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Aug 17 2026
SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM SPARTANBURG COUNTY
Court of Common Pleas

The Honorable Jocelyn Newman, Circuit Court Judge

The Honorable Patrick C. Fant, III, Circuit Court Judge

Appellate Case No. 2025-001957
Lower Court Case No. 2024-CP-42-01687

Donald Roth,, Respondent

v.

The River Bend Sportsman's Resort, Inc., Riverbend Properties, Inc., Ralph H. Brendle, Paul J. Barnwell, Robert T. Estes, and Paul Lehner,Appellants.

RESPONDENT'S MOTION TO SUPPLEMENT THE RECORD ON APPEAL

Pursuant to Rules 212(b) and 240, SCACR, the undersigned counsel for the Respondent respectfully moves for leave to supplement the Record on Appeal with the October 24, 2024, and October 30, 2024, email correspondence from Fred W. Suggs, III to Kenneth C. Anthony, Jr., which was identified in the Record of Appeal's Index but omitted from the compiled Record. This Motion is made in good faith to ensure an accurate and complete Record on Appeal and not for purposes of delay.

WHEREFORE, Respondent respectfully requests that this Court grant leave to supplement the Record on Appeal with the omitted email correspondence, permit Respondent to

file an Appendix to the Record on Appeal containing that correspondence pursuant to Rule 212(c), SCACR, and further relief as the Court deems just and proper.

s/ Roni B. Payne

Fred W. "Trey" Suggs III, SC Bar No. 70222

Roni B. Payne, SC Bar No. 106693

Cassidy Coates Price, P.A.

1052 N. Church Street (29601)

Post Office Box 10529

Greenville, SC 29603

(864) 349-2616

Attorneys for Respondent

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PROOF OF SERVICE

I, the undersigned, do hereby state that I have on August 17, 2026, served copies of the **RESPONDENT'S MOTION TO SUPPLEMENT THE RECORD ON APPEAL** upon all other parties, through their attorney(s) of record, via electronic mail using the e-mail addresses listed in the Attorney Information System (AIS).

s/ Roni B. Payne

Fred W. "Trey" Suggs III, SC Bar No. 70222

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Greenville, SC 29603

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Attorneys for Respondent



Rebecca E. Pharr
rpharr@cassidycoates.com
864-349-2618

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SC Court of Appeals

Jenny Abbott Kitchings
Clerk, The Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

RE: Donald Roth v. The River Bend Sportsman's Resort, Inc., Riverbend Properties, Inc., Ralph H. Brendle, Paul J. Barnwell, Robert T. Estes, and Paul Lehner; C.A. No. 2024-CP-42-01687; CCP No.: 4119.0001

Dear Madam Clerk:

Enclosed please find the Respondent's Motion to Supplement the Record on Appeal, Appendix to Record on Appeal, along with the Proof of Service and a check (61017) for the filing cost associated with this Motion.

Please let us know if you have any questions regarding the enclosed.

Sincerely,

CASSIDY COATES PRICE, P.A.

Rebecca E. Pharr

Rebecca E. Pharr, Paralegal to
Fred W. "Trey" Suggs III
and Roni B. Payne

/rep

Enclosures:

Kenneth Anthony: kanthony@anthonylaw.com
Cindy Hogan: chogan@anthonylaw.com