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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals
Appellate Case No.: 2026-000122

APPEAL FROM Horry County
Court of Common Pleas

The Honorable B. Alex Hyman, Circuit Court Judge

Case No.: 2024-CP-26-08031

Michael Smith, Cynthia Vanaman-Setzer, Clarence E.
Frazer, Richard J. Owen, and Erika K. Farthing Plaintiffs

of whom Michael Smith, Cynthia Vanaman-Setzer, and
Clarence E. Frazer are the Appellants

vs.

The City of Myrtle Beach, South Carolina, and
GD CP Properties, LLC. Respondents

**DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL**

Appellants propose the following be included in the Record on Appeal:

ORDERS

- 1. Judge Hyman's Order of April 2, 2025
- 2. Judge Hyman's Order of October 7, 2025
- 3. Judge Hyman's Order of December 19, 2025

PLEADINGS

- 4. Summons, Appeal, Petition for Judicial Relief and Exhibits
- 5. Notice of Appeal and Exhibits
- 6. GD CP's Motion to Dismiss
- 7. City of Myrtle Beach's Motion to Dismiss
- 8. GD CP's Memorandum in Support of Motion to Dismiss and Exhibits
- 9. Plaintiffs' Memorandum in Opposition to Motions to Dismiss and Exhibits

10. Plaintiffs' 59(e) Motion to Reconsider
11. GD CP's Memorandum in Opposition

TRANSCRIPTS

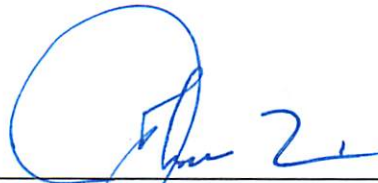
12. BZA Hearing Transcript (contained in the Record on Appeal filed by the City of Myrtle Beach in Case #2024CP2608031)
13. Transcript of March 26, 2025 Hearing

OTHER

14. Judge Hyman's email requesting no additional memoranda be filed regarding the Motion to Reconsider
15. Record on Appeal filed by City of Myrtle Beach in circuit court case
16. Zoning Ordinances of the City of Myrtle Beach:
 - Myrtle Beach Ordinance § 401
 - Myrtle Beach Ordinance § 503
 - Myrtle Beach Ordinance § 504
 - Myrtle Beach Ordinance § 506
 - Myrtle Beach Ordinance § 1603

I certify that this designation contains no matter which is irrelevant to this appeal.

April 3, 2026



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