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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

Robert J. Bonds, Circuit Court Judge

Case No. 2017-CP-07-01739

Mark Shaffer, as Personal Representative of the
Estate of Susan Shaffer, Deceased,

Plaintiff,

v.

DEH Disaster Recovery, LLC, Ceres
Environmental Services, Inc.; Beaufort County, A
Political Subdivision of the State of South
Carolina; Ryan Colter Stoltz; Matt T. Dotson; Tim
Tod Dotson; Brandi Dotson; Spencer A. Olson
Trucking, LLC; Buyers Products, Co.; and
TruckPro, LLC,

Defendants,

Of Whom Ceres Environmental Services, Inc. and
Beaufort County, A Political Subdivision of the
State of South Carolina are

Appellants,

And of whom Spencer A. Olson Trucking, LLC;
DEH Disaster Recovery, LLC; and Ryan Colter
Stoltz are

Respondents.

NOTICE OF APPEAL

The Appellants Ceres Environmental Services, Inc., and Beaufort County, a political
subdivision of the State of South Carolina, appeal the Orders of the Honorable Robert J. Bonds

dated March 10, 2022, in which Summary Judgment was granted to the Respondent Spencer A. Olson Trucking, LLC (attached as Exhibit "A") and in which Summary Judgment was granted to the Respondents DEH Disaster Recovery, LLC and Ryan Colter Stoltz (attached as Exhibit "B"). Appellants received written notice of entry of these orders on March 10, 2022.

These Orders also represent the denial of the Appellants' Motion filed December 10, 2021 to Alter, Amend, and/or for Rehearing and Reconsideration of the Order Granting Summary Judgment in favor of Respondent Spencer A. Olson Trucking, LLC and the Appellants' Motion filed December 10, 2021 to Alter, Amend, and/or for Rehearing and Reconsideration of the Order Granting Summary Judgment in favor of Respondents DEH Disaster Recovery, LLC and Ryan Colter Stoltz. Appellants are also appealing the denial of their Motions for Reconsideration as described above.

Respectfully Submitted,

April 6, 2022



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And of whom Spencer A. Olson Trucking, LLC;
DEH Disaster Recovery, LLC; and Ryan Colter
Stoltz are


Respondents.

CERTIFICATE OF SERVICE

The undersigned certifies that on April 6, 2022, the Notice of Appeal to which this certificate is affixed, was served upon the parties to this action by U.S. Mail, postage paid, addressed to the following:

<p>The Honorable Jerri Ann Roseneau Clerk of Court Beaufort County Court of Common Pleas Post Office Drawer 1228 Beaufort, SC 29901</p>	<p>The Honorable Jenny Abbott Kitchings Clerk of Court South Carolina Court of Appeals Post Office Box 11629 Columbia, South Carolina 29211</p>
<p>E. Mitchell Griffith (SC Bar #2287) Griffith, Freeman & Liipfert, LLC 600 Monson Street Beaufort, SC 29901 (843) 521-4242 mgriffith@griffithfreeman.com Attorney For Respondent Spencer A. Olson Trucking, LLC</p>	<p>O. Carlisle Edwards, Jr. (SC Bar # 15176) McAngus Goudelock & Courie, LLC 735 Johnnie Dodds Blvd., Suite 200 Mt. Pleasant, South Carolina 29464 (843) 576-2900 cedwards@mgclaw.com Attorney for Respondents DEH Disaster Recovery, LLC and Ryan C. Stoltz</p>
<p>H. Fred Kuhn, Jr. Moss & Kuhn, P.A. 1501 North Street Post Office Drawer 507 Beaufort, South Carolina 29901 Attorney for the Plaintiff</p>	<p>Julius W. Gernes, Esquire Steven D. Pattee, Esquire Donna Law Firm, P.C. 7601 France Avenue South, Ste. 350 Minneapolis, MN 55435 Attorneys for Spencer A. Olson Trucking, LLC</p>
<p>Glynn L. Capell, Esquire The Capell Law Firm, LLC PO Box 1559 Bluffton, SC 29910 Attorneys for Matt T. Dotson, Tim Tod Dotson, and Brandi Dotson</p>	<p>Marc J. Meister, Esquire Marc J. Meister, LLC PO Box 22585 Hilton Head, SC 29925 Attorney for Matt T. Dotson, Tim Tod Dotson, and Brandi Dotson</p>
<p>Charles W. Thomson, Esquire The Capell Law Firm, LLC 321 East Bay Street Charleston, South Carolina 29401 Attorneys for Matt T. Dotson, Tim Tod Dotson, and Brandi Dotson</p>	<p>Russell M. Racine, Esquire Cranfill Sumner & Hartzog, LLP 2907 Providence Rd., Ste. 200 Charlotte, NC 28211 Attorneys for Buyers Products Company and TruckPro, LLC</p>
<p>Gray T. Culbreath, Esquire Makenzie E. Polston, Esquire Gallivan, White & Boyd Post Office Box 7368 Columbia, South Carolina 29202 Attorneys for Tetra Tech, Inc.</p>	<p>Alice P. Adams, Esquire Murphy & Grantland, P.A. Post Office Box 6648 Columbia, SC 29209 Attorneys for Tetra Tech, Inc.</p>

April 6, 2022


Hannah Collier
Pope Flynn, LLC



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April 6, 2022

By Hand Delivery

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

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SC Court of Appeals

Re: Mark Shaffer, as Personal Representative of the Estate of Susan Shaffer, Deceased v.
DEH Disaster Recovery, LLC, et al.
Case No.: 2017-CP-07-01739

Dear Ms. Kitchings:

Enclosed for filing you will find the original and one (1) copy of the Notice of Appeal in the above case. Also enclosed are the following:

1. Proof of service of the Notice of Appeal on Respondents.
2. Copies of the Order which are to be challenged on appeal.
3. Filing fee of \$250.00.

With best regards, I am

Sincerely,

R. Patrick Flynn