

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM HORRY COUNTY  
Court of Common Pleas

The Honorable R. Lawton McIntosh, Circuit Court Judge

Civil Action No. 2014-CP-26-08367  
(formerly 2013-CP-26-02816)

**Appellate Case No. 2016-001377**

Gabriel Barnhill and 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  
Piner, Heath Causey, Sage Advisory Group LP,  
Sage Private Equity Group LLC, Secured Asset  
Factoring Exchange, Inc, SAFE, Inc, Digics, LLC,  
9-1-1 Plumbing, LLC, and Sage Funding, LP  
and Christopher Pitcock,

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JUN 28 2017

**SC Court of Appeals**

of whom J. Floyd Swilley and Laurel K.  
Swilley are the

Appellants.

NOTICE OF MOTION AND MOTION TO AMEND RECORD ON APPEAL AND  
SUPPLEMENT BY APPELLANTS J. FLOYD SWILLEY AND LAUREL K. SWILLEY

Counsel for both Appellants J. Floyd Swilley and Laurel K. Swilley hereby respectfully move before the Court, pursuant to Rule 240(a) SCACR, for an order permitting Appellants to file and Amended Record on Appeal and Supplement the Amended Record on Appeal.

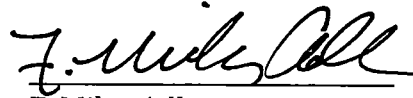
This Motion and the extension request are the result of an exchange between counsel for Respondents and undersigned counsel regarding certain documents Counsel for Respondent required to be included in the Record on Appeal. Respondent's Counsel alerted undersigned counsel upon receipt of the Record on Appeal that the Record on Appeal prepared by undersigned counsel required the addition of certain other documents and revisions to comply with the requirements of Rule 210 SCACR. Counsel for Appellants and Respondents have consulted with each other and have agreed on what documents and revisions are required to conform to the requirements of Rule 210(c) SCACR.

Accordingly, the Appellants respectfully request the Court to enter an Order allowing Appellants to Amend and Supplement the Record on Appeal so that all relevant documents stipulated to by Respondents' counsel and agreed to by undersigned counsel are in the Record on Appeal.

End of Motion – Signature on Following Page

June 26, 2017

I SO MOVE:



F. Miles Adler  
ADLER LAW FIRM, LLC  
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*Attorney for Appellants*

Counsel of Record:

Nate Fata, P.A.  
P.O. Box 16620  
Surfside Beach, SC 29587  
T: 843.238.2676  
*Attorney for Respondents*

Pro Se Defendants:

Heath Causey  
1035 Pinwheel Loop  
Myrtle Beach, SC 29577

**Signature Page for Appellant's Motion to Amend the Record on Appeal and Supplement**

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of whom J. Floyd Swilley and Laurel K.  
Swilley are the

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PROOF OF SERVICE

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I certify that I have served the Notice of Motion and Motion to Amend and Supplement the Record on Appeal by Appellants J. Floyd Swilley and Laurel K. Swilley by depositing a copy of it in the United States mail, postage prepaid, on June 26, 2017 addressed to the following:

Counsel of Record:

Nate Fata, P.A.  
P.O. Box 16620  
Surfside Beach, SC 29587  
T: 843.238.2676  
*Attorney for Respondents*

Pro Se Defendant:

Heath Causey  
1035 Pinwheel Loop  
Myrtle Beach, SC 29577

  
\_\_\_\_\_  
F. Miles Adler

F. MILES ADLER

ATTORNEY

June 26, 2017

**VIA U.S. MAIL**

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

Re: Gabriel Barnhill and GSB Enterprises, LLC v J. Floyd Swilley et al.  
Appellate Case No.: 2016 -001328

Dear Ms. Kitchings,

Enclosed for filing please find Appellants' Notice of Motion and Motion to Amend and Supplement the Record on Appeal and Proof of Service of same.

Please also find enclosed a check for \$25.00 which constitutes the filing fee.

Thank you for your kind assistance in this matter.

Sincerely,



F. Miles Adler

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SC Court of Appeals

CC: Nate Fata  
Heath Causey, Pro Se  
Client (*via email*)

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27 JUN 2017 PM



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

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**SC Court of Appeals**

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