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THE STATE OF SOUTH CAROLINA
In the Court of Appeal

APPEAL FROM Horry COUNTY
Court of Common Pleas

William H. Seals, Jr., Circuit Court Judge

RECEIVED
JAN 08 2018
SC Court of Appeals

Case No. 2016-CP-26-00673

Jim Perkins, Colleen Franke, a/k/a Colleen Franke Perkins, Mark Dos Santos, Nancy Moore, William Moore, Steven Dame, Errol Dos Santos, and Jeffrey Richardson, individually in their capacity as derivative shareholders of Ocean Front Spa Horizontal Property Regime, Inc., Plaintiffs,

Of whom Mark Dos Santos is Appellant,

v.

Ocean Front Spa Horizontal Property Regime, Inc., Walter Jordan, Ralph Jump, Ray Coghill, John Doe past board directors of Ocean Front Spa Horizontal Regime, Inc., The Myrtle Beach Resort Homeowners Association, Inc., Phil Cox, Bill Cameron, Stanley Jordan, Wayne Urban, Ken Perkins, John Doe past board directors of the Myrtle Beach Resort Homeowners Association, Inc. and K.A. Diehl and Associates, Inc., . Respondents.

Case No. 2016-CP-26-00674

Jim Perkins, Colleen Franke, a/k/a Colleen Franke Perkins, Mark Dos Santos, Nancy Moore, William Moore, Steven Dame, Errol Dos Santos, and Jeffrey Richardson, on behalf of themselves and all other similarly situated, Plaintiffs,

Of whom Mark Dos Santos is Appellant,

v.

The Myrtle Beach Resort Homeowners Association, Inc., Phil Cox, Bill Cameron, Stanley Jordan, Walter Jordan, Wayne Urban, Ken Perkins, and John Doe Past board of directors of The Myrtle Beach Resort Homeowners Association, Inc., Respondents.

Case No. 2016-CP-26-00743

Jim Perkins, Colleen Franke, a/k/a Colleen Franke Perkins, Mark Dos Santos, Nancy Moore, William Moore, Steven Dame, and Errol Dos Santos, and Jeffrey Richardson, individually in their capacity as derivative shareholders, Plaintiffs,

O whom Mark Dos Santos is Appellant,

v.

K.A. Diehl and Associates, Inc., The Myrtle Beach Resort Homeowners Association, Inc., Phil Cox, Bill Cameron, Stanley Jordan, Wayne Urban, Walter Jordan, Ken Perkins, and John Doe past board directors of The Myrtle Beach Resort Homeowners Association, Inc., Respondents.

Case No. 2016-CP-26-00744

Jim Perkins, Colleen Franke, a/k/a Colleen Franke Perkins, Mark Dos Santos, Nancy Moore, William Moore, Steven Dame, Errol Dos Santos, and Jeffrey Richardson, individually in their capacity as derivative shareholders of Ocean Front Spa Horizontal Property Regime, Inc., Plaintiffs,

Of whom Mark Dos Santos is Appellant,

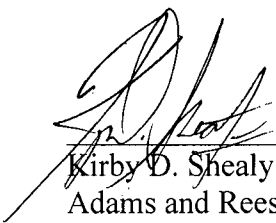
v.

Ocean Front Spa Horizontal Property Regime, Inc., Walter Jordan, Ralph Jump, Ray Coghill, John Doe past board directors of Ocean Front Spa Horizontal Regime, Inc., The Myrtle Beach Resort Homeowners Association, Inc., Phil Cox, Bill Cameron, Stanley Jordan, Wayne Urban, Ken Perkins, John Doe past board directors of The Myrtle Beach Resort Homeowners Association, Inc., and K.A. Diehl and Associates, Inc.,... Respondents.

NOTICE OF APPEAL

Mark Dos Santos hereby appeals the Order Granting Defendants' Motion to

Enforce Settlement Agreement filed on September 21, 2017 and Order Denying Plaintiffs' Motion to Reconsider filed on December 7, 2017 by the Honorable William H. Seals, Jr. Appellant received written notice of entry of the Order Denying Plaintiffs' Motion to Reconsider on December 7, 2017.



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January 8, 2018.

