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

Appeal from Horry County
Court of Common Pleas

R. Lawton McIntosh, Circuit Court Judge

Case No. 2011-CP-26-8314

Chester S. Hejna and Mary Ann Henja, Individually and
representing as a class, All Unit Owners of Magnolia
North Horizontal Regime as that class is defined below,

Respondents,

v.

Heritage Communities, Inc., Heritage Magnolia North,
Inc. and Buildstar Corporation,

Appellants.

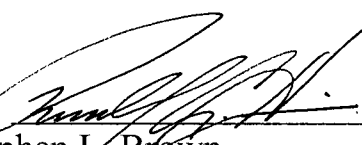
NOTICE OF APPEAL

YOUNG CLEMENT RIVERS, LLP
Stephen L. Brown
Russell G. Hines
Post Office Box 993
Charleston, South Carolina 29402
(843) 720-5488
Attorneys for the Appellants

The Appellants, Heritage Communities, Inc., Heritage Magnolia North, Inc. and Buildstar Corporation, hereby appeal the order of the Honorable R. Lawton McIntosh entered March 21, 2016 (dated March 16, 2016), and also Judge McIntosh's order entered May 18, 2016 (dated May 16, 2016). Copies of the appealed orders are attached hereto and incorporated herein by reference. The Appellants received written notice of entry of the most recent order on May 25, 2016.

Respectfully submitted,

YOUNG CLEMENT RIVERS, LLP

By: 
Stephen L. Brown
Russell G. Hines
Post Office Box 993
Charleston, South Carolina 29402
(843) 720-5488
Attorneys for the Appellants

Charleston, South Carolina

Dated: 6/13/16

Other counsel of record:

Philip C. Thompson, Esquire
John P. Henry, Esquire
Thompson & Henry, PA
P.O. Box 1740
Conway, SC 29528-1740
Attorneys for the Respondents

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

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Court of Common Pleas

R. Lawton McIntosh, Circuit Court Judge

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JUN 15 2016

SC Court of Appeals

Case No. 2011-CP-26-8314

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Appellants.

PROOF OF SERVICE

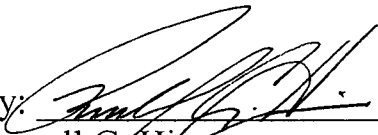
YOUNG CLEMENT RIVERS, LLP
Stephen L. Brown
Russell G. Hines
Post Office Box 993
Charleston, South Carolina 29402
(843) 720-5488
Attorneys for the Appellants

I, Russell G. Hines, of Young Clement Rivers, LLP, counsel for the Appellants above named, do hereby certify that I have served the Appellants' **Notice of Appeal** on the above-named Respondents by depositing a copy of the same in the United States Mail, postage prepaid, on June 13, 2016, addressed as follows to their counsel of record:

Philip C. Thompson, Esquire
John P. Henry, Esquire
Thompson & Henry, PA
P.O. Box 1740
Conway, SC 29528-1740

I also certify that I have provided a copy of this Notice of Appeal to the lower court for filing via today's mail.

YOUNG CLEMENT RIVERS, LLP

By: 

Russell G. Hines

Charleston, South Carolina

Dated: 6/13/16



State of South Carolina
The Circuit Court of the Tenth Judicial Circuit

R. Lawton McIntosh
Judge

Post Office Box 8002
100 South Main Street
Anderson, SC 29622-8002
Phone: (864) 260-4059
Fax: (864) 224-6320
lmcintoshj@sccourts.org

May 16, 2016

The Honorable Melanie Huggins-Ward
Horry County Clerk of Court
P.O. Box 677
Conway, SC 29528-0677

Dear Madam Clerk:

Please find enclosed an original Order which has been signed by Judge McIntosh in the following matter:

Chester S. Hejna, et al v. Heritage Communities, Inc., et al
CA #: 2011-CP-26-8314

Thank you for your assistance.

Sincerely,

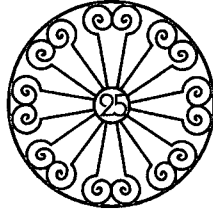
A handwritten signature in black ink, appearing to read "Elizabeth Nicholson".

Elizabeth Nicholson
Law Clerk to R. Lawton McIntosh, Judge
Tenth (10th) Judicial Circuit

efn

enclosure

2016 MAY 18 PM 2:13



YCR LAW
Young Clement Rivers, LLP

Russell G. Hines
Partner

Direct Dial: (843) 720-5488
Direct Fax: (843) 579-1327
E-mail: RHines@ycrlaw.com

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JUN 15 2016

SC Court of Appeals

June 13, 2016

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

Re: Chester S. Hejna and Mary Ann Henja, Individually and Representing as a Class,
All Unit Owners of Magnolia North Horizontal Regime as That Class is Defined
Below, v. Heritage Communities, Inc., Heritage Magnolia North, Inc. and
Buildstar Corporation
Case No.: 2011-CP-26-8314
Claim No.: H0465752001
YCR File: 1952-20061504

Dear Ms. Kitchings:

Enclosed for filing with regard to the above-referenced matter please find the following:

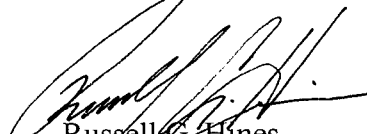
- The original and two (2) copies of a **Notice of Appeal**;
- The original and two (2) copies of a **Proof of Service** regarding the same;
- Three (3) copies each of the orders referenced in/attached to the Notice of Appeal;
and
- Our firm's check in the amount of \$100.00 for the required filing fee.

Kindly return a stamped copy of each filed document to us in the envelope provided.

By copy of this correspondence, I am serving the Notice of Appeal upon the Respondent and also providing the Notice of Appeal to the Clerk of the Circuit Court for filing. With best wishes and kindest regards, I am

Sincerely,

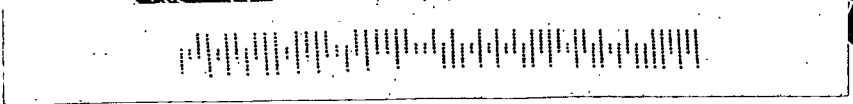
YOUNG-CLEMENT RIVERS, LLP


Russell G. Hines
Partner

RGH/amj

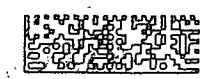
Enclosures

cc: Philip C. Thompson, Esquire, Thompson & Henry, P.A.
John P. Henry, Esquire, Thompson & Henry, PA
Honorable Melanie Huggins-Ward, Horry County Clerk of Court



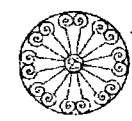
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YCR LAW

25 Calhoun Street, Suite 400
P.O. Box 993
Charleston, SC 29402-0993

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1952-
20061504

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

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SC Court of Appeals