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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE ORANGEBURG COUNTY
Court of Common Pleas

The Honorable Edgar W. Dickson

C.A. No.: 2021-CP-38-01115

Husqvarna Consumer Outdoor Products, N.A., Inc.
and Modern Rentals, Inc. Plaintiffs/Respondents

v.

Briggs & Stratton, LLC..... Defendant/Appellant

NOTICE OF APPEAL

Briggs & Stratton, LLC, appeals the Order Granting Plaintiffs’ Motion for Preliminary Injunction and Denying in Part Defendant’s Motion to Compel Arbitration in this matter filed on October 14, 2021. Briggs & Stratton, LLC received written notice of the entry of the Order on that same date. A copy of the Order is attached to this Notice as Exhibit A. In addition, Briggs & Stratton, LLC appeals the following earlier orders: Temporary Restraining Order and Order Granting Motion for Expedited Discovery dated September 20, 2021 for which written notice of entry was received on or about September 20, 2021 (attached as Exhibits B and C), Order Extending September 20, 2021 Temporary Restraining Order dated September 23, 2021 for which written notice of entry was received on September 23, 2021 (attached as Exhibit D), and

Order dated September 28, 2021 for which written notice of entry was received on September 28, 2021 (attached as Exhibit E).

Respectfully submitted,

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October 15, 2021

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*Attorneys for Husqvarna Consumer Outdoor Products, N.A., Inc.
and Modern Rentals, Inc*

EXHIBIT A

Willoughby, Amanda

Subject: FW: Husqvarna Consumer Outdoor Products, N.A., Inc. et al. v. Briggs & Stratton LLC, Case No. 2021 CP 3801115, Orangeburg County (South Carolina)
Attachments: Husqvarna - Proposed Order w edits Granting Preliminary Injunction.docx



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From: Dickson, Edgar W. Law Clerk (Jessica Thompson) <edicksonlc@sccourts.org>
Sent: Thursday, October 14, 2021 4:41 PM
To: Matthews, Steve <smatthews@hsblawfirm.com>; Cory Manning <Cory.Manning@nelsonmullins.com>; Dickson, Edgar W. <edicksonj@sccourts.org>
Cc: Dickson, Edgar W. Secretary (Catherine C. Wilson) <edicksonsc@sccourts.org>; Pleicones, Costa <CPLeicones@hsblawfirm.com>; Spruill, Sarah <sspruill@hsblawfirm.com>; Jim Lehman <jim.lehman@nelsonmullins.com>; Brad Hutto <cbhutto@williamsattys.com>; House, Bryan B. <BHouse@foley.com>; Johnson, Trent M. <TJohnson@foley.com>; Andrew J. Wronski - Foley & Lardner LLP (awronski@foley.com) <awronski@foley.com>
Subject: RE: Husqvarna Consumer Outdoor Products, N.A., Inc. et al. v. Briggs & Stratton LLC, Case No. 2021 CP 3801115, Orangeburg County (South Carolina)

Counsel,

The Order submitted by Husqvarna has been signed with slight modifications. I've attached a copy of the Order that was filed and signed since the parties will be unable to view it as the documents are still under seal. During the hearing on October 7, the parties agreed every document did not need to be filed under seal. Judge Dickson would like the parties to confer and submit a proposed order reflecting that agreement and amending the current Order to File Documents Under Seal. Thanks!

Jessica Thompson
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From: Matthews, Steve <smatthews@hsblawfirm.com>
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To: Cory Manning <Cory.Manning@nelsonmullins.com>; Dickson, Edgar W. Law Clerk (Jessica Thompson)