

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

Mikell R. Scarborough, Master in Equity

Case No. 2010-CP-10-2432

**RECEIVED**

DEC 15 2016

SC Court of Appeals

Barry M. Stephens, .....Appellant,

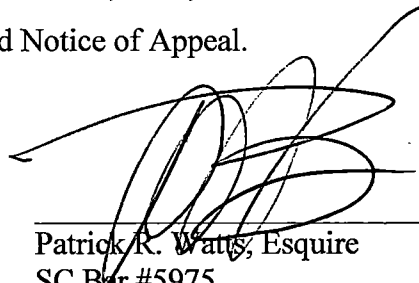
v.

RREF RB-SC Folly Beach, LLC, BDT Projects, LLC, f/k/a Folly Heed,  
LLC, SRD Builders, LLC, David K. Draper, Timothy T. Rogers,  
Crestline Homes, Inc., Thomas D. Calcote, Peacock Investments, LLC,  
and Eric Wade ..... Respondents.

**AMENDED  
NOTICE OF APPEAL**

Barry M. Stephens appeals the Order of the Honorable Mikell R. Scarborough dated October 27, 2016, enrolled on October 28, 2016. Appellants received written notice of entry of the Order on November 9, 2016. By letter dated December 5, 2016, the South Carolina Court of Appeals granted Appellant leave to file this Amended Notice of Appeal.

December 13, 2016  
Summerville, South Carolina



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and Eric Wade ..... Respondents.

**PROOF OF SERVICE**

I certify that I have served a copy of the Amended Notice of Appeal and Proof of Service upon the parties named below, by depositing such with the United States Postal Service, postage prepaid, properly addressed to the addresses below the names, on December 13, 2016.

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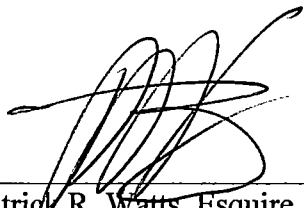
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Hon. Mikell R. Scarborough  
Charleston County Master in Equity  
100 Broad Street, Suite 266  
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Hon. Julie J. Armstrong  
Charleston County Clerk of Court  
100 Broad Street, Suite 106  
Charleston, South Carolina 29401

December 13, 2016  
Summerville, South Carolina



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December 13, 2016

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

**RECEIVED**

DEC 15 2016

SC Court of Appeals

Re: Appellate Case No.: 2016-002422  
Barry M. Stephens, Appellant, v. RREF RB-SC Folly Beach, LLC, BDT Projects, LLC, f/k/a Folly Heed, LLC, SRD Builders, LLC, David K. Draper, Timothy T. Rogers, Crestline Homes, Inc., Thomas D. Calcote, Peacock Investments, LLC, and Eric Wade, Respondents

Dear Ms. Kitchings:

In accordance with your gracious December 5, 2016, letter, please accept for filing and action with the referenced case the following items.

- o Amended Notice of Appeal to all parties and attorneys of record
- o Proof of Service

Kindly return clocked copies to me in the return envelope I provide.

I also include copies of the following pleadings from the record in order to clarify the changes in the caption since the case was commenced in 2010.

- o Summons and Complaint filed March 24, 2010
- o Answer of BDT Projects, LLC f/k/a Folly Heed, LLC, SRD Builders, LLC, Barry M. Stephens, David K. Draper and Timothy T. Rogers filed June 7, 2010
- o Order on Plaintiff's Motion to Alter or Amend and for Rule to Show Cause filed August 1, 2012
- o Consent Order allowing Intervention filed April 21, 2016
- o Motion and Order granting Eric Wade's Motion to Intervene filed June 3, 2016

Naturally, contact me if you see anything amiss. Thank you.

Sincerely,

  
Patrick R. Watts

cc: J.R. Jones, Jr., Esq. (w/encl.)  
M.G. Abney, Esq. (w/encl.)  
M.K. McTighe Mellen, Esq. (w/encl.)  
F.B.B. Knowlton, Esq. (w/encl.)  
S.M. French, Esq. (w/encl.)  
B.S. Halverson, Esq. (w/encl.)  
Crestline Homes, Inc. (w/encl.)  
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D.F. Blanchard, Esq. (w/encl.)  
L.D. Duffy, Esq. (w/encl.)  
G.H. O'Kelley, III, Esq. (w/encl.)  
Hon. M.R. Scarborough. (w/encl.)  
Hon. J.J. Armstrong. (w/encl.)

PRW/sfd

A handwritten signature in black ink, consisting of several overlapping loops and a long horizontal stroke extending to the left.

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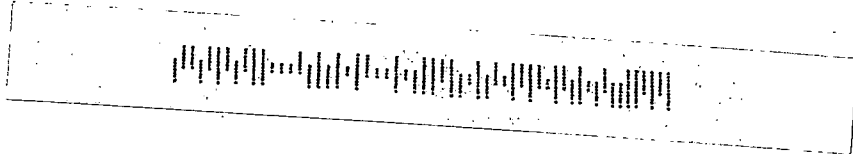


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SC Court of Appeals

**FIRST CLASS**

Honorable Jenny Abbott Kitchings  
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