

94598

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED

APPEAL FROM THE 6TH JUDICIAL CIRCUIT
Court of Common Pleas
Fairfield County

AUG 27 2021

SC Court of Appeals

The Honorable DeAndrea Gist Benjamin
Presiding Judge, South Carolina Business Court

Civil Action No. 12-CP-20-356

Blythewood Oil Co., Inc.

Appellant.

v.

Shinda Singh, Five Rivers, Inc.,
and Singh Inc.

Respondent.

NOTICE OF APPEAL

Pursuant to Rule 203(b)(1) of the SCACR, notice is hereby given that Plaintiff Blythewood Oil Co., Inc. in the above-captioned case appeals to the South Carolina Court of Appeals the final judgement and order of the Honorable DeAndrea G. Benjamin entered into this action on July 20, 2021 (Granting in-part and Denying in-part Plaintiff's July 27, 2020 Motion for Reconsideration), the July 17, 2020 Court Order, all other motions denied, including the Motion for Directed Verdict, by the court specifically noted and mentioned in the July 20, 2021 and July 17, 2020 Court Orders, and all other orders and judgements merged therein as well as JNOVs. Appellant received written notice of entry of this order on July 20, 2021. This Notice was originally served on Respondents' counsel on August 19, 2021. This Notice sets out to correct the caption on the original Notice and to clarify the matters, orders, and judgements on appeal.

August 27, 2021

Other Counsel of Record
Linda Jackson
Jackson & Jackson
P.O. Box 7065
Columbia, South Carolina 29202
Attorney for Respondents
S.C. Bar No. 2931
linbobjack@aol.com

s/Tony R. Megna
Tony R. Megna
3400 West Avenue
Columbia, South Carolina
Attorney for Appellant
S.C. Bar No. 3930
tmegna@gmail.com

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM THE 6TH JUDICIAL CIRCUIT
Court of Common Pleas
Fairfield County

The Honorable DeAndrea Gist Benjamin
Presiding Judge, South Carolina Business Court

Civil Action No. 12-CP-20-356

Shinda Singh, Five Rivers, Inc.,
and Singh Inc.

Respondent.

v.

Blythewood Oil Co., Inc.

Appellant.

NOTICE OF APPEAL

Pursuant to Rule 203(b)(1) of the SCACR, notice is hereby given that Plaintiff Blythewood Oil Co., Inc. in the above-captioned case appeals to the South Carolina Court of Appeals the final judgement and order of the Honorable DeAndrea G. Benjamin entered into this action on July 20, 2021 (Granting in-part and Denying in-part Plaintiff's July 27, 2020 Motion for Reconsideration), and all other orders and judgements merged therein. Appellant received written notice of entry of this order on July 20, 2021.

August 19, 2021

Other Counsel of Record
Linda Jackson
Jackson & Jackson
P.O. Box 7065
Columbia, South Carolina 29202
Attorney for Respondents
S.C. Bar No. 2931
linbobjack@aol.com

s/Tony. R Megna
Tony R. Megna
3400 West Avenue
Columbia, South Carolina 29203
S.C. Bar No. 3930
tmegna@gmail.com
Attorney for Appellant

RECEIVED
AUG 27 2021
SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM THE 6TH JUDICIAL CIRCUIT
Court of Common Pleas
Fairfield County

The Honorable DeAndrea Gist Benjamin
Presiding Judge, South Carolina Business Court

Civil Action No. 12-CP-20-356

Blythewood Oil Co., Inc. Appellant.

v.

Shinda Singh, Five Rivers, Inc.,
and Singh Inc. Respondent.

NOTICE OF APPEAL

Pursuant to Rule 203(b)(1) of the SCACR, notice is hereby given that Plaintiff Blythewood Oil Co., Inc. in the above-captioned case appeals to the South Carolina Court of Appeals the final judgement and order of the Honorable DeAndrea G. Benjamin entered into this action on July 20, 2021 (Granting in-part and Denying in-part Plaintiff's July 27, 2020 Motion for Reconsideration), and all other orders and judgements merged therein. Appellant received written notice of entry of this order on July 20, 2021. This Notice was originally served on Respondents' counsel on August 20, 2021. This Notice sets out to correct the caption on the original Notice.

August 23, 2021

Other Counsel of Record
Linda Jackson
Jackson & Jackson
P.O. Box 7065
Columbia, South Carolina 29202
Attorney for Respondents
S.C. Bar No. 2931
linbobjack@aol.com

s/Tony. R Megna
Tony R. Megna
3400 West Avenue
Columbia, South Carolina 29203
S.C. Bar No. 3930
tmegna@gmail.com
Attorney for Appellant

RECEIVED
AUG 27 2021
SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED

AUG 27 2021

SC Court of Appeals

APPEAL FROM THE 6TH JUDICIAL CIRCUIT
Court of Common Pleas
Fairfield County

The Honorable DeAndrea Gist Benjamin
Presiding Judge, South Carolina Business Court

Civil Action No. 12-CP-20-356

Blythewood Oil Co., Inc. Appellant.

v.

