

79479

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM MARION COUNTY
Court Of Common Pleas

RECEIVED

MAY 06 2016

The Honorable W. Haigh Porter, Special Referee

SC Court of Appeals

Case No: 2015-CP-33-280

PARTNERS 95, LLC and HSGCHG Investments, LLC Respondents,

v.

Riverdale Funding, LLC and Woodbridge
Mortgage Investment Fund 3, LLC Appellants.

NOTICE OF APPEAL

Pursuant to Rules 201 and 203 of the South Carolina Appellate Court Rules, Appellants Riverdale Funding, LLC and Woodbridge Mortgage Investment Fund 3, LLC hereby appeal the following Orders from the Marion County Court of Common Pleas: (1) the May 8, 2015 Entry of Default and subsequent Order Denying Defendants' Motion to Set Aside Default, which was signed on December 16, 2015 and filed on December 29, 2015; (2) the Order of Default Judgment, which was signed on April 6, 2016 and filed on April 7, 2016; and (3) the Order Denying Defendants' Emergency Motion for Stay

¹ By Order signed and filed on August 10, 2015, this action was referred pursuant to Rule 53, SCRCP, to the Honorable W. Haigh Porter, as Special Referee for Marion County, South Carolina, for the purpose of taking testimony and making findings of fact and conclusions of law, and with authority to render a final judgment in the cause, with direct appeal from said final judgment.

Pursuant to SCRCRCP 62 and for Alternate Forms of Relief Pursuant to SCRCRCP 52, 59, and 60, which was signed on April 26, 2016 and filed on May 2, 2016.

Appellants received written notice of entry of the April 7, 2016 Order of Default Judgment on April 11, 2016. Appellants received written notice of entry of the May 2, 2016 Order Denying Defendants' Emergency Motion for Stay Pursuant to SCRCRCP 62 and for Alternate Forms of Relief Pursuant to SCRCRCP 52, 59, and 60 on May 3, 2016.

GALLIVAN, WHITE & BOYD, P.A.

By: 

Amy L.B. Hill, SC Bar # 68541
Laura W. Jordan, SC Bar # 100374
PO Box 7368
Columbia, SC 29202
ahill@gwblawfirm.com
ljordan@gwblawfirm.com
(803) 779-1833 Ofc
(803) 779-1767 Fax

May 6, 2016

Attorneys for Appellants

William Taylor Stanley, SC Bar # 101377
Callison Tighe & Robinson, LLC
1812 Lincoln Street
PO Box 1390
Columbia, SC 29202-1390
taylorstanley@callisontighe.com
(803) 404-6900 Ofc
(803) 404-6902 Fax

ATTORNEYS FOR RESPONDENTS

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM MARION COUNTY
Court Of Common Pleas

RECEIVED

The Honorable W. Haigh Porter, Special Referee¹

MAY 06 2016

Case No: 2015-CP-33-280

SC Court of Appeals

PARTNERS 95, LLC and HSGCHG Investments, LLC Respondents

v.

Riverdale Funding, LLC and Woodbridge
Mortgage Investment Fund 3, LLC Appellants

CERTIFICATE OF SERVICE

I, the undersigned employee of Gallivan, White & Boyd, P.A., do hereby certify that I have caused the below referenced to be served via U.S. mail, postage prepaid, to all parties of record at the address(es) shown below.

Notice of Appeal


PARTIES SERVED:

William Taylor Stanley, Esquire
Callison Tighe & Robinson, LLC
PO Box 1390
Columbia, SC 29202-1390

The Honorable W. Haigh Porter
PO Box 4337
Florence, SC 29502-4337

The Honorable Sherry R. Rhodes
Marion County Clerk of Court
PO Box 295
Marion, SC 29571-0295

Date: May 6, 2016



Legal Assistant

¹ By Order signed and filed on August 10, 2015, this action was referred pursuant to Rule 53, SCRPC, to the Honorable W. Haigh Porter, as Special Referee for Marion County, South Carolina, for the purpose of taking testimony and making findings of fact and conclusions of law, and with authority to render a final judgment in the cause, with direct appeal from said final judgment.

LAURA W. JORDAN
Direct Dial: 803.724.1710
ljordan@gwblawfirm.com



Gallivan, White & Boyd, P.A.
— ATTORNEYS AT LAW —

1201 Main Street, Suite 1200 (29201)
Post Office Box 7368
Columbia, SC 29202-7368
803.779.1833 - TEL
803.779.1767 - FAX
www.gwblawfirm.com

May 6, 2016

RECEIVED

MAY 06 2016

SC Court of Appeals

VIA HAND DELIVERY

The Honorable Jenny Abbott Kitchings
SC Court of Appeals
1220 Senate Street
Columbia, SC 29201

Re: Partners 95, LLC and HSGCHG Investments, LLC vs. Riverdale Funding, LLC
and Woodbridge Mortgage Investment Fund 3, LLC
Case No.: 2015-CP-33-280
Our File No.: 9231-1

Dear Ms. Kitchings:

Enclosed for filing with the Clerk's Office is the original and one copy of the Notice of Appeal in the above-referenced matter. I would appreciate you filing the original and returning a clocked copy to me in the envelope provided for your convenience. I have included a check in the amount of \$100.00 to cover the cost of filing.

Thank you for your assistance in this matter.

With kind regards, I am

Sincerely,

GALLIVAN, WHITE & BOYD, P.A.

Laura W. Jordan

LWJ:keh

Enclosures

cc: The Honorable W. Haigh Porter
Marion County Clerk of Court
William Taylor Stanley, Esquire