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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Mikell R. Scarborough, Master in Equity

Case No. 2019-CP-10-04053

Blind Acre, Inc. Respondent,

v.

Stash Storage, Holdings, Inc. Appellant.

NOTICE OF APPEAL AND CROSS CLAIM

RIESEN DURANT LLC
G. Rutledge DuRant, SC Bar #73944
613 Long Point Road, Suite 100
Mount Pleasant, SC 29464
Phone: 843-800-0808 | Fax: 843-767-3282
Email: rutledge@riesendurant.com

Attorney for Respondent, Cross Claimant

Other Counsel of Record:

Benjamin A.C. Traywick, SC Bar #74027
Alexandra Scott Williams, SC Bar #102862
171 Church Street, Ste 340
Charleston, SC 29401
T: 843-872-1709 | F: 843-695-7839
ben@traywicklaw.com
ali@traywicklaw.com

Attorneys for Appellant

Plaintiff, Blind Acre, Inc. (“Respondent” and “Cross Claimant”), hereby appeals by way of Cross Claim the following orders of the Honorable Mikell R. Scarborough, Master in Equity:

1. **Order Granting Defendant’s Rule 59(e) Motion filed December 30, 2021**, to the extent it finds no basis for an award of punitive damages and therefore removes the previously awarded amount of punitive damages of \$1,000,000.00 that was awarded on June 15, 2021.
2. **Form 4 Order filed December 30, 2021** to the extent it finds no basis for an award of punitive damages and therefore removes the previously awarded amount of punitive damages of \$1,000,000.00 that was awarded on June 15, 2021.
3. **Form 4 Order filed December 30, 2021 entering a revised Statement of Judgment in the amount of \$937,589.15**, to the extent it finds no basis for an award of punitive damages and therefore removes the previously awarded amount of punitive damages of \$1,000,000.00 that was awarded on June 15, 2021.

Copies of the above-referenced appealed orders are attached hereto and incorporated herein by reference. Respondent, Cross Claimant received written notice of entry of the most recent order on December 30, 2021 and received notice of Appellant’s Appeal on January 28, 2022.

Respectfully Submitted,

RIESEN DURANT LLC

By: s/ G. Rutledge DuRant
G. Rutledge DuRant (SC Bar No. 73944)
613 Long Point Road, Suite 100
Mount Pleasant, SC 29464
Phone: 843-800-0808 | Fax: 843-767-3282
Email: rutledge@riesendurant.com

Attorney for Respondent, Cross Claimant, Blind Acre, Inc.

February 2, 2022
Charleston, South Carolina

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PROOF OF SERVICE

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Email: rutledge@riesendurant.com

Attorney for Respondent, Cross Claimant

I hereby certify that the Respondent's **NOTICE OF APPEAL AND CROSS CLAIM** was served on Respondent on **February 2, 2022** by emailing (see attached email) a copy of the same to Respondent's counsel of record as follows:

Benjamin A.C. Traywick, SC Bar #74027
Alexandra Scott Williams, SC Bar #102862
171 Church Street, Ste 340
Charleston, SC 29401
T: 843-872-1709 | F: 843-695-7839
ben@traywicklaw.com
ali@traywicklaw.com

Attorneys for Appellant

I also certify that a copy of this **NOTICE OF APPEAL AND CROSS CLAIM** was this day, **February 2, 2022**, e-filed with the lower court (see attached NEF), thus also, i.e., in addition to service by email, effecting service of the notice today on Respondent's above-identified counsel of record via the E-filing system.

Respectfully Submitted,

RIESEN DURANT LLC

By: s/ G. Rutledge DuRant
G. Rutledge DuRant (SC Bar No. 73944)

*Attorney for Respondent, Cross Claimant, Blind
Acre, Inc.*

February 2, 2022
Charleston, South Carolina

From: **Rutledge DuRant** rutledge@riesendurant.com
Subject: **Blind Acre Inc. v. Stash Storage Holdings, Inc. - Notice of Appeal and Cross Claim**
Date: **February 2, 2022 at 3:18 PM**
To: **Traywick, Ben** ben@bentraywicklaw.com, **Alexandra Williams** ali@bentraywicklaw.com
Cc: **Christina Sojourner** christina@riesendurant.com

Ben and Alexandra,

Attached please find Respondent's Notice of Appeal and Cross Claim as well as corresponding exhibits filed with the Court today. A copy of the same is being electronically submitted to the Court of Appeals.



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2022-02-02
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Best Regards,
Rutledge

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Certificate of Electronic Notification

Recipients

George DuRant - Notification transmitted on 02-02-2022 02:45:33 PM.

Alexandra Williams - Notification transmitted on 02-02-2022 02:45:33 PM.

Benjamin Traywick - Notification transmitted on 02-02-2022 02:45:33 PM.

******* IMPORTANT NOTICE - READ THIS INFORMATION *******
NOTICE OF ELECTRONIC FILING [NEF]

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A filing has been submitted to the court RE: 2019CP1004053

Official File Stamp: 02-02-2022 02:45:18 PM

Court: CIRCUIT COURT

Common Pleas

Charleston

Case Caption: Blind Acre Inc VS Stash Storage Holdings Inc

Document(s) Submitted: Notice/Other

- Exhibit/Filing of Exhibits
- Exhibit/Filing of Exhibits
- Exhibit/Filing of Exhibits

Filed by or on behalf of: George Rutledge DuRant

This notice was automatically generated by the Court's auto-notification system.

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The following people were served electronically:

Benjamin Alexander Crute Traywick for Stash
Storage Holdings Inc

George Rutledge DuRant for Blind Acre Inc

Alexandra Scott Williams for Stash Storage
Holdings Inc

The following people have not been served electronically by the Court. Therefore, they must be served by traditional means: