

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM BEAUFORT COUNTY  
Court of Common Pleas

Carmen T. Mullen, Circuit Court Judge

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Case No. 2013-CP-07-2251

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Nell Barnwell Hay and Edward Barnwell,

Respondents,

v.

Chauncey N. Brown-Barnwell, Janice Barnwell, Bank of New York, Trust Under Agreement Dated 12/1/1 (EQCC Trust 2001-2) and all Persons claiming right, title, estate interest in or lien upon the real estate described, and any known heirs or persons being as a class identified as John Doe, whose true names are unknown, and any unborn infants or persons under disability being a class designated as Richard Roe, whose true names are unknown, Defendants

Of whom Chauncey N. Brown-Barnwell and Janice Barnwell are the

Appellants.

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MOTION TO SUPPLEMENT RECORD ON APPEAL

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Drake H. Kaiser, Esq.  
Post Office Box 212940  
Columbia, South Carolina 29221  
(803) 394-2107  
Attorney for Respondents

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SEP 23 2016  
SC Court of Appeals

NOW COME the Respondents, by and through their undersigned attorney, who would show this Honorable Court as follows:

WHEREAS Appellants served their Designation of Matter to be Included in Appeal Record on Respondents by U.S. Mail on or about July 15, 2016; and

WHEREAS Respondents served their Designation of Matter to be Included in Appeal Record on Appellants by U.S. Mail on or about August 12, 2016; and

WHEREAS Appellant served the Record of Appeal on Respondent by U.S. Mail on or about September 8, 2016; and


WHEREAS said Record of Appeal fails to include Proof of ADR or Exemption of December 9, 2016 and Appellant-executed Quitclaim Deeds as specified in Respondent's Designation of Matter to be Included in Appeal Record; and

WHEREAS a copy of the proposed Supplemental Record on Appeal is attached hereto and incorporated by reference;

NOW THEREFORE, Respondent respectfully moves for permission to supplement the record to include the omitted documents.

I SO MOVE:

September 21, 2016

  
Drake H. Kaiser, Esq.  
Post Office Box 212940  
Columbia, South Carolina 29221  
(803) 394-2107  
Attorney for Respondents

STATE OF SOUTH CAROLINA )  
)  
Nell Barnwell Hay and Edward Barnwell, Jr. )  
Plaintiffs, )  
vs. )  
)  
Chauncey N. Brown-Barnwell and )  
Janice Barnwell )  
Defendant. )  
----- )

IN THE COURT OF APPEALS

**CERTIFICATE OF SERVICE**

Appellate Case No. 2016-001010

I, Drake H. Kaiser, Esq., an attorney of the law firm of Kaiser Reddick, LLC, do hereby certify that one copy of the below mentioned document(s) was/were duly served upon the person(s) listed below by depositing said paper(s) in the United States Mail, Columbia, South Carolina on the **September 22, 2016**, with the first class postage duly affixed and a return address clearly indicated on the envelope.

**DOCUMENTS SERVED:**

Motion to Supplement Record on Appeal with (proposed) Supplemental Record on Appeal

**PERSON(S) SERVED:**

Chauncey and Janice Barnwell  
98 Union Cemetery Road  
Hilton Head, SC 29926



Drake H. Kaiser, Esq.

Columbia, South Carolina

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