

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY

Debra R. McCaslin, Circuit Court Judge
Alison R. Lee, Circuit Court Judge

Case No. 2020-CP-40-04603

RECEIVED

Oct 02 2020

SC Court of Appeals

South Carolina Public Interest Foundation and John Crangle,
Individually and on behalf of all others similarly situated, Respondents,

v.

Alan Wilson, Attorney General for the State of South Carolina,
Willoughby & Hoefler, P.A., and Davidson, Wren & Demasters, P.A., Appellant.

NOTICE OF APPEAL

Willoughby & Hoefler, P.A. hereby appeals the Ex Parte Temporary Restraining Order of the Honorable Allison Renee Lee filed on October 1, 2020 (attached as Exhibit A). Appellant received written notice of entry of this order on October 1, 2020.

Attorney Signatures on Next Page

Respectfully submitted,

s/John S. Simmons

John S. Simmons, S.C. Bar No. 10260

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s/J. Todd Rutherford

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Attorneys for Willoughby & Hoefler, P.A.

October 2, 2020
Columbia, South Carolina

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Alan Wilson, Attorney General for the State of South Carolina,
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PROOF OF SERVICE

This is to certify that the undersigned counsel, an attorney with the law firm Simmons Law Firm, LLC, has caused to be served this day one (1) copy of Appellant Willoughby & Hoefler, P.A.'s Notice of Appeal and Petition for Supersedeas via electronic mail at the email addresses as stated in the Attorney Information System and as set forth below:

James M. Griffin, Esquire
Badge Humphries, Esquire
Griffin Humphries LLC
jgriffin@griffinhumphries.com
bhumphries@griffinhumphries.com

James G. Carpenter, Esquire
The Carpenter Law Firm, PC
james.carpenter@carpenterlawfirm.net

A copy of the email serving counsel as stated above is attached hereto as Exhibit 1.

s/John S. Simmons
John S. Simmons, S.C. Bar No. 10260

October 2, 2020
Columbia, South Carolina

John Simmons

From: John Simmons
Sent: Friday, October 2, 2020 1:17 PM
To: Jim Griffin; 'james.carpenter@carpenterlawfirm.net';
'bhumphries@griffinhumphries.com'
Cc: todd@therutherfordlawfirm.com
Subject: SC Public Interest Foundation et al v. Wilson et al; C/A 2020-CP-40-04603
Attachments: 2020-10-02 Notice of Appeal.pdf; 2020-10-02 Petition for Writ of Supersedeas.pdf;
2020-10-02 Filing Ltr re Not of Appeal and Pet for Supersedeas.pdf

Counsel,

As permitted by part (g)(3) of Supreme Court Order 2020-05-29-02, I am herewith serving via E-mail Appellant Willoughby & Hoefer, P.A.'s Notice of Appeal and Petition for Supersedeas in the above-captioned appeal. Shortly, I will be filing these documents with the Court of Appeals electronically as permitted by part (c)(5) of the Order, and will attach this E-mail to the certificate of service of same.

Please advise if you have any difficulty opening an attachment.

John Simmons
Simmons Law Firm, LLC



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SC Court of Appeals



Reply to:
JOHN S. SIMMONS
jsimmons@simmonsfirm.com

October 2, 2020

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SC Court of Appeals

VIA ELECTRONIC FILING

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201

Re: *South Carolina Public Interest Foundation and John Crangle, Individually and on behalf of all others similarly situated, v. Alan Wilson, Attorney General for the State of South Carolina, Willoughby & Hoefler, P.A., and Davidson, Wren & DeMasters, P.A., Case No. 2020-CP-40-04603*

Dear Ms. Kitchings:

Attached for electronic filing in accordance with Supreme Court Order 2020-05-29-02, part (c)(5), and pursuant to Rules 203 and 241 of the South Carolina Appellate Court Rules, please find the Notice of Appeal and Petition for Writ of Supersedeas of Appellant Willoughby & Hoefler, P.A. As permitted by Order 2020-05-29-02, part (d), no other copies, whether paper or electronic, are being provided.

By copy of this letter, we are serving counsel for Respondent via email as permitted by Order 2020-05-29-02, part (g)(3), and attached is a proof of service to that effect.

A check in the amount of \$300.00 for the filing fees associated with the Notice of Appeal and Petition is being forwarded to your attention via U.S. Mail.

Thank you. If you have any questions, please call.

Sincerely,

SIMMONS LAW FIRM, LLC

s/John S. Simmons

John S. Simmons

Attachments

cc: James M. Griffin, Esquire
Badge Humphries, Esquire
James G. Carpenter, Esquire