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Nov 10 2021

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of Common Pleas
James O. Spence, Master-in-Equity

Civil Action No. 2011-CP-32-01205

First Reliance Bank,
Plaintiff/Respondent,

v.

Charles E. Bishop, Brett D. Blanks, BCM of Lexington, LLC d/b/a Dam Bar & Grill, B&H of
Lexington, LLC, and Branch Banking and Trust Company of South Carolina

Defendants,

Of Whom Brett D. Blanks, BCM of Lexington, LLC d/b/a Dam Bar & Grill, and B&H of
Lexington, LLC are Appellants.

NOTICE OF APPEAL

Brett D. Blanks, BCM of Lexington, LLC d/b/a Dam Bar & Grill, and B&H of Lexington, LLC (“Appellants”) timely appeal the Master-in-Equity’s October 19, 2021 Order granting their Rule 59(e) Motion and clarifying the November 4, 2020 Order.¹ A copy of the written order is attached hereto as Exhibit A. Appellants received written notice of the entry of the Order on October 19, 2021.

(Signature page follows)

¹ Appellants previously appealed the November 4, 2020 Order in order to preserve their right to appeal while their Rule 59(e) Motion was pending. *See* Appellate Case No. 2020-001580.

s/ Shanon N. Peake

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Columbia, South Carolina

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Charles E. Bishop, Brett D. Blanks, BCM of Lexington, LLC d/b/a Dam Bar & Grill, B&H of
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Defendants,

Of Whom Brett D. Blanks, BCM of Lexington, LLC d/b/a Dam Bar & Grill, and B&H of
Lexington, LLC are Appellants.

PROOF OF SERVICE

I, the undersigned attorney of the law offices of Smith Robinson Holler DuBose and Morgan, LLC, do hereby certify that on November 10, 2021, I have served all counsel in this action with a copy of the pleading(s) hereinbelow using their primary email address listed in the Attorney Information System pursuant to Rule 262 of the South Carolina Appellate Court Rules and the August 25, 2021 Order of the South Carolina Supreme Court (Appellate Case No. 2020-000447). I also certify that I am contemporaneously filing a copy of the Notice of Appeal with the lower court.

Documents Served: Notice of Appeal

Counsel Served: **E-Mail**

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(Signature page follows)

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Columbia, South Carolina

November 10, 2021

From: [Shanon Peake](#)
To: ["Ward Bradley"; aaron@angellmolony.com; Luke Hoopes](#)
Cc: [Murrell Smith; Jennifer Lisandrelli; Mike Wells; "Russell Fry"; djmcmaster34@gmail.com](#)
Subject: First Reliance Bank v. Blanks, et al. - Notice of Appeal
Date: Wednesday, November 10, 2021 2:21:00 PM
Attachments: [Ex A - 2021.10.19 Order Clarifying Nov 4 Order, 1.pdf](#)
[POS - NOA \(2nd\), 2.pdf](#)
[Notice of Appeal \(2nd\) - Oct 2021 Order, 2.pdf](#)
[2021.11.10 Ltr re Notice of Appeal \(2nd\), 2.pdf](#)

Good Afternoon,

Please find attached Notice of Appeal we are filing with the Court of Appeals today.

Thank you,
Shanon

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Forward thinking. Results driven.

Smith Robinson Holler DuBose and Morgan, LLC

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Shanon Peake

Attorney at Law

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November 10, 2021

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

RE: First Reliance Bank v. Charles E. Bishop, Brett D. Blanks, BCM of
Lexington, LLC d/b/a Dam Bar & Grill, B&H of Lexington, LLC, and
Brank Banking and Trust Company of South Carolina
Appellate Case No. 2020-
Our File No. 0100-0020

Dear Ms. Kitchings:

Please find enclosed a check representing the filing fee for the Notice of Appeal
filed on behalf of Appellants Brett D. Blanks, BCM of Lexington LLC d/b/a Dam Bar &
Grill, and B&H of Lexington, LLC in the above-referenced case via email today. Please
let me know if anything further is needed.

Sincerely,

SMITH, ROBINSON, HOLLER,
DuBOSE AND MORGAN, LLC



Shanon N. Peake

SNP/dlf

Enclosure

cc: Counsel of record via email only without enclosure