

95142  
**RECEIVED**  
DEC 02 2021  
SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM MARLBORO COUNTY  
The Hon. Roger E. Henderson, Circuit Court Judge

Circuit Court Case Nos.: 2019-CP-34-00332  
Appellate Case No.: 2021-\_\_\_\_\_

Felisha Bailey, Individually and as Parent and  
Natural Guardian of K.B., a minor,.....Respondent,

v.

Contract Transportation Systems Co., Hector  
Rodriguez, and D.P., a minor,.....Defendants,

Of which

Contract Transportation Systems Co. is the.....Appellant.

**NOTICE OF APPEAL**

The Appellant Contract Transportation Systems Co. hereby appeals the Order entered by the Honorable Roger E. Henderson on September 28, 2021, and the Order denying the Appellant's timely Motion to Reconsider pursuant to Rule 59(e), SCRCF, which was entered on November 9, 2021. Counsel for the Appellant received written notice of the orders on September 28, 2021, and November 9, 2021, respectively. Copies of the two Orders are attached.

R. Hawthorne Barrett  
R. Hawthorne Barrett (SC Bar #16973)  
Turner Padget Graham & Laney, P.A.  
P.O. Box 1473  
Columbia, SC 29202  
(803) 227-4219  
[tbarrett@turnerpadget.com](mailto:tbarrett@turnerpadget.com)

T. David Rheney (SC Bar #13148)  
Gallivan White & Boyd, P.A.  
P.O. Box 10589  
Greenville, SC 29603  
(864) 271-9580  
[drheney@gwblawfirm.com](mailto:drheney@gwblawfirm.com)

Curtis L. Ott (SC Bar #66145)  
Gallivan White & Boyd, P.A.  
1201 Main St.  
Columbia, SC 29201  
(803) 724-1713  
[cott@gwblawfirm.com](mailto:cott@gwblawfirm.com)

Attorneys for Appellant

December 2, 2021

**Other Counsel of Record:**

Douglas E. Jennings ([douglas@yarboroughapplegate.com](mailto:douglas@yarboroughapplegate.com))  
David B. Yarborough ([david@yarboroughapplegate.com](mailto:david@yarboroughapplegate.com))  
David B. Lail ([dlail@yarboroughapplegate.com](mailto:dlail@yarboroughapplegate.com))  
Yarborough Applegate LLC  
291 East Bay St., 2<sup>nd</sup> Floor  
Charleston, SC 29401  
(843) 972-0150

Attorneys for Respondent

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

**RECEIVED**

DEC 02 2021

APPEAL FROM MARLBORO COUNTY  
The Hon. Roger E. Henderson, Circuit Court Judge

SC Court of Appeals

Circuit Court Case Nos.: 2019-CP-34-00332  
Appellate Case No.: 2021-\_\_\_\_\_

Felisha Bailey, Individually and as Parent and  
Natural Guardian of K.B., a minor,.....Respondent,

v.

Contract Transportation Systems Co., Hector  
Rodriguez, and D.P., a minor,.....Defendants,

Of which

Contract Transportation Systems Co. is the.....Appellant.

**PROOF OF SERVICE**

The undersigned, an attorney in this matter for the Appellant, certifies that I have this **2<sup>nd</sup> day of December, 2021**, served a copy of the Appellant's **Notice of Appeal** upon counsel for the Respondent by causing it to be deposited in the United States mail with sufficient postage attached, addressed to: Douglas E. Jennings; David B. Yarborough; David B. Lail; Yarborough Applegate LLC; 291 East Bay St., 2<sup>nd</sup> Floor; Charleston, SC 29401.

*R. Hawthorne Barrett*  
R. Hawthorne Barrett (SC Bar #16973)  
Turner Padget Graham & Laney, P.A.  
P.O. Box 1473  
Columbia, SC 29202  
(803) 227-4219  
[tbarrett@turnerpadget.com](mailto:tbarrett@turnerpadget.com)

T. David Rheney (SC Bar #13148)  
Gallivan White & Boyd, P.A.  
P.O. Box 10589  
Greenville, SC 29603  
(864) 271-9580  
[drheney@gwblawfirm.com](mailto:drheney@gwblawfirm.com)

Curtis L. Ott (SC Bar #66145)  
Gallivan White & Boyd, P.A.  
1201 Main St.  
Columbia, SC 29201  
(803) 724-1713  
[cott@gwblawfirm.com](mailto:cott@gwblawfirm.com)

Attorneys for Appellant

December 2, 2021

# Turner | Padget

**R. Hawthorne Barrett**

REPLY TO  
E-Mail: TBarrett@TurnerPadget.com  
Writer's Direct Dial: (803) 227-4219  
Writer's Direct Fax: (803) 400-1454

December 2, 2021

**Via Hand Delivery**

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

**RECEIVED**

**DEC 02 2021**

**SC Court of Appeals**

Re: Felisha Bailey, et al. v. Contract Transportation Systems, et al.  
C/A Nos: 2019-CP-34-00332

Dear Ms. Kitchings:

Enclosed are the originals and one copy each of a Notice of Appeal and Proof of Service. A check for the filing fee is also enclosed. Please file the originals and return the stamped copies to our courier. Thank you for your kind assistance.

Sincerely,

TURNER PADGET GRAHAM AND LANEY P.A.

*R. Hawthorne Barrett*

R. Hawthorne Barrett

RHB:  
Enclosures

cc: Douglas E. Jennings  
David B. Yarborough  
David B. Lail