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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

The Honorable Tanya A. Gee
Circuit Court Judge

Case No. 2014-CP-40-07917

Appellate Case No. 2015-001845

John M. McIntyre and Silver Oak Land
Management LLC, Appellants,
v.
Securities Commissioner of South Carolina, Respondent.


Appellants' Motion to allow a Supplemental Designation of Matters

Pursuant to Rules 240 and 212(b), SCACR, Appellants moves this Court for an order allowing the filing of a supplemental designation of matter in the above appeal. Appellants are working to compile the record on appeal, and, in so doing, Appellants' counsel noticed that one item cited in their appellate briefing was inadvertently omitted from their Designation of Matters filed on June 15, 2016.

Appellants request this Court allow supplementation of the record on appeal with the with the following material for inclusion in the record on appeal—EXHIBITS: Silver Oak Energy Operating Agreement. See Supplemental Designation of Matters, attached hereto as Exhibit A. No party will be prejudiced by this inclusion because the document was presented to the trial court and is proper for inclusion in the record on appeal pursuant to Rule 209(c), SCACR.

Currently, the record on appeal is due to be served on September 14, 2016. Appellants will prepare a supplemental record on appeal in accordance with Rule 212(c), SCACR, with the above exhibit should the current service date arise prior to action on this motion.

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Columbia, South Carolina

September 6, 2016



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**APPELLANTS' SUPPLEMENTAL DESIGNATION OF MATTER
FOR THE RECORD ON APPEAL**

Pursuant to Rule 209, SCACR, Appellants supplement their designation of matter filed on June 15, 2016 with the following material for inclusion in the record on appeal:


EXHIBITS:

1. Silver Oak Energy Operating Agreement

Undersigned counsel certifies, pursuant to Rule 209(c), SCACR, that the designation contains no matter which is irrelevant to the appeal.

{Signature Page Follows}

NELSON MULLINS RILEY & SCARBOROUGH LLP

By:  _____

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PROOF OF SERVICE


I, the undersigned Paralegal of the law offices of Nelson Mullins Riley & Scarborough LLP, attorneys for John M. McIntyre and Silver Oak Land Management LLC, do hereby certify that I have served all counsel in this action with a copy of the pleading(s) hereinbelow specified at the following address(es):

Documents Served: **APPELLANTS' MOTION TO ALLOW a SUPPLEMENTAL DESIGNATION OF MATTER**

Counsel Served: U.S. Mail
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Andrew F. McLeod, Esq.
South Carolina Attorney General's Office
Securities Division
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Meredith S. Keane
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September 6, 2016

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Hand Delivered

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

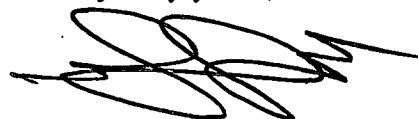
RE: John M. McIntyre and Silver Oak Land Management LLC v.
Securities Commission of South Carolina
Appellate Case No. 2015-001845
Our File No. 48625/01500

Dear Ms. Kitchings:

Enclosed for filing in the above-reference matter please find the original and seven (7) copies of the Appellants' Motion to Allow a Supplemental Designation of Matter with the Supplemental Designation of Matter. We enclose our check in the amount of 25.00 as the filing fee for this motion. Please return a clocked-in copy to us via our courier.

By copy of this letter, we are serving all counsel with this document.

Very truly yours,



Michael J. Anzelmo

MJA:mws
Enclosures

cc: Tracy A. Meyers, Esq.
Andrew F. McLeod, Esq.
Robert V. Mathison, Jr., Esq.