

**THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS**

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APPEAL FROM FAIRFIELD COUNTY  
COURT OF COMMON PLEAS  
THE HONORABLE DONALD B. HOCKER  
CIRCUIT COURT JUDGE

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**RECEIVED**

**Mar 26 2021**

CIVIL ACTION NO. 2017-CP-20-00458

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**SC Court of Appeals**

Fairfield County,

**RESPONDENT,**

versus

South Carolina Electric &  
Gas Company,

**APPELLANT.**

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**NOTICE OF APPEAL**

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The Defendant, South Carolina Electric & Gas Company n/k/a Dominion Energy South Carolina, Inc., appeals the Order of The Honorable Donald B. Hocker, dated and filed February 25, 2021, denying the Defendant’s motion to dismiss for lack of subject matter jurisdiction. The order is immediately appealable because it “involv[es] the merits,” S.C. CODE ANN. § 14-3- 330(1), and “affect[s] a substantial right,” § 14-3-330(2).<sup>1</sup> Additionally, the provisions of the South Carolina Revenue Procedures Act, S.C. CODE ANN. §§ 12-60-10, *et seq.*, further provide that the order is immediately appealable.

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<sup>1</sup> The Defendant is also filing a petition for a writ of certiorari, or, in the alternative, a writ of prohibition in the Supreme Court of South Carolina relating to the same order.

The Defendant received written notice of the entry of the order on February 25, 2021. A copy of the order is attached to this Notice as Exhibit A.

Respectfully submitted,

/s Carmen V. Ganjehsani

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SOUTH CAROLINA, INC.**

March 26, 2021.

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FAIRFIELD COUNTY**

**RECEIVED**

**Mar 26 2021**

**CERTIFICATE OF SERVICE**

**SC Court of Appeals**

I, the undersigned, an employee of Richardson Plowden & Robinson, P.A., for Appellant, South Carolina Electric & Gas Company n/k/a Dominion Energy South Carolina, Inc. do hereby certify that I have this date served the foregoing Notice of Appeal, dated March 26, 2021, and attached Order, by personally: (1) filing a copy of the same with The Honorable Judy Bonds, Fairfield County Clerk of Court, using the South Carolina Courts E-Filing System; and (2) pursuant to Section (g)(3) of the Supreme Court's Amended Order dated May 29, 2020, on the following counsel of record using the primary email addresses listed in the Attorney Information System (if applicable):

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**ATTORNEYS FOR RESPONDENT FAIRFIELD COUNTY**

A copy of the sent email is attached to this Certificate of Service.

/s Carmen V. Ganjehsani

Carmen V. Ganjehsani

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**COMPANY n/k/a DOMINION ENERGY**

**SOUTH CAROLINA, INC.**

Dated: March 26, 2021.

## Carmen Ganjehsani

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**From:** Carmen Ganjehsani  
**Sent:** Friday, March 26, 2021 11:08 AM  
**To:** 'jackm@mrrml.com'; 'mckenzie@mrrml.com'; 'terry@richardsonthomas.com';  
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'ewestbrook@rpwb.com'; 'jevans@rpwb.com'; 'thargrove@rpwb.com'  
**Cc:** Ben Carlton; Tony Rebollo; Steve Pugh; Caleb Riser  
**Subject:** Fairfield Cty. v. SCE&G (Dominion Energy SC) 2017-CP-20-00458  
**Attachments:** 2021-03-26 Ltr to Ct App filing NOA (Fairfield Cty. v. SCE&G (Dominion Energy SC).pdf;  
Fairfield Cty. v. SCE&G (Dominion Energy SC) Notice of Appeal - FOR FILING.pdf

Please find served upon you today in compliance with the Supreme Court's Amended Order dated May 29, 2020 Regarding Operation of the Appellate Courts During the Coronavirus Emergency our Notice of Appeal in the above-referenced case which we will be filing with the S.C. Court of Appeals today.

Please let me know if you have any questions.

Carmen Ganjehsani

<a href="#">HOME</a>	<a href="#">VCARD</a>	<a href="#">LOCATION</a>
	<p><b>Carmen V. Ganjehsani</b> Shareholder <a href="mailto:cganjehsani@RichardsonPlowden.com">cganjehsani@RichardsonPlowden.com</a></p>	<p><b>Richardson Plowden &amp; Robinson, P.A.</b> 1900 Barnwell Street Columbia, SC 29201 Tel: 803.253.8692 Fax: 803.779.0016 <a href="http://www.RichardsonPlowden.com">www.RichardsonPlowden.com</a></p>

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March 26, 2021

**RECEIVED**  
**Mar 26 2021**  
**SC Court of Appeals**

**Via U.S. Mail and e-mail (ctappfilings@sccourts.org)**

The Honorable Jenny Abbott Kitchings  
Clerk of Court, S.C. Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

**Re: Fairfield County v. South Carolina Electric & Gas Company n/k/a  
Dominion Energy South Carolina, Inc.  
Case No. 2017-CP-20-00458  
RPR File No.: 3637-00070**

Dear Ms. Kitchings:

Enclosed for filing is the Notice of Appeal of the Appellant, South Carolina Electric & Gas Company n/k/a Dominion Energy South Carolina, Inc., in the above-referenced case, along with a copy of the Order appealed from and our Certificate of Service. We are also filing this Notice of Appeal electronically with the Court of Appeals via e-mail at [ctappfilings@sccourts.org](mailto:ctappfilings@sccourts.org) pursuant to Section (c)(6) of the Supreme Court's Amended Order Regarding Operation of the Appellate Courts During the Coronavirus Emergency dated May 29, 2020.

Also enclosed is our firm's check in the amount of \$250.00 for the filing fee in this matter.

We have served this Notice of Appeal on the Clerk of Court for Fairfield County using the South Carolina Courts E-Filing System and via e-mail on all counsel of record pursuant to Section (g)(3) of the Supreme Court's Amended Order Regarding Operation of the Appellate Courts During the Coronavirus Emergency dated May 29, 2020.

We have already ordered and received a copy of the hearing transcript in the above-referenced matter. By our calculations, our Initial Appellant's Brief and Designation of Matter to be Included in the Record on Appeal are due Monday, April 26, 2021.

The Honorable Jenny Abbott Kitchings

March 26, 2021

Page 2

Should you have any questions regarding this matter, please do not hesitate to call.

Sincerely,

/s Carmen V. Ganjehsani

Carmen V. Ganjehsani

Enclosures

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