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Oct 09 2025

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM HORRY COUNTY
WILLIAM H. SEALS, JR., CIRCUIT COURT JUDGE

Appellate Case No. 2025-000796

Gabriel Barnhill and GSB Enterprises, LLC, Respondents,
v.

J. Floyd Swilley, J. Floyd Swilley Investment Advisors,
Laurel K. Swilley, SMG Partners, LLC, SMS Services, LP,
WCP Limited, LLC, 809 Holdings, LP, QC Financing, LLC
Heath Causey and Sage Financial Group, LLC, Defendants,

of which J. Floyd Swilley, Laurel Swilley and
Heath Causey are the Appellants.

AMENDED¹
NOTICE OF APPEAL

Appellants J. Floyd Swilley, Laurel Swilley, and Heath Causey (hereafter “Appellants”) appeal from the trial court’s (1) Form 4 Order dated June 18, 2024 denying the motion for relief from entry of default; (2) Form 4 Order filed July 15, 2024 denying reconsideration of the June 18, 2024 order; (3) Order filed November 6, 2024 granting judgment to Respondents against Appellants, which was received by Appellants on November 6, 2024; and (4) Order filed April 2,

¹ This Amended Notice has been amended for purposes of correcting a scrivener’s error in the initial notice that was pointed out in Respondents Brief. The error was that while the notice fully and correctly identified the fourth order of the lower court being appealed in this matter, attached by mistake in the place of that order being appealed was a copy of an unrelated order that is not being appealed in this matter. Copies of all four orders referenced in this notice, including an appropriate copy of that true fourth order on appeal herein, are attached hereto.

2025, which amended the November 6, 2024 order of judgment following cross-motions pursuant to Rule 59(e), with such order received by Appellants on April 2, 2025.

Respectfully submitted,

s/ Desa Ballard

Desa Ballard (S.C. Bar No. 498)
Harvey M. Watson III (S.C. Bar No. 74053)
Haley Hubbard (S.C. Bar No. 103195)

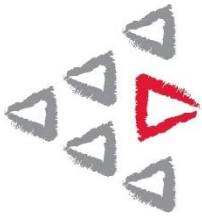
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ATTORNEYS FOR APPELLANTS

October 9, 2025

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Ballard & Watson
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PERSISTENT. UNWAVERING.

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October 9, 2025

Via Email (ctappfilings@sccourts.org)
The Honorable Jenny Abbot Kitchings
Court of Appeals Clerk of Court
Post Office Box 11629
Columbia, South Carolina 29211

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SC Court of Appeals

Re: *Gabriel Barnhill, et al. v. J. Floyd Swilley, et al.*
Appellate Case No.: 2025-000796

Dear Ms. Kitchings:

Enclosed for filing, please find an Amended Notice of Appeal, Initial Reply Brief, and Proof of Service for the above-referenced matter. By copy of this letter and as evidenced by the Proof of Service, this filing has been served upon counsel for the Respondent and the Amended Notice of Appeal will be filed with the Trial Court. If you have any questions, please do not hesitate to contact our office.

With warm personal regards, I am,

Sincerely yours,

Harvey M. Watson III
harvey@desaballard.com

Enclosures

cc: Via Email
Nate Fata, Esquire
Floyd Swilley
Laurel Swilley, Esquire
Heath Causey