appeal in the above-referenced case. Also enclosed are the following:

1. Proof of Appeal Notice Service upon the Respondents;
2. Copies of the Court's Order and Judgment which are to be challenged on Appeal;
3. A filing fee of \$250.00;
4. Copies of letters requesting transcripts.

Please file the enclosed documents and return copies to my office in the enclosed self-addressed envelope.

Thank you for your assistance in this matter.

Respectfully,



Evan A. Smith

Enclosures (as stated)

cc: Daniel F. Blanchard, III, Esq.

Magalie A. Creech, Esq.

The Honorable Jerri Ann Roseneau

Deborah S. Thomas

CHARLESTON SC 294

FRI 21 AUG 2020 PM

Smith
Law Firm, LLC
76
n, SC 29402

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

RECEIVED
AUG 24 2020
SC Court of Appeals