

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM MARLBORO COUNTY  
Court of Common Pleas

Roger E. Henderson, Circuit Court Judge

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Case No. 2020-CP-34-00111

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**RECEIVED**

**Dec 08 2020**

**SC Court of Appeals**

Clifton Hicks as Personal Representative of the Estate of Mary Hicks,.....Appellant,

v.

Dundee Manor, LLC and Sheila Raby,.....Respondents.

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NOTICE OF APPEAL

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HUGHEY LAW FIRM, LLC  
D. Nathan Hughey (SC Bar No. 68409)  
A. Stuart Hudson (SC Bar No. 71691)  
Bradley H. Banyas (SC Bar No. 101668)  
1311 Chuck Dawley Boulevard, Suite 201  
Mount Pleasant, South Carolina 29464  
(843) 881-8644

*Attorneys for Appellant*

**Other Counsel of Record:**

W. McElhaney White (SC Bar No. 8552)  
HOLCOMBE BOMAR, P.A.  
Post Office Box 1897  
Spartanburg, South Carolina 29304

*Attorney for Respondents*

Plaintiff, Clifton Hicks as Personal Representative of the Estate of Mary Hicks (“Appellant”), hereby appeals the following orders of the Honorable Roger E. Henderson, Circuit Court Judge:

- **Order Granting Defendants’ Motion to Compel Arbitration, Stay of Action, and for a Protective Order**, filed November 25, 2020.

Copies of the appealed Order are attached hereto and incorporated herein by reference. Appellant received written notice of the entry of the Order on November 25, 2020.

Respectfully submitted,

HUGHEY LAW FIRM, LLC

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D. Nathan Hughey (SC Bar No. 68409)  
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December 1, 2020  
Mt. Pleasant, South Carolina

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PROOF OF SERVICE

The undersigned hereby certifies that on the 1<sup>st</sup> day of December, 2020, he has served counsel for the Respondent with a copy of the Notice of Appeal in this matter by mailing copies of the same by United States mail, postage prepaid, to the following:

W. McElhaney White, Esq.  
Holcombe Bomar, P.A.  
Post Office Box 1897  
Spartanburg, South Carolina 29304

Respectfully submitted,

HUGHEY LAW FIRM, LLC

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**HUGHEY**  
LAW FIRM

**Hughey Law Firm**

1311 Chuck Dawley Blvd. Ste. 201  
Post Office Box 348  
Mt. Pleasant, SC 29464

**p** (843) 881.8644  
**f** 1 (888) 884.8311

Bradley H. Banyas  
brad@hugheyfirm.com

December 8, 2020

**Via Electronic Submission**

Jenny Abbott Kitchings, Clerk of Court  
South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, SC 29211

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**Dec 08 2020**

**SC Court of Appeals**

Re: Clifton Hicks as Personal Representative of the Estate of Mary Hicks v. Dundee Manor, LLC and Sheila Raby  
Case No. 2020-CP-34-00111

Dear Ms. Kitchings:

I hope you are doing well. I am writing to clarify a discrepancy in the caption of the Appellant's Notice of Appeal. I represent Clifton Hicks as Personal Representative of the Estate of Mary Hicks, who is the *Appellant* in this matter. Dundee Manor, LLC and Sheila Raby are the *Respondents*, and are represented by W. McElhaney White. I have attached a corrected Notice of Appeal and Proof of Service which reflect how the captions should read. I sincerely apologize for the oversight.

If you have any questions, please do not hesitate to contact me.

With kind regards,

Yours truly,

Bradley H. Banyas

BHB

CC: W. McElhaney White, Esq. (via electronic mail)