

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

**RECEIVED**  
JAN 18 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.

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**Case No.      2016-CP-26-00743**

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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.

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**Case No.      2016-CP-26-00744**

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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.

**AMENDED CERTIFICATE OF SERVICE**

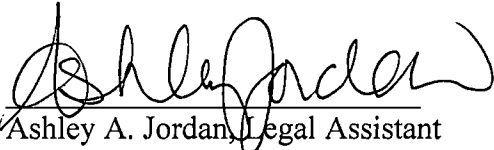
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I certify that I have served the Notice of Appeal by depositing a copy in the United States Mail, postage prepaid, on January 8, 2018, addressed to the following:

Lucas James Asper, Esq.  
Phillip Arthurs Kilgore, Esq.  
300 North Main Street, Suite 500  
PO Box 2757  
Greenville, South Carolina 29601  
***Attorneys for Bill Cameron, Walter Jordan, Ralph Jump, Stanley Jordan, Ray Coghill, Ocean Front Spa Horizontal Property Regime, Inc., Myrtle Beach Resort Homeowners Association, Inc., Wayne Urban, Phil Cox, Ken Perkins***

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

Henrietta U. Golding, Esq.  
McNair Law Firm  
PO Box 336  
Myrtle Beach, South Carolina 29587  
***Attorney for KA Diehl and Associates, Inc.***

  
Ashley A. Jordan, Legal Assistant

January 16, 2018  
Columbia, South Carolina

January 16, 2018

VIA U.S. Mail:

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

Kirby D. Shealy III  
Direct: 803.212.4966  
Fax: 803.779.4749  
[Kirby.shealy@arlaw.com](mailto:Kirby.shealy@arlaw.com)

RE: *Jim Perkins, et. al., v. Ocean Front Spa Horizontal Property Regime, Inc., et. al.*  
Appellate Case No.: 2018-000041

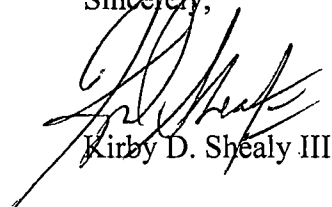
Dear Ms. Kitchings:

Enclosed please find an Amended Certificate of Service with respect to the filing of the Notice of Appeal in the above-referenced matter. The Certificate of Service has been amended to include Phil Cox and Ken Perkins as parties represented by Lucas James Asper, Esquire and Phillip Arthur Kilgore, Esquire, both of which were served via United States Mail on January 8, 2018. Please file the original and return a clocked copy to my office via the self-addressed stamped envelope provided for your convenience.

I understand that your office was also concerned because no counsel was listed for the parties in the various captions denominated as "John Doe," but I am informed and believe that no counsel ever made an appearance for such parties.

If you have any questions or concerns regarding this matter, please do not hesitate to contact me. By copy of this letter, I am informing all counsel of record of same. Thank you for your assistance. With kind regards, I remain

Sincerely,

  
Kirby D. Shealy III

**RECEIVED**  
JAN 18 2018  
SC Court of Appeals

KDS/aaj

Enclosures

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

ADAMS AND REESE LLP

COLUMBIA  
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JAN 18 2018

SC Court of Appeals

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
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