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S.C. SUPREME COURT

**STATE OF SOUTH CAROLINA  
IN THE  
SUPREME COURT**

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Appeal from the Court of Common Pleas  
For Horry County  
Honorable William H. Seals, Jr. Circuit Judge  
Civil Action Nos.: 2024-CP-26-07182  
**Appellate Case No.: 2024-\_\_\_\_\_**

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Carla Taylor,

Respondent,

v.

Kenneth McIver, Carolina Gore, and Derrick Stevens  
in their official capacities as members of the Town of  
Atlantic Beach Municipal Election Commission,

Appellants.

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**AMENDED  
NOTICE OF APPEAL**

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*Attorneys for the Appellants,  
Kenneth McIver, Carolina Gore, and Derrick  
Stevens in their official capacities as members  
of the Town of Atlantic Beach Municipal Election  
Commission*

TO: THE HONORABLE JUSTICES OF THE SUPREME COURT OF SOUTH CAROLINA:

COMES NOW the Appellants, Kenneth McIver, Carolina Gore, and Derrick Stevens in their official capacities as members of the Town of Atlantic Beach Municipal Election Commission (the “Election Commission” or “MEC”), pursuant to Rule 203 of the South Carolina Appellate Court Rules, in conjunction with S.C. Code Ann. § 14-8-200(b)(5) (Thomson Reuters West 2023), respectfully serves notice the Election Commission is appealing the following order:

Order issued by the Honorable William H. Seals, Jr., Circuit Judge, dated 4 November 2024, and filed with the Clerk of Court for the Horry County Court of Common Pleas on 5 November 2024, and received by the Election Commission’s legal counsel on 5 November 2024.

A copy of the referenced Circuit Court Order is attached hereto as **Exhibit “A”** and incorporated herein by reference.

This appeal is based upon the following grounds:

1. The Circuit Court erred in exercising subject matter jurisdiction over the premature appeal by the Respondent, Carla Taylor (the “Ms. Taylor”), from the Election Commission’s decision rendered on 18 October 2024 prior to the Election Commission’s issuance of a final written decision in contravention of S.C. Code Ann. § 5-15-140 (Thomson Reuters West 2023).
2. The Circuit Court erred in failing to recognize and/or acknowledge the Election Commission’s explicit statutory authority under S.C. Code Ann. § 7-13-810 (Thomson Reuters West 2023) to consider after-discovered evidence of voter fraud.

3. The Circuit Court erred in disregarding the Supreme Court's precedent in *Gecy v. Bagwell*, 372 S.C. 237, 241, 642 S.E.2d 569, 571 (2007), which specifically authorizes consideration of after-discovered evidence of improper voter residency claims.

Respectfully submitted:

*PFLUG LAW FIRM*

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in their official capacities as members of the Town of  
Atlantic Beach Municipal Election Commission*

Charleston, South Carolina

7 November 2024