Other Counsel of Record:

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Attorney for Respondent KA Diehl and Associates, Inc.

Andrew Preston Brittain, Esq.
4614 Oleander Drive
Myrtle Beach, South Carolina 29577
Attorneys for Plaintiffs

THE STATE OF SOUTH CAROLINA
SOUTH CAROLINA COURT OF APPEAL

APPEAL FROM THE HORRY COUNTY COURT OF COMMON PLEAS

THE HONORABLE WILLIAM H. SEALS, JR.

THE STATE OF SOUTH CAROLINA
In the Court of Appeal

APPEAL FROM HORRY COUNTY
Court of Common Pleas

William H. Seals, Jr., Circuit Court Judge

Case No. 2016-CP-26-00673

Jim Perkins, Colleen Franke, a/k/a Colleen Franke Perkins, Mark Dos Santos, Nancy Moore, William Moore, Steven Dame, Errol Dos Santos, and Jeffrey Richardson, individually in their capacity as derivative shareholders of Ocean Front Spa Horizontal Property Regime, Inc., Plaintiffs,

Of whom Mark Dos Santos is Appellant,

v.

Ocean Front Spa Horizontal Property Regime, Inc., Walter Jordan, Ralph Jump, Ray Coghill, John Doe past board directors of Ocean Front Spa Horizontal Regime, Inc., The Myrtle Beach Resort Homeowners Association, Inc., Phil Cox, Bill Cameron, Stanley Jordan, Wayne Urban, Ken Perkins, John Doe past board directors of the Myrtle Beach Resort Homeowners Association, Inc. and K.A. Diehl and Associates, Inc., . Respondents.

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O whom Mark Dos Santos is Appellant,

v.

K.A. Diehl and Associates, Inc., The Myrtle Beach Resort Homeowners Association, Inc., Phil Cox, Bill Cameron, Stanley Jordan, Wayne Urban, Walter Jordan, Ken Perkins, and John Doe past board directors of The Myrtle Beach Resort Homeowners Association, Inc., Respondents.

Case No. 2016-CP-26-00744

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Of whom Mark Dos Santos is Appellant,

v.

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CERTIFICATE OF SERVICE

I certify that I have served the Notice of Appeal by depositing a copy in the United States Mail, postage prepaid, on January 8, 2018, addressed to the following:

Lucas James Asper, Esq.
Phillip Arthurs Kilgore, Esq.
300 North Main Street, Suite 500
PO Box 2757
Greenville, South Carolina 29601
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Jordan, Ralph Jump, Stanley Jordan, Ray
Coghill, Ocean Front Spa Horizontal
Property Regime, Inc., Myrtle Beach
Resort Homeowners Association, Inc.,
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Attorneys for Plaintiffs

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SC Court of Appeals



Ashley A. Jordan, Legal Assistant

January 8, 2018
Columbia, South Carolina

ADAMS AND REESE LLP

January 8, 2018

VIA U.S. Mail:

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

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SC Court of Appeals

Attorneys at Law

Alabama

Florida

Louisiana

Mississippi

South Carolina

Tennessee

Texas

Washington, DC

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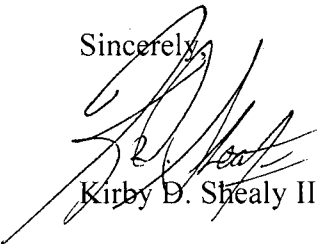
RE: Case Nos. 2016-CP-26-00673, 2016-CP-26-00674,
2016-CP-26-00743, 2016-CP-26-00744

Dear Ms. Kitchings:

Enclosed are the original and one copy of a Notice of Appeal and Certificate of Service in the above-referenced matters. Please file the original and return the clocked copy to me via our courier delivering same. Also enclosed is our firm's check in the amount of \$100.00 to cover the filing fee.

If you have any questions or concerns regarding this matter, please do not hesitate to contact me. Thank you for your assistance with this matter. With kind regards, I remain

Sincerely,


Kirby D. Shealy III

KDS/aaj

Enclosures

cc: Phillip Arthur Kilgore, Esq.
Lucas James Asper, Esq.
Henrietta U. Golding, Esq.
Andrew Preston Brittain, Esq.