

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.: 2016-CP-10-06750

RECEIVED
FEB 20 2018
SC Court of Appeals

Charles Kelley a/k/a Charles E. Kelley and
Deborah Kelley a/k/a Deborah L. Kelley,

.....Appellants,

v.

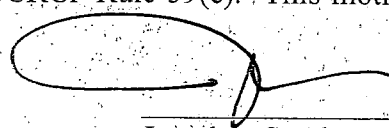
Seabrook Island Property Owners Association,
Mortgage Electronic Registration Systems, Inc.,
its successors and assigns, as nominee for
Chase Mortgage Company, its successors and assigns,
a Delaware corporation, Spinnaker Beach House Owners Association,
and 749 Spinnaker, LLC,

.....Respondents.

NOTICE OF APPEAL

Charles Kelley a/k/a Charles E. Kelley and Deborah Kelley a/k/a Deborah L. Kelley (hereinafter "Appellants") appeal the order of The Honorable Mikell R. Scarborough, Master-in-Equity for Charleston County, dated December 13, 2017. Appellants received notice of the entry of this order on December 28, 2017 and filed a motion for reconsideration pursuant to SCRCF Rule 59(e). This motion was denied on February 12, 2018.

February 15, 2018



Jonathan S. Altman, Esquire
Derfner & Altman, LLC
575 King Street, Suite B
Charleston, SC 29403

Attorney for Appellants

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Turner Padgett Graham & Laney, PA
P.O. Box 22129
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Mt. Pleasant, SC 29464

Attorney for 749 Spinnaker, LLC

Stephanie C. Trotter, Esq.
McCabe Trotter & Beverly, PC
P.O. Box 212069
Columbia, SC 29221

Attorney for Spinnaker Beach House Owners Association

Louise M. Johnson, Esq.
Scott and Corley, PA
P.O. Box 2065
Columbia, SC 29202

*Attorney for Mortgage Electronic Registration Systems,
Inc. its successors and assigns, as nominee for Chase
Mortgage Company, its successors and assigns, a
Delaware Corporation*

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its successors and assigns, as nominee for
Chase Mortgage Company, its successors and assigns,
a Delaware corporation, Spinnaker Beach House Owners Association,
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.....Respondents.

PROOF OF SERVICE

I certify that I have served Appellants' Notice of Appeal on Respondents Seabrook Island Property Owners Association, Mortgage Electronic Registration Systems, Inc., its successors and assigns, as nominee for Chase Mortgage Company, its successors and assigns, a Delaware corporation, Spinnaker Beach House Owners Association, and 749 Spinnaker, LLC, by depositing a copy of it in the United States Mail, postage prepaid, on February 15, 2018, properly addressed to their attorney(s) of record as follows:

Kristin Nichols, Esquire
Turner Padgett Graham & Laney, PA
P.O. Box 22129
Charleston, SC 29413

Attorney for Seabrook Island Property Owners Association

Hal E. Cobb, Esq.
Cobb, Dill & Hammett, LLC
300 W. Coleman Blvd. #106
Mt. Pleasant, SC 29464

Attorney for 749 Spinnaker, LLC

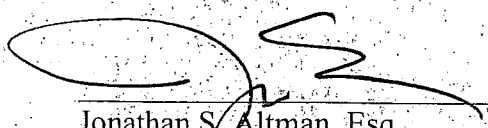
Stephanie C. Trotter, Esq.
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P.O. Box 212069
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*Attorney for Mortgage Electronic Registration Systems, Inc., its
successors and assigns, as nominee for Chase Mortgage Company, its
successors and assigns, a Delaware Corporation*

February 15, 2018



Jonathan S. Altman, Esq.
Derfner & Altman, LLC
575 King Street, Suite B
Charleston, SC 29403

Attorney for Appellants

D & A

DERFNER
& ALTMAN

February 15, 2018

Charleston County Clerk of Court
Julie J. Armstrong, Clerk of Court
100 Broad Street
Charleston, SC 29401

RECEIVED

FEB 20 2018

SC Court of Appeals

RE: *Seabrook Island Property Owners Association v. Charles Kelley a/k/a Charles E. Kelley, Deborah Kelley a/k/a Deborah L. Kelley, Mortgage Electronic Registration Systems, Inc., its successors and assigns, as nominee for Chase Mortgage Company, its successors and assigns, a Delaware Corporation, Spinnaker Beach House Owners Association, and 749 Spinnaker, LLC*

Case No.: 2016-CP-10-06750

Dear Madam Clerk:

Please find enclosed an original and one copy of the following, which have also been forwarded to the South Carolina Supreme Court for filing:

1. Appellants' Notice of Appeal;
2. Copy of Judge Scarborough's Order of December 13, 2017; and
3. Proof of Service upon Respondents' counsel.

Please file the original Notice of Appeal and Proof of Service and return clocked-in copies to me in the enclosed self-addressed stamped envelope. Please contact me with any questions you may have regarding the above matter.

Yours Very Truly,

DERFNER & ALTMAN, LLC



Jonathan S. Altman

JSA/rs

Enclosures

ARMAND DERFNER | SAMUEL H. ALTMAN | JONATHAN S. ALTMAN

843.723.9804 (PHONE) | 843.723.7446 (FAX) | 575 KING STREET | SUITE B | CHARLESTON, S.C. 29403 | WWW.DERFNERALTMAN.COM

cc:

The Honorable Jenny Abbott Kitchings, South Carolina Supreme Court Clerk
Office of Court Administration, South Carolina Court of Appeals
Kristin Nichols, Esq., Attorney for Respondent Seabrook Island Property Owners Assoc.
Hal E. Cobb, Esq., Attorney for Respondent 749 Spinnaker, LLC
Louis M. Johnson, Esq., Attorney for Respondent Mortgage Electronic Registration
Systems, Inc., its successors and assigns, as nominee for Chase Mortgage Company, its
successors and assigns, a Delaware Corporation
Stephanie C. Trotter, Esq., Attorney for Respondent Spinnaker Beach House Owners
Assoc.

DERFNER
& ALTMAN



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SC Court of Appeals

The Honorable Jenny Abbott Kitchings, Clerk
South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

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