

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM HORRY COUNTY  
Court of Common Pleas

William H. Seals, Jr., Circuit Court Judge

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Case No. 2016-CP-26-00673  
Case No. 2016-CP-26-00674  
Case No. 2016-CP-26-00743  
Case No. 2016-CP-26-00744  
Appellate Case No. 2018-000041

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**RECEIVED**

JUN 13 2018

SC Court of Appeals

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,

v.

Ocean Front Spa Horizontal Property Regime, Inc., Bill Cameron, Walter Jordan, Ralph Jump, Stanley Jordan, Ray Coghill and Joh Doe past board of directors of Ocean Front Spa Horizontal