

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

ON APPEAL FROM THE REVIEWING AUTHORITY
The Honorable Chief Judge H. Bruce Williams

Case No. 2023-001376
Related Case No. 2022-DR-10-03072

Justin McGeeAppellant,

v.

Lindsay F. McGee.....Respondent.

Notice of Appeal

This case arises under the South Carolina Homeland Security Act, S.C. Code Ann. §§ 17-30-10 *through* -145 (“the Homeland Security Act”). Under Section 17-30-110 of the Homeland Security Act, the “Reviewing Authority”—defined in S.C. Code Ann. § 17-30-10(9) as a three-judge panel of the Court of Appeals—entertained a Motion and Amended Motion to Suppress Evidence filed by Respondent-Petitioner Lindsay F. McGee (“Wife”). Appellant-Respondent Justin McGee (“Husband”) timely appeals the following orders from the Reviewing Authority:

- Order, August 20, 2025
- Order Denying Husband’s Petition for Rehearing and Rehearing *En Banc*, January 21, 2026
- Order of Chief Judge H. Bruce Williams denying Husband’s Motion to Dismiss, September 14, 2023
- Order of Chief Judge H. Bruce Williams granting Wife’s Motions for Leave to File Supplemental Reply and to Supplement the Record, November 27, 2023

- Order of Chief Judge H. Bruce Williams Certifying issues to the Honorable Spiros Ferderigos, Family Court Judge (“Special Referee”), December 5, 2023
- Order of Chief Judge H. Bruce Williams Certifying issues to the Special Referee, June 10, 2024

Husband likewise appeals from the following orders from the Special Referee:

- Special Referee’s Report and Proposed findings, dated May 3, 2024
- Special Referee’s Order from Initial Status Conference, December 15, 2023
- Special Referee’s Order from Second Status Conference, January 16, 2024
- Special Referee’s Order from Third Status Conference, February 12, 2024
- Special Referee’s Order from Fourth Status Conference, March 4, 2024
- Special Referee’s Interim Order, June 11, 2024
- Special Referee’s Order from Fifth Status Conference, June 24, 2024

Copies of the 13 orders are attached as **Exhibit A**.

Because of the novel nature of proceedings under the Homeland Security Act, the procedural mechanism to enable appellate review is unclear. Out of an abundance of caution, Husband contemporaneously files this Notice of Appeal with this Court from the decision of the Reviewing Authority under Rule 203(d)(1), SCACR; a Petition for a Writ of Certiorari with the South Carolina Supreme Court under Rules 242 and 245, SCACR; and a Motion to Transfer or Certify from the Court of Appeals with the South Carolina Supreme Court under Rules 204 and 214, SCACR.

[Signature on following page.]

NELSON MULLINS RILEY & SCARBOROUGH LLP

By: /s/ Matthew A. Abee

Matthew A. Abee, SC Bar No. 101100
E-Mail: matt.abee@nelsonmullins.com
1320 Main Street / 17th Floor
Post Office Box 11070 (29211-1070)
Columbia, SC 29201
(803) 799-2000

THEOS LAW FIRM, LLC

Jerry N. Theos, SC Bar No. 5518
E-Mail: jerry@theoslaw.com
Brittany M. Point, SC Bar No. 103976
E-Mail: brittany@theoslaw.com
11 State Street
Charleston, SC 29401
(843) 577-7046

Attorney for Petitioner Justin McGee

Columbia, South Carolina
February 20, 2026

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Proof of Service

I, the undersigned partner of the law offices of Nelson Mullins Riley & Scarborough LLP, attorneys for Respondent Justin McGee, certify that I have served all counsel in this action with a copy of the document(s) set forth below by email under *In re Methods of Electronic Filing and Service Under Rule 262 of the South Carolina Appellate Court Rules*, Appellate Case No. 2020-000447 (April 24, 2024):

Document(s): **Appellant's Notice of Appeal
Petition for a Writ of Certiorari
Motion to Transfer or Certify**

Counsel Served: Peter G. Currence
 3806 Kilbourne Rd
 Columbia, SC 29205
 pete@pgcmediation.com

 Richard G. Whiting
 Law Offices of Richard Whiting
 1515 Lady Street
 Columbia, SC 29201
 dick.whiting@whitinglawsc.com
 bonnie.kyzer@whitinglawsc.com

Brandon R. Gottschall
Hubbard & Gottschall Law
1320 Main Street, Suite 300
Columbia, South Carolina 29201
brg@hglawsc.com
aek@hglawsc.com
vlp@hglawsc.com

Counsel for Petitioner

Elizabeth J. Stringer
Elizabeth J. Stringer LLC
PO Box 12370
Charleston, SC 29422-2370
liz@stringerlaw.us

Guardian ad litem

NELSON MULLINS RILEY & SCARBOROUGH LLP

By: /s/ Matthew A. Abee

Matthew A. Abee, SC Bar No. 101100
E-Mail: matt.abee@nelsonmullins.com
1320 Main Street / 17th Floor
Post Office Box 11070 (29211-1070)
Columbia, SC 29201
(803) 799-2000

THEOS LAW FIRM, LLC
Jerry N. Theos, SC Bar No. 5518
E-Mail: jerry@theoslaw.com
Brittany M. Point, SC Bar No. 103976
E-Mail: brittany@theoslaw.com
11 State Street
Charleston, SC 29401
(843) 577-7046

Attorney for Petitioner Justin McGee

Columbia, South Carolina
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