

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED

May 19 2021

SC Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Master-in-Equity

Charles B. Simmons, Jr., Master in Equity

Case No. 2019-CP-23-07305

Rory D. Whelehan, in his
Capacity as Court-Appointed
receiver in the Matter of
Independence National Bank
v. Buncombe Professional
Park, LLC and David Decarlis
s/a David D Decarlis, Case
No. 2010-CP-23-03860,

Respondent,

v.

Royal Blue Lending House,
LLC, David D. Decarlis,
Individually, TJ Ventures of
South Carolina, LLC and 3009
Pal Blvd, LLC,

Of who, David D. Decarlis
and Royal Blue Lending
House LLC are the
Appellants.

NOTICE OF APPEAL

David D. Decarlis and Royal Blue Lending House, LLC appeal the Order Granting Civil Contempt dated April 19, 2021 of the Honorable Charles B. Simmons. Appellants received written notice of this order on April 19, 2021.

Royal Blue Lending House, LLC appeals the Order Denying the Motion to Dismiss of the Honorable Charles B. Simmons dated August 14, 2020, and the Order Granting Discovery Sanctions Filed March 15, 2021.

May 19, 2021

/s/Shawn M. French, Sr.
Shawn M. French, Sr.
1476 Ben Sawyer Blvd, Ste. 3
Mount Pleasant, SC 29464

(ph) 843-606-6440
(fax) 888-850-0948
shawn@thefrenchlawfirm.com
Attorney for Appellant, David Decarlis

/s/Dean Hayes
Dean Hayes
MCCABE TROTTER & BEVERLY, P.C.
PO Box 212069 (29221)
4500 Fort Jackson Blvd, Ste. 250
Columbia, SC 29209
Email: Dean.Hayes@mccabetrotter.com
Attorney for Royal Blue Lending House, LLC

Other Counsel of Record:

Rory Whelehan
200 North Main Street
Suite 301-D
Greenville, SC 29601
rwhelehan@whelehanlaw.com

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Of who, David D. Decarlis
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PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Rory D. Whelehan, in his Capacity as Court-Appointed receiver in the Matter of Independence National Bank v. Buncombe Professional Park, LLC and David Decarlis s/a David D Decarlis, Case No. 2010-CP-23-03860 by depositing a copy of it in the United States Mail, postage prepaid, and by email on May 19th, 2021, addressed to its attorneys of record listed below.

Rory Whelehan
200 North Main Street
Suite 301-D
Greenville, SC 29601
rwhelehan@whelehanlaw.com

May 19, 2021

/s/Shawn M. French, Sr. _____

Shawn M. French, Sr.

1476 Ben Sawyer Blvd, Ste. 3

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(fax) 888-850-0948

shawn@thefrenchlawfirm.com

Attorney for Appellant, David Decarlis



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MAY 19, 2021

VIA EMAIL

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

RE: Rory Whelehan, as Reciever v. Royal Blue Lending House, et al.
Case No.: 2010-CP-23-3860

To Whom It May Concern,

I am emailing the Joint Notice appeal in the above referenced case for David Decarlis and Royal Blue. I am sending the filing fee of \$250 via US Mail.

If you have any questions, you can contact me at the above number.

Sincerely,

Shawn M. French

Cc File
David Decarlis
Greenville County Clerk of Court (eFiled)