

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. 2020-000201

**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 Soups Mount Pleasant, LLC, Erik Dyke and Julie Dyke 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  
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*Counsel for Appellant*

Other Counsel of Record:  
P. Brandt Shelbourne  
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Summerville, SC 29483  
Attorney for Respondent  
(843) 871-2210

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Of which Ladlessoups Mount Pleasant, LLC, Erik Dyke and Julie Dyke 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 Soups Mount Pleasant, LLC, Erik Dyke and Julie Dyke by e-mailing a copy to their attorney of record, P. Brandt Shelbourne, at brandt@shelbournelaw.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)  
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Fax (843) 352-2977  
*Counsel for Appellant*



David Ashley <david@leclercqlaw.com>

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## Craig Chappell Appeal - Case No. 2020-000201 - Notice of Death

1 message

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David Ashley <david@leclercqlaw.com>

Tue, Oct 27, 2020 at 10:04 AM

To: Brandt Shelbourne <brandt@shelbournelaw.com>, Yvonne Franklin <civlit@shelbournelaw.com>, Debbie Mathews <Debbie@leclercqlaw.com>

Brandt, as you know we are already filed notice with Charleston County this is the notice for SC Ct. Appeals.

Respectfully,

David D. Ashley  
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**Oct 27 2020**  
**SC Court of Appeals**

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### 2 attachments

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

 **2020 10 27 Proof of Service of Suggestion of Death of Appellant.pdf**  
544K