

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Master in Equity

The Honorable Joseph M. Strickland, Richland County Master in Equity

Civil Action No. 2016-CP-40-00431

CCH of Richland County, LLC

Respondent,

v.

H&M Real Estate Holdings, LLC,
JZB Group, LLC a/k/a The JZB
Group, LLC, and Mitch B. McGuirt,

of whom H&M Real Estate
Holdings, LLC,

Appellants.

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NOTICE OF APPEAL

H&M Real Estate Holdings, LLC appeals the order of the Honorable Joseph M. Strickland dated November 4, 2016. The order was issued at the hearing held November 4, 2016. See Notice of Hearing enclosed as Exhibit "A". At the hearing the Court denied the Appellants Motion for Relief from Judgment Pursuant to Rule 60(b) SCRCP and SCRCP Rule 62(b) SCRCP.

The Court made a verbal ruling at the hearing and a written order has yet to be issued. The Appellant's motion was filed with the Richland County Clerk of Court on November 3, 2016 and a time stamped copy has yet to be received by undersigned counsel. Enclosed as Exhibit "B" is a copy of the Appellant's motion and email correspondence sent to the Master in Equity and all counsel of record November 2, 2016. The Appellant's are now filing this Notice of Appeal with a Motion for Ex Parte Relief: Writ of Supersedeas, see enclosed "Exhibit C", seeking to stay the sale of the Appellant's real property at the November 7, 2016 judicial sale pending the disposition of the matter being appealed.

November 7 2016



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I certify that I have served the Notice of Appeal, Notice of Motion and Motion for Ex Parte Relief: Writ of Supersedeas with Verification addressed to the counsel of record set forth below by electronic transmission/email and by depositing a copy of same in the United States Mail, postage prepaid, on November 7, 2016. Provided

however that all personal financial information provided to the Court is not being provided to counsel of record.

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F. MILES ADLER

ATTORNEY AT LAW

November 7, 2016

VIA EMAIL TO ECARTER@SCCOURTS.ORG AND U.S. MAIL

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

Re: CCH of Richland County, LLC v H&M Real Estate Holdings, LLC et al
C/A No.: 2016-CP-40-00431

Dear Ms. Kitchings:

Enclosed for filing is a Notice of Appeal with an original and six copies of Appellant's Motion for Ex Parte Relief: Writ of Supersedeas with Verification (enclosed as Exhibit "C" to the Notice of Appeal) in the above-captioned case. **For the reasons set forth in the motion I respectfully request an expedited decision in this matter.** Also enclosed are the following:

1. Proof of Service of the Notice of Appeal with Motion and Exhibits on the Respondents.
2. Our check for the \$100.00 filing fee.
3. Our check for the \$25.00 motion filing fee.

Please advise the Court that I have not included Exhibit 5 in the copy of the pleadings that I have served on counsel of record. Exhibit 5 is personal financial information relative to the request made in the motion that is of a sensitive and confidential nature and relevant only to Appellant's motion for writ of supersedeas and therefore for the Court's eyes only.

Please return a clocked copy to us in the self-addressed, stamped envelope provided.

By copy of this letter, I hereby serve the Respondents, through counsel of record with the Notice of Appeal, Notice of Motion and Motion for Ex Parte Relief with Verification.

Thank you for your kind assistance in this matter.

Sincerely,



F. Miles Adler

Enclosures

cc w/enc.: J. Kershaw Spong
Michael M. Beal
Kenneth E. Ormond

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