

RECEIVED

Feb 07 2024

SC Court of Appeals

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

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

The Honorable Mikell R. Scarborough, Master-in-Equity

Appellate Case No.: 2023-001739
Civil Action No.: 2022-CP-10-03510

Richard Young and Jason Greene, Respondents,

v.

John W. Beasley a/k/a John W. Beasley, Sr. and Lillian Beasley in their individual capacities and as Trustees or as Successors in trust under the Beasley Living Trust dated August 14, 2018, and any amendments thereto, Bob Hollow Investments, LLC, Ann Pruitt, Seaside Plantation Owners Association, Inc., South Carolina Department of Revenue and the United States of America by and through its agency the Internal Revenue Services, Defendants.

Of whom John W. Beasley a/k/a John W. Beasley, Sr. and Lillian Beasley in their individual capacities and as Trustees or as Successors in trust under the Beasley Living Trust dated August 14, 2018, and any amendments thereto are the Appellants.

SUPPLEMENTAL RECORD ON APPEAL

Cheryl D. Shoun, SC Bar No. 5092
Rhett D. Ricard, SC Bar No. 102353
Markley Dennis, Jr., SC Bar No. 1639
MAYNARD NEXSEN, PC
205 King Street, Suite 400
Charleston, South Carolina 29401
(843)720-1707
cshoun@maynardnexsen.com
rricard@maynardnexsen.com
mdennis@maynardnexsen.com

Victoria W. Kurtz, SC Bar No. 103303
John C. Johnston, SC Bar No, 100140
JOHNSTON LAW, LLC
361 N. Shelmore Boulevard
Mt. Pleasant, South Carolina 29464
(843)535-9560
Victoria@johnstonlawsc.com
John@johnstonlawsc.com

ATTORNEYS FOR APPELLANTS

Ian D. McVey, SC Bar No. 71196
Lindsey M. Behnke, SC Bar No. 105719
Turner Padget Graham & Laney, PA
P.O. Box 1473
Columbia, South Carolina 29202
(803) 227-4267
imcvey@turnerpadget.com
lbehnke@turnerpadget.com

Joey R. Floyd, SC Bar No. 68491
Bruner Powell Wall & Mullins, LLC
Post Office Box 61110
Columbia, South Carolina 29260
(803) 252-7693
jfloyd@brunerpowell.com

ATTORNEYS FOR RESPONDENTS

INDEX

I. **ORDERS**

Order of Reference985

II. **CERTIFICATE OF COUNSEL.....989**

STATE OF SOUTH CAROLINA
COUNTY OF CHARLESTON

Richard Young and Jason Greene

Plaintiffs,

v.

John W. Beasley a/k/a John W. Beasley, Sr.
 and Lillian Beasley in their individual
 capacities and as Trustees or as successors in
 trust under the Beasley Living Trust dated
 August 14, 2018 and any amendments thereto,
 Bob Hollow Investments, LLC, Anna Pruitt,
 Seaside Plantation Property Owners
 Association, Inc., South Carolina Department
 of Revenue, and the United States of America
 by and through its agency the Internal Revenue
 Service,

Defendants.

**IN THE COURT OF COMMON PLEAS
 FOR THE NINTH JUDICIAL CIRCUIT**

CASE NO.: 2022-CP-10-03510

**MANDATORY ORDER OF
 REFERENCE**

Pursuant to Rule 53(b) of the South Carolina Rules of Civil Procedure, the above-entitled case is a non-jury action for foreclosure of a mortgage and may be mandatorily referred to a Master in Equity or Special Referee in the above-entitled county by order of a circuit court judge or the clerk of court.

IT NOW APPEARING that Defendants Anna Pruitt, Seaside Plantation Property Owners Association, Inc., and Bob Hollow Investments, LLC are in default pursuant to the Affidavits of Default filed with the Clerk of Court on January 24, 2023.

