

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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OCT 25 2022

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

SC Court of Appeals

The Honorable Mikell R. Scarborough

Case No. 2017-CP-10-03099

Appellate Case No. 2022-001479

Elizabeth Heatley, Neil B. McCann, Jr., David Neil Monk, Thomas V. Bessent, and
Mariner's Cay Marina Council of Co-Owners, Inc.,.....Respondents,

v.

Mariner's Cay Marina Condo, LLC, Mariner's Cay Fuel Dock, LLC, George A. Farmer.,
Jr., and South Atlantic Bank, Defendants,

Of which Mariner's Cay Marina Condo, LLC, Mariner's Cay Fuel Dock, LLC, and George
A. Farmer., Jr. are the.....Appellants.

AMENDED NOTICE OF APPEAL

Mariners Cay Marina Condo, LLC, Mariners Cay Fuel Dock, LLC, and George A.
Farmer, Jr appeal the Orders of The Honorable Mikell R. Scarborough, copies of which
are attached hereto, dated May 16, 2022 and September 22, 2022, which the Appellants
received written notice of on September 22, 2022.

Counsel for the Respondents are as follows:

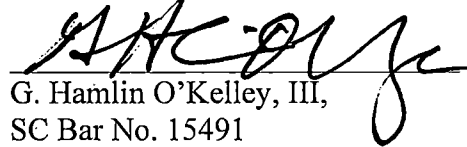
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Mount Pleasant, South Carolina

October 24, 2022

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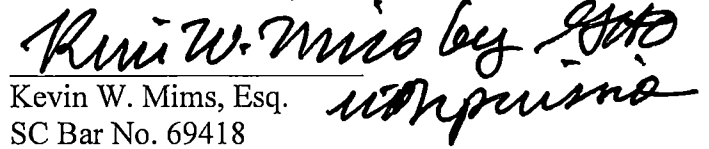
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APPEAL FROM CHARLESTON COUNTY
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The Honorable Mikell R. Scarborough

Case No. 2017-CP-10-03099

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v.

Mariner's Cay Marina Condo, LLC, Mariner's Cay Fuel Dock, LLC, George A. Farmer.,
Jr., and South Atlantic Bank, Defendants,

Of which Mariner's Cay Marina Condo, LLC, Mariner's Cay Fuel Dock, LLC, and
George A. Farmer., Jr. are
the.....Appellants.

PROOF OF SERVICE

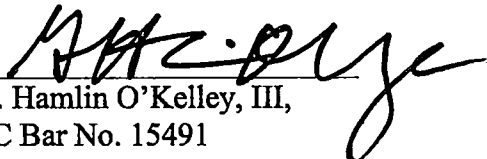
I certify that I have served the Appellants' Notice of Appeal by depositing a copy of same
in Via overnight delivery, addressed to The Honorable Mikell R. Scarborough,
Charleston County Master in Equity, 100 Broad Street, Suite 266, Charleston, SC 29401,
Capers G. Barr, III, Barr, Unger & McIntosh, LLC, 11 Broad Street, PO Box 1037,
Charleston, SC 29402 and David C. Cleveland, Clawson and Staubes, LLC, 126 Seven
Farms Drive, Suite 200, Charleston, SC 29492-8144. I certify that I have also served the
Appellants' Notice of Appeal by depositing a copy of same Via SC E Filing Portal.

The Appellants received a copy of the Order on Defendants' Motion to Alter or
Amend on September 22, 2022.

[SIGNATURES ON FOLLOWING PAGE]

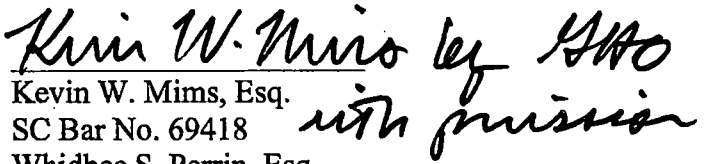
Mt. Pleasant, South Carolina
October 24, 2022

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*Attorneys for Appellants Mariners Cay
Marina Condo, LLC and George A. Farmer,
Jr.*

October 24, 2022

VIA OVERNIGHT DELIVERY
The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29211

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SC Court of Appeals

*RE: Elizabeth Heatley v Mariners Cay Marina Condo, LLC et al.,
C/A No.: 2017-CP-10-3099
Appellate Case No. 2022-001479
Client File No.: 1219.0019*

Dear Ms. Kitchings:

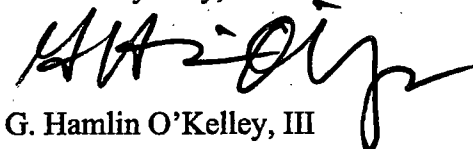
Enclosed please find an original and one (1) copy of the following in the above-referenced matter:

1. Amended Notice of Appeal with attached Orders of the Honorable Mikell R. Scarborough; and
2. Proof of Service.

Please file the original and return the filed-stamped copies to me in the enclosed envelope. By copy of this letter, I am serving same upon The Honorable Mikell R. Scarborough, Master in Equity for Charleston County, The Honorable Julie Armstrong, Clerk of Court for Charleston County, and opposing counsel, Capers G. Barr, III, Esquire and David C. Cleveland, Esq.

Should you have any questions, please feel free to contact me. With kindest regards, I remain

Yours very truly,



G. Hamlin O'Kelley, III

GHOIII/atd
Enclosures

Cc: Capers G. Barr, III, Esq.
David C. Cleveland, Esq
Kevin W. Mims, Esq.
Whidbee S. Perrin, Esq.
The Honorable Mikell R. Scarborough
The Honorable Julie Armstrong (Via SC E Filing Portal)

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UNITED STATES US

TO THE HON. JENNY ABBOTT KITCHINGS
SC COURT OF APPEALS
1220 SENATE STREET

COLUMBIA SC 29211
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