

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Bentley D. Price, Circuit Court Judge

Case No. 2020-000399

RECEIVED

Oct 27 2020

SC Court of Appeals

CRAIG CHAPPELL, on behalf of himself and others similarly situated, Appellant,

v.

Ladles Soups – James Island LLC; Ladlessoups, LLC; Ladles Soups At Cane Bay LLC; Ladles Soups At Citadel Mall LLP; Ladles Soups Calhoun LLC; Ladles Soups Cane Bay LLC; Ladles Soups Coosaw LLC; Ladles Soups Downtown Charleston, LLC; Ladlessoups Fresh Fields, LLC; Ladles Soups @ Freshfields Village, LLC; Ladlessoups Mainstreet, LLC; Ladles Soups Moncks Corner LLC; Ladlessoups Mount Pleasant, LLC; Ladles Franchise Development, LLC; Ladles Franchising Inc.; Ladles Fort Mill, LLC; Ladles Knightsville LLC; Ladles West Ashley; Teri Owens; Sue Allen, Tracy Allen, Steve Traeger, Erik Dyke, Julie Dyke, Stan Sutton, Carol Sutton, Jason Dalter, Kellie Henderson; Jane Doe 1-25 (Unknown Operating Company and Management Company Owners); John Doe 25-40 (Management Personnel), Defendants,

Of Which Ladles Franchising Inc., Ladlessoups, LLC, Sue Allen, and Tracy Allen are the Respondents.

SUGGESTION OF DEATH OF APPELLANT CRAIG CHAPPELL

Pursuant to South Carolina Appellate Court Rule 265, the undersigned counsel for Appellant suggests on the record in this appeal the death of Appellant, Craig Chappell, on or about September 27, 2020. South Carolina Rule of Civil Procedure 25 provides that counsel for a deceased party “shall give notice to all other parties of the death of such party as soon as practicable after obtaining such knowledge and of the name and address of the proper parties who should be substituted.”

Counsel for Appellant would assert that the claims asserted on behalf of Craig Chappell do survive under South Carolina statutory and common law. Counsel is working with family members for Appellant to seek appointment of a personal representative.

Dated: October 27, 2020

Respectfully Submitted,

/s/ David D. Ashley
Ben Le Clercq (S.C. Bar #65754)
David D. Ashley (S.C. Bar #76206)
Le Clercq Law Firm
Ben@LeClercqLaw.com
David@LeClercqLaw.com
708 South Shelmore Blvd. #202
Mount Pleasant, SC 29464
Phone (843) 722-3523
Fax (843) 352-2977
Counsel for Appellant

Other Counsel of Record:

Kerry W. Koon
147 Wappoo Creek Drive, Suite 203
Charleston, SC 29412
Attorney for Respondents
(843) 795-7000

M. Evan Lacke
147 Wappoo Creek Drive, Suite 204
Charleston, SC 29412
Attorney for Respondents
(843) 327-1523

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Bentley D. Price, Circuit Court Judge

Case No. 2020-000399

RECEIVED

Oct 27 2020

SC Court of Appeals

CRAIG CHAPPELL, on behalf of himself and others similarly situated, Appellant,

v.

Ladles Soups – James Island LLC; Ladlessoups, LLC; Ladles Soups At Cane Bay LLC; Ladles Soups At Citadel Mall LLP; Ladles Soups Calhoun LLC; Ladles Soups Cane Bay LLC; Ladles Soups Coosaw LLC; Ladles Soups Downtown Charleston, LLC; Ladlessoups Fresh Fields, LLC; Ladles Soups @ Freshfields Village, LLC; Ladlessoups Mainstreet, LLC; Ladles Soups Moncks Corner LLC; Ladlessoups Mount Pleasant, LLC; Ladles Franchise Development, LLC; Ladles Franchising Inc.; Ladles Fort Mill, LLC; Ladles Knightsville LLC; Ladles West Ashley; Teri Owens; Sue Allen, Tracy Allen, Steve Traeger, Erik Dyke, Julie Dyke, Stan Sutton, Carol Sutton, Jason Dalter, Kellie Henderson; Jane Doe 1-25 (Unknown Operating Company and Management Company Owners); John Doe 25-40 (Management Personnel), Defendants,

Of Which Ladles Franchising Inc., Ladlessoups, LLC, Sue Allen, and Tracy Allen are the Respondents.

PROOF OF SERVICE OF SUGGESTION OF DEATH OF APPELLANT CRAIG CHAPPELL

I, David Ashley, certify that I have served *Suggestion of Death of Appellant Craig Chappell* on Ladles Franchising, Inc., Ladlessoups, LLC, Sue Allen and Tracy Allen by e-mailing a copy to their attorneys of record, Kerry W. Koon at kerrykoon@hotmail.com and M. Evan Lacke at elacke@lackelawfirm.com on October 27, 2020.

October 27, 2020

s/David D. Ashley
Ben Le Clercq (S.C. Bar # 65754)
David D. Ashley (S.C. Bar #76206)
Le Clercq Law Firm
Ben@LeClercLaw.com
David@LeClercLaw.com

708 South Shelmore Blvd. #202
Mount Pleasant, SC 29464
Phone (843) 722-3523
Fax (843) 352-2977
Counsel for Appellant



David Ashley <david@leclercqlaw.com>

Craig Chappell Appeal - Case No. 2020-000399

1 message

David Ashley <david@leclercqlaw.com>

Tue, Oct 27, 2020 at 10:16 AM

To: Kerry Koon <kerrykoon@hotmail.com>, "M. Evan Lacke" <elacke@lackelawfirm.com>, Debbie Mathews <Debbie@leclercqlaw.com>

Kerry and Evan, I hope you are doing well. As you know, we already filed notice with Charleston County - this is the notice for SC Ct. Appeals.

Respectfully,

David D. Ashley
Le Clercq Law Firm
708 South Shelmore Blvd., Suite 202
Mount Pleasant, SC 29464
Tel: 843-722-3523
Fax: 843-352-2977
david@leclercqlaw.com
www.leclercqlaw.com

RECEIVED
Oct 27 2020
SC Court of Appeals

2 attachments

 **2020 10 27 Suggestion of Death of Appellant.pdf**
257K

 **2020 10 27 Proof of Service of Suggestion of Death.pdf**
436K