NOW, UPON MOTION of counsel for Plaintiffs;

IT IS ORDERED that this action be, and the same hereby is, referred to the Honorable Mikell R. Scarborough, Master in Equity for Charleston County, to take testimony and to direct entry of final judgment in this action under Rule 53(b), SCRCF, and all matters arising from or reasonably related to such action. Any appeal from the final judgment entered by the Master in Equity shall be to the Court of Appeals. The Master in Equity shall retain jurisdiction to perform all necessary acts incident to this foreclosure action including issuance of a writ of assistance or issuance of any rule to show cause including but not limited to any rule to show cause why a party should not be bound by the judgment of foreclosure. Further, the Master in Equity shall retain

jurisdiction to hear any action contesting the validity of the foreclosure action or sale or any motions pursuant to the South Carolina Rules of Civil Procedure including but not limited to Rule 60(b). Judicial sales will be conducted pursuant to S.C. Code Section 15-39-680 or on any other convenient sale date as may be determined by the Master in Equity.

The hearing shall be held in the Office of the Honorable Mikell Scarborough, as Master in Equity for Charleston County, located at:

Charleston County Courthouse
100 Broad Street, Suite 266
Charleston, SC 29401

__ Circuit Court Judge for Charleston County or
__ Clerk of Court for Charleston County

Charleston, South Carolina
_____, 2023.

[Signature to follow]

WE SO MOVE:

TURNER PADGET GRAHAM & LANEY, P.A.

/s/ Lindsey M. Behnke

Ian D. McVey, SC Bar No. 71196

Lindsey M. Behnke, SC Bar N. 105719

Post Office Box 1473

Columbia, South Carolina 29202

Telephone: 803-227-4267

Telephone: 803-227-4324

Facsimile: 803-400-1564

Facsimile: 803-400-1525

Email: imcvey@turnerpadget.com

Email: lbehnke@turnerpadget.com

BRUNER POWELL WALL & MULLINS, LLC

/s/ Joey R. Floyd

Joey R. Floyd, SC Bar No. 68491

PO Box 61110

Columbia, South Carolina 29260

Tel. (803)252-7693

Fax (803)254-0629

Email: jfloyd@brunerpowell.com

Attorneys for the Plaintiffs



Charleston Common Pleas

Case Caption: Richard Young , plaintiff, et al VS John W Beasley , defendant, et al

Case Number: 2022CP1003510

Type: Order/Referred to Master or Special Referee

So Ordered

s/Julie J. Armstrong, Charleston County Clerk of
Court, by BLC

Electronically signed on 2023-01-25 16:37:59 page 4 of 4

RECEIVED

Feb 07 2024

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

The Honorable Mikell R. Scarborough, Master-in-Equity

Appellate Case No.: 2023-001739
Civil Action No.: 2022-CP-10-03510

Richard Young and Jason Greene, Respondents,

v.

John W. Beasley a/k/a John W. Beasley, Sr. and Lillian Beasley in their individual capacities and as Trustees or as Successors in trust under the Beasley Living Trust dated August 14, 2018, and any amendments thereto, Bob Hollow Investments, LLC, Ann Pruitt, Seaside Plantation Owners Association, Inc., South Carolina Department of Revenue and the United States of America by and through its agency the Internal Revenue Services, Defendants.

Of whom John W. Beasley a/k/a John W. Beasley, Sr. and Lillian Beasley in their individual capacities and as Trustees or as Successors in trust under the Beasley Living Trust dated August 14, 2018, and any amendments thereto are the Appellants.

CERTIFICATE OF COUNSEL

The undersigned hereby certify that this Supplemental Record on Appeal contains all material proposed to be included by any of the parties and not any other material.

s/ Ian D. McVey

Ian D. McVey, SC Bar No. 71196

Lindsey M. Behnke, SC Bar No. 105719

Turner Padget Graham & Laney, PA

P.O. Box 1473

Columbia, South Carolina 29202

(803) 227-4267

imcvey@turnerpadget.com

lbehnke@turnerpadget.com

s/ Joey R. Floyd

Joey R. Floyd, SC Bar No. 68491

Bruner Powell Wall & Mullins, LLC

Post Office Box 61110

Columbia, South Carolina 29260

(803) 252-7693

jfloyd@brunerpowell.com

ATTORNEYS FOR RESPONDENTS