Shinda Singh, Five Rivers, Inc.,
and Singh Inc. Respondent.

PROOF OF SERVICE

I certify that I served the Notice of Appeal on Shinda Singh, Five Rivers, Inc., and Singh Inc. by personally delivering a copy of it to Respondents' attorney of record, Linda Jackson, at her office at 1415 Richland Street, Columbia, S.C. 29201, on August 19, 2021 by Christopher Martin and by depositing a copy of it in the United States Mail, postage prepaid and certified, on August 19, 2021, addressed to Respondents' attorney of record, Linda Jackson, Post Office Box 7065, Columbia, South Carolina 29202 and 1415 Richland Street, Columbia, S.C. 29201. Pursuant to Rule 262(c)(1) of SCACR the Notice was left in a conspicuous place at the aforementioned address after an attempt to reach Linda Jackson and an agent authorized to receive personal service on behalf of the Respondents and again served in the same manner on August 23, 2021 to correct the caption of the original notice. A second amended notice was personally served to Linda Jackson on August 27, 2021 to clarify for the Court the matters, orders, and judgements for appeal.

August 27, 2021

Personal Service By: Christopher Martin

Signature: Chal Martin

Date/Time: August 27, 2021 2:31 p.m.

On Behalf of: Blythewood Oil Co., Inc.

s/Tony R. Megna

Tony R. Megna

3400 West Avenue

Columbia, South Carolina 29203

S.C. Bar No. 3930

tmegna@gmail.com

Attorney for Appellant

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM THE 6TH JUDICIAL CIRCUIT
Court of Common Pleas
Fairfield County

The Honorable DeAndrea Gist Benjamin
Presiding Judge, South Carolina Business Court

Civil Action No. 12-CP-20-356

Blythewood Oil Co., Inc. Appellant.

v.

Shinda Singh, Five Rivers, Inc.,
and Singh Inc. Respondent.

PROOF OF SERVICE

I certify that I served the Notice of Appeal on Shinda Singh, Five Rivers, Inc., and Singh Inc. by depositing a copy of it in the United States Mail, postage prepaid and certified, on August 19, 2021, addressed to Respondents' attorney of record, Linda Jackson, Post Office Box 7065, Columbia, South Carolina 29202 and by personally delivering a copy of it to his attorney of record, Linda Jackson, at her office at 1415 Richland Street, Columbia, South Carolina 29201, on August 19, 2021 by Christopher Martin. This Proof of Service is to certify that a second copy of the Notice of Appeal was deposited in the United States Mail, postage prepaid and certified, and Pursuant to Rule 262(c)(1) of SCACR the Notice personally delivered to 1415 Richland Street, Columbia, South Carolina 29201 on August 23, 2021 and was left in a conspicuous place at the aforementioned address after an attempt to reach Linda Jackson and an agent authorized to receive personal service on behalf of the Respondents. This second copy of the Notice of Appeal was served to correct the case caption on the original Notice of Appeal timely served on August 19, 2021. Attached is a copy of the original Notice of Appeal and proof of service thereof.

August 23, 2021

Personal Service By: Christopher Martin

Signature: Chris Martin

Date: August 23, 2021

On Behalf of: Blythewood Oil Co., Inc.

s/Tony R Megna

Tony R. Megna

3400 West Avenue

Columbia, South Carolina 29203

S.C. Bar No. 3930

tmegna@gmail.com

Attorney for Appellant

LETTER TO THE APPELLATE COURT CLERK
FILING THE NOTICE OF APPEAL

August 27, 2021

RECEIVED
AUG 27 2021
SC Court of Appeals

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

RE: Blythewood Oil Co., Inc., Appellant v. Shinda Singh, Five Rivers Inc., and Singh Inc.,
Respondents, Case No. 2012-CP-20-356

Dear Ms. Kitchings:

Enclosed is for filing a notice of appeal in the above case served on Respondents on August 19, 2021. Also enclosed are the following:

- (1) Proof of service of the notice of appeal on the Respondents.
- (2) A copy of the orders which are to be challenged on appeal.
- (3) An amended notice of appeal served on Respondents in order to cure the caption of the original notice of appeal and to clarify matters, orders, and judgements on appeal.
- (4) A filing fee of \$250.00.

Sincerely,
s/Tony. R Megna
Tony R. Megna
3400 West Avenue
Columbia, South Carolina 29203
S.C. Bar No. 3930
tmegna@gmail.com
Attorney for Appellant

cc: Linda Jackson
Jackson & Jackson
P.O. Box 7065
Columbia, South Carolina 29202
S.C. Bar No. 2931
linbobjack@aol.com
Attorney for Respondents

Attorney Tony R. Megna
on Behalf of Blythewood Oil Co., Inc.

8/27/21

South Carolina Court of Appeals

Attn: Clerk of Court

RE: Notice of Appeal Filing

RECEIVED

AUG 27 2021

SC Court of Appeals

Blythewood Oil Co., Inc. v. Shinda Singh, Five Rivers Inc.,
and Singh Inc.

~~Lower Court~~ Lower Court: 6th Judicial Circuit - Fairfield County
Common Pleas