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May 13, 2026

VIA EMAIL & US MAIL:
The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201
ctappfilings@sccourts.org

RECEIVED
MAY 18 2026
SC Court of Appeals

Re: ***Broad Creek Development, LLC v. Beaufort County***
Appellate Case No. 2025-000615

Dear Ms. Kitchings:

Please find enclosed for filing in this matter, on behalf of Broad Creek Development, LLC ("Appellant"), the following:

1. the Record on Appeal Volume 12; and
2. Proof of Service of Volume 12.

An unintentional error in the submission of the Record on Appeal came to our attention yesterday. Respondent's Designation of Matter filed January 20, 2026 designated *"Plaintiff/Landowner's Memo in Opposition to Priority under SCRCP 40(h) on March 29, 2023."* Plaintiff/Landowner filed two memoranda on March 29, 2023 and the incorrect memorandum was inadvertently selected for the record. The memorandum used in the Record appears in Volume 6, page 2025.

After speaking with the Case Manager, the document that Appellee intended to include in the Record is being submitted today in Volume 12, page 3839, along with a Certificate of Counsel and Proof of Service.

Opposing counsel of record is being served with this correspondence regarding the supplemental record by copy of the email transmitting the same.

Please advise if we can provide any further information.

Yours Sincerely,

Jeffrey S. Tibbals. Esq.
Enclosures

cc: Christopher L. Murphy, Esq. (via e-mail & US Mail)
Wesley A Southern, Esq. (via e-mail & US Mail)