

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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. 2014-CP-26-8367
(Formerly 2013-CP-26-2816)

Appellate Case No. 2016-001377

RECEIVED
OCT 13 2016
SC Court of Appeals

Gabriel Barnhill & GSB Enterprises LLC..... Respondents

v.

J. Floyd Swilley, J. Floyd Swilley Investment Advisors, Laurel K. Swilley, SMG Partners, LLC, SMS Services, LP, William C. Piner, WCP Limited, LLC, 809 Holdings, LP, QC Financing, LLC, Heath Causey, and Sage Financial Group, LLC, J. Floyd Swilley SMG Partners, LLC, Alicia A. Piner, Heath Causey, Sage Advisory Group, L.P., Sage Private Equity Group, Secured Asset Factoring Exchange, Inc., SAFE, Inc., Digics, LLC, 9-1-1, Plumbing, LLC, and Sage Funding, L.P., Christopher Pitcock, Defendants,

Of Whom Heath Wendell Causey is the Appellant

NOTICE OF MOTION AND SECOND MOTION FOR EXTENSION
OF TIME TO FILE INITIAL BRIEF AND DESIGNATION OF MATTER

Respondents Gabriel Barnhill & GSB Enterprises, LLC moves before this Honorable Court for an extension of ten days (10) days to file their Initial Brief and Designation of Matter on Appeal in response to the Initial Brief of Causey filed on August 22, 2016. Due to Hurricane Matthew and the evacuation, counsel for the

Respondents does not believe he will have sufficient time to complete the Initial Brief and Designation of Matter by its current due date of October 19, 2016. Therefore, Respondents are requesting a ten (10) day extension until October 29, 2016. Respondents appreciate the Court's consideration.

NATE FATA, F.A.



Nate Fata, Esq. (SC No. 009866)
Post Office Box 16620
Surfside Beach, SC 29587
843-238-2676

October 11, 2016

Attorney for Respondents

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

RECEIVED
OCT 13 2016
SC Court of Appeals

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. 2014-CP-26-8367
(Formerly 2013-CP-26-2816)

Appellate Case No. 2016-001377

Gabriel Barnhill & GSB Enterprises LLC..... Respondents

v.

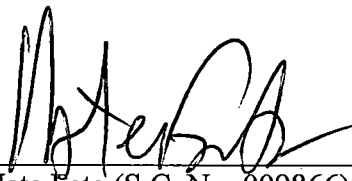
J. Floyd Swilley, J. Floyd Swilley Investment Advisors, Laurel K. Swilley, SMG Partners, LLC, SMS Services, LP, William C. Piner, WCP Limited, LLC, 809 Holdings, LP, QC Financing, LLC, Heath Causey, and Sage Financial Group, LLC, J. Floyd Swilley SMG Partners, LLC, Alicia A. Piner, Heath Causey, Sage Advisory Group, L.P., Sage Private Equity Group, Secured Asset Factoring Exchange, Inc., SAFE, Inc., Digics, LLC, 9-1-1, Plumbing, LLC, and Sage Funding, L.P., Christopher Pitcock, Defendants,

Of Whom Heath Wendell Causey is the Appellant

PROOF OF SERVICE

I certify that I have served the Notice of Motion and Second Motion For Extension of Time To File Reply Brief and Designation of Matter of Respondents on Heath Wendell Causey, Pro Se and F. Miles Adler, Esq. by depositing a copy of same in the United States Mail, postage prepaid, on October 11, 2016, addressed to Heath Wendell Causey, 1705 N. Oak Street, Suite 2, Myrtle Beach, SC 29577 and F. Miles Adler, Esquire, Adler Law Firm, LLC, P.O. Box 4743, Pawleys Island, SC 29585.

October 11, 2016



Nate Fata (S.C. No. 009866)

Nate Fata, P.A.

Post Office Box 16620

Surfside Beach, SC 29587

(843) 238-2676

Attorney for Respondents

NATE FATA, P.A.
ATTORNEY AT LAW

P.O. Box 16620
THE COURTYARD, SUITE 215
SURFSIDE BEACH, SOUTH CAROLINA 29587
TELEPHONE (843) 238-2676
TELECOPIER (843) 238-0240
NFATA@FATALAW.COM

RECEIVED

OCT 13 2016

SC Court of Appeals

VIA U.S. MAIL

October 11, 2016

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

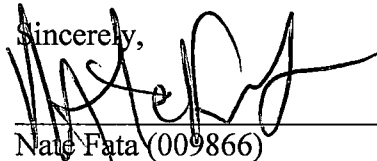
Re: Gabriel Barnhill and GSB Enterprises, LLC vs. Heath Wendell Causey
Appellate Case No. 2016-001377

Dear Ms. Kitchings:

Enclosed for filing are an original and six copies of Respondents' Second Notice of Motion and Motion for Extension of Time to File its Initial Brief and Designation of Matter and Proof of Service of same. I enclose a check in the amount of \$25 for the filing fee. Due to Hurricane Matthew and the evacuation, I respectfully request a 10-day extension so that the Respondents' Initial Brief is now due October 29, 2016.

We appreciate the Court's consideration.

Sincerely,



Nate Fata (009866)

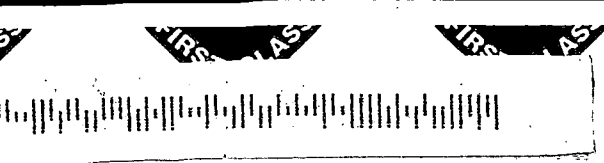
Nate Fata, P.A.
Post Office Box 16620
Surfside Beach, SC 29587
(843) 238-2676
Attorney for Respondents

cc:

Heath Wendell Causey
1705 N. Oak Street, Suite 2
Myrtle Beach, SC 29577
Appellant, Pro Se

F. Miles Adler, Esquire
Adler Law Firm, LLC
P.O. Box 4743
Pawleys Island, SC 29577

✓



FIRST CLASS

FIRST CLASS

neopost[®]
10/11/2016
US POSTAGE \$001.9

FIRST-CLASS

ZIP 2957
041L10243

First Class Mail

First Class Mail

Nate Fata, P.A.
P.O. Box 16620
Surfside Beach, SC 29587

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

RECEIVED
OCT 13 2016
SC Court of Appeals