

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas
Courtney Clyburn-Pope, Circuit Court Judge

Case No. **2019-CP-02-2840**

RECEIVED

Oct 30 2020

SC Court of Appeals

The Estate of Charles S. Rudd, deceased, through the duly appointed
Personal Representative, Thelma Rudd, individually and on behalf of
statutory beneficiaries,Respondent,

v.

Pepper Hill Nursing & Rehab Center, LLC d/b/a Pepper Hill Nursing
& Rehab Center n/k/a The Place at Pepper Hill, LLC; and Shiloh
Management, Inc.Appellants.

NOTICE OF APPEAL

Pepper Hill Nursing & Rehab Center, LLC d/b/a Pepper Hill Nursing & Rehab Center n/k/a
The Place at Pepper Hill, LLC, and Shiloh Management, Inc. appeal the Honorable Courtney
Clyburn-Pope's August 13, 2020 Order Denying Appellants' Motions to Strike, Dismiss and
Compel Arbitration and October 29, 2020 Order Denying Appellant's Motion to Reconsider.
Appellants received written notice of the Order Denying the Motion for Reconsideration on
October 29, 2020.

October 30, 2020



Mark V. Gende, SC Bar No. 72835
Brandon R. Gottschall, SC Bar No. 100621
Sweeny Wingate & Barrow, P.A.
Post Office Box 12129
Columbia, South Carolina 29211
(803)256-2233

Attorneys for Appellants

Other Counsel of Record:

Gary W. Poliakoff, Esquire
Ray Mullman, Esquire
Edward John Waelde, Esquire
Poliakoff & Associates, P.A.
215 Magnolia Street
Post Office Box 1571
Spartanburg, SC 29304
Attorneys for Plaintiff

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PROOF OF SERVICE

I certify that I have served a copy of Appellants Pepper Hill Nursing & Rehab Center,
LLC d/b/a Pepper Hill Nursing & Rehab Center n/k/a The Place at Pepper Hill, LLC, and Shiloh
Management, Inc.'s Notice of Appeal upon all parties and counsel of record, by depositing a copy
of the same on October 30, 2020, as addressed below:

Gary W. Poliakoff, Esquire
Ray Mullman, Esquire
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Poliakoff & Associates, P.A.
215 Magnolia Street
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Attorneys for Plaintiff

October 30, 2020



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Attorneys for Appellants



SWEENY WINGATE & BARROW P.A.
October 30, 2020

Reply to: Main Office

Brandon R. Gottschall
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Oct 30 2020

SC Court of Appeals

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

RE: Estate of Charles S. Rudd v. Pepper Hill Nursing & Rehab Center, et al.
Civil Action No.: 2019CP0202840
Our File: 5080-12409

Dear Ms. Kitchings:

Enclosed please find the Notice of Appeal with Exhibits, as well as Proof of Service in connection with the above-referenced matter, which I am hereby filing electronically. I will be forwarding the filing fee of \$250.00 to the Court with a copy of this letter today.

By copy of this letter to opposing counsel, I am serving them with same.

Thank you for your assistance, and should you have any questions, please do not hesitate to contact me.

Yours truly,

SWEENY, WINGATE & BARROW, P.A.

Brandon R. Gottschall

BRG/mha
Enclosures

cc: Gary W. Poliakoff, Esquire
Ray Mullman, Esquire
Edward John Waelde, Esquire
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