

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

71339

R. Knox McMahon, Circuit Court Judge

Case No: 2011-CP-26-1718

Waterfall Investors 2, LLC and Raymond E. Cleary, III Appellants,

v.

Bank of North Carolina, Successor In Interest to Beach First National Bank Respondent.

NOTICE OF APPEAL

Defendants/Appellants files this Notice of Appeal in regard to the attached Orders Defendants received or about November 8, 2013 and February 11, 2014. The attached Orders appear to be finalized versions of the Jury Verdict and rulings of Judge R. Knox McMahon in regard to the Trial held on November 4 - 7, 2013, Plaintiff's Motion for New Trial and Judgment Notwithstanding the Verdict, and Order and Judgment of Foreclosure and Sale.



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(803) 787-0505
Attorneys for Appellants

Columbia, South Carolina
February 20, 2014

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SC Court of Appeals

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PROOF OF SERVICE

I certify that I have served the Notice of Appeal on the Respondent by depositing a copy of it in the United States Mail, postage prepaid, on February 20, 2014, addressed to its attorneys of record as follows:

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The Floyd Law Firm, PC
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SC Court of Appeals



Anissa Terpstra, Paralegal to
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Dated: February 20, 2014

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February 20, 2014

The Honorable Jenny Abbott Kitchings
Clerk for the South Carolina Court of Appeals
1015 Sumter Street
Columbia, SC 29201

Re: Bank of North Carolina, Successor In Interest To Beach First National Bank vs. Waterfall
Investors 2, LLC and Raymond E. Cleary, III
Civil Action No.: 2011-CP-26-1718
Our File No.: 24-1

Dear Ms. Kitchings:

Please find enclosed a Notice of Appeal in the above matter. Please also find enclosed our firm's check in the amount of \$100.00 to cover the filing fee.

If you have any questions, please feel free to contact me. Thank you for your consideration and cooperation.

Sincerely,



Anissa Terpstra, Paralegal to
Richard R. Gleissner

/amt

enclosures

cc: Bradley A. Floyd, Esquire (with enclosures)
Clayton Custer, Esquire (with enclosures)
Dr. Ray Cleary (with enclosures)
Horry County Clerk of Court (with enclosures)

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