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**Sep 07 2021**

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM COLLETON COUNTY  
Court of Common Pleas

The Honorable Bentley Price, Circuit Court Judge

Case No. 2020-CP-15-00604

David Mack Johnson, Sr..... Plaintiff-Respondent,

v.

Palmetto Solar, LLC; Palmetto South Carolina Solar I, LLC; Brightest Solar, Inc.; Sunlight Financial, LLC; Cross River Bank; Great America Services Corporation; and Robert Dodge.....Defendants,

Of which, Palmetto Solar, LLC; Palmetto South Carolina Solar I, LLC; Brightest Solar, Inc.; Sunlight Financial, LLC; Cross River Bank; and Robert Dodge are..... Appellants.

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**Joint Notice of Appeal**

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Defendants-Appellants Palmetto Solar, LLC, successor by merger with Palmetto South Carolina Solar I, LLC; Brightest Solar, Inc.; Sunlight Financial, LLC; Cross River Bank; and Robert Dodge (“Appellants”) notice their appeal from the January 8, 2021 Form 4 Order Denying Appellants’ Motions to Compel Arbitration and Dismiss, and the August 12, 2021 Order Denying Appellants’ Motions to Reconsider, both filed by the Honorable Bentley Price. A copy of the orders are attached to this Joint Notice of Appeal. *See* Rule 203(d)(1)(B)(ii), SCACR.

Appellants received notice of the entry of the order denying reconsideration on August 12, 2021. *See* Rule 203(b)(1), SCACR; Rule 203(e)(1)(C), SCACR.

As permitted by paragraph (c) of Order Re: Methods of Electronic Filing and Service Under Rule 262 of the South Carolina Appellate Court Rules, Appellate Case No. 2020-000447

(Aug. 25, 2021), Appellants shall mail the required filing fee to the Court within five (5) days of the date of this filing.

NELSON MULLINS RILEY & SCARBOROUGH LLP

By: /s/ Matthew A. Abee

Matthew A. Abee  
SC Bar No. 101100  
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(803) 799-2000

*Attorney for Appellants Palmetto Solar, LLC, successor by merger with Palmetto South Carolina Solar I, LLC; Sunlight Financial, LLC; and Cross River Bank*

Columbia, South Carolina  
September 7, 2021

TINKLER LAW FIRM LLC

By: /s/ William P. Tinkler

William P. Tinkler  
S.C. Bar No. 79129  
E-Mail: williamtinkler@tinklerlaw.com  
P.O. Box 366  
Charleston, SC 29402  
(843) 853-5203

*Attorney for Appellants Brightest Solar, Inc. and Robert Dodge*

Charleston, South Carolina  
September 7, 2021

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Of which, Palmetto Solar, LLC; Palmetto South Carolina Solar I, LLC; Brightest Solar, Inc.; Sunlight Financial, LLC; Cross River Bank; and Robert Dodge are..... Appellants.

**Proof of Service**

The undersigned certifies that Appellants’ Notice of Appeal, including all attachments, was served on the above-named Respondent by e-mailing Respondent’s counsel an electronic copy of same using his primary e-mail addresses listed in the Attorney Information System (AIS). A copy of the e-mail sent is enclosed with this certificate of service.

TINKLER LAW FIRM LLC

By: /s/ William P. Tinkler

William P. Tinkler  
S.C. Bar No. 79129  
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P.O. Box 366  
Charleston, SC 29402  
(843) 853-5203

*Attorney for Appellants Brightest Solar, Inc. and Robert Dodge*

Charleston, South Carolina  
September 7, 2021

**From:** William Tinkler [williamtinkler@tinklerlaw.com](mailto:williamtinkler@tinklerlaw.com)  
**Subject:** Johnson v. Palmetto Solar, LLC, et al.  
**Date:** September 7, 2021 at 1:19 PM  
**To:** Mark Ball [mball@pmped.com](mailto:mball@pmped.com), Matt Abee [matt.abee@nelsonmullins.com](mailto:matt.abee@nelsonmullins.com)



Dear Mark and Matt,

Attached, please find a notice of appeal that I plan to file with the Court of Appeals electronically, as well as a cover letter with the filing fee. I am serving this upon you pursuant to paragraph (d)(1) of the Order Re: Methods of Electronic Filing and Service Under Rule 262 of the South Carolina Appellate Court Rules. I plan to follow up with transcript requests within the next few days.

Please let me know if you have any questions.

Regards,

William



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Joint N...lar.pdf



**Paul Tinkler**  
[paultinkler@tinklerlaw.com](mailto:paultinkler@tinklerlaw.com)

**William Tinkler**  
[williamtinkler@tinklerlaw.com](mailto:williamtinkler@tinklerlaw.com)

September 7, 2021

**VIA USPS MAIL**

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

Re: David Mack Johnson, Sr. v. Palmetto Solar, LLC, et al.  
Case No.: 2020-CP-15-00604

Dear Ms. Kitchings:

Please find enclosed enclosing a check in the amount of \$250 for the required filing fee for the Notice of Appeal for the above-referenced matter. I previously filed the Notice of Appeal, including all attachments, and a Proof of Service electronically.

Should you require anything further, please do not hesitate to contact me.

With kindest personal regards, I am

Sincerely yours,

s/William P. Tinkler

William P. Tinkler

**Enclosures**

cc: Mark D. Ball, Esquire (via email)  
Matthew A. Abee, Esquire (via email)

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**Paul Tinkler**  
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**William Tinkler**  
williamtinkler@tinklerlaw.com

September 7, 2021

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The Honorable Jenny Abbott Kitchings  
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Sincerely yours,

s/William P. Tinkler

William P. Tinkler

Enclosures

cc: Mark D. Ball, Esquire (via email)  
Matthew A. Abee, Esquire (via email)