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FEB 22 2021

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM HORRY COUNTY  
Court of Common Pleas

The Honorable Benjamin H. Culbertson  
Circuit Court Judge

CASE NO. 2014-CP-26-4965

SKYDIVE MYRTLE BEACH, INC..... Appellant,

v.

HORRY COUNTY ..... Respondent.

**NOTICE OF APPEAL**

Skydive Myrtle Beach, Inc. appeals: (I) the *Form 4 Order* Denying the Appellant’s Motion to Amend (dated July 10, 2020), attached herewith as Exhibit “A”; and (II) the *Form 4 Order* Denying the Appellant’s Motion to Reconsider, Alter or Amend (dated January 22, 2021), attached as Exhibit “B,” both given by the Honorable Benjamin H. Culbertson, South Carolina Circuit Court Judge. Respectfully submitted,

February 18, 2021

*/s Robert B. Varnado*

Robert B. Varnado (SC Bar # 0007085)  
BROWN & VARNADO LLC  
P.O. Box 1127  
Mount Pleasant, South Carolina 29465  
(843) 737-7301

-and-  
Reese R. Boyd III  
Davis & Boyd, LLC  
1110 London St., Suite 201  
Myrtle Beach, SC 29577  
(843) 839-9800

*Attorneys for Appellant*

**Other Counsel of Record:**

Michael W. Battle, Esquire  
Battle Law Firm, LLC  
Post Office Box 530  
Conway, SC 29528  
(843) 248-4321  
*Attorneys for Respondent*

Samuel R. Arthur, Esquire  
Bridges Elliott Tyler & Saleeby, PA  
181 E. Evans St. # 409  
Florence, SC 29506  
*Attorneys for Individual Defendants*

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SKYDIVE MYRTLE BEACH, INC..... Appellant,

v.

HORRY COUNTY ..... Respondent.

**CERTIFICATE OF SERVICE**

The undersigned attorney hereby certifies that a true copy of the Appellant's *Notice of Appeal* in the above referenced case has been served upon counsel of record by mailing a copy in an envelope properly addressed with postage prepaid on February 18, 2021, to the following:

Michael W. Battle, Esquire  
Battle Law Firm, LLC  
Post Office Box 530  
Conway, SC 29528

Samuel R. Arthur, Esquire  
Aiken Bridges Elliott Tyler & Saleeby, PA  
181 E Evans St. # 409  
Florence, SC 29506

*/s Robert B. Varnado*

Robert B. Varnado (SC Bar # 0007085)  
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P.O. Box 1127  
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(843) 737-7300  
*Attorneys for Appellant*

February 18, 2018  
at Mt. Pleasant, South Carolina

**BROWN &  
VARNADO** LLC  
ATTORNEYS AT LAW

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ROBERT B. VARNADO  
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EMAIL: rvarnado@brown-varnado.com

February 18, 2021

**VIA U.S. MAIL**

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

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**SC Court of Appeals**

**RE: Skydive Myrtle Beach, Inc. v. Horry County**  
Case No. 2014-CP-26-1193  
Our File No.: 6244-001

Dear Ms. Kitchings:

Enclosed for filing please find the original and one (1) copy of the *Notice of Appeal* in the above-referenced matter. Also enclosed are the following:

1. Proof of Service of the Notice of Appeal to the Respondent.
2. A copy of the orders which are to be challenged on Appeal.
3. A filing fee of \$250.00.

I am causing a copy of all the foregoing to be served on opposing counsel and will be filing a copy with the Horry County Clerk of Court via the E-file system.

If you have any questions or directions, please do not hesitate to call.

With best regards, I remain

Very truly yours,

BROWN AND VARNADO LLC

/s/ Robert B. Varnado

Robert B. Varnado

RBV/kfg

Enclosure(s): as stated

cc: Michael W. Battle, Esquire (via US Mail)(w/encl)  
Samuel F. Arthur, III, Esquire (via US Mail)(w/encl)



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SC Court of Appeals

Brown & Varnado, LLC  
PO Box 1127  
Mount Pleasant, SC 29465

The Honorable Jenny Abbott Kitchings  
Clerk of the S.C. Court of Appeals  
1220 Senate Street  
Columbia, SC 29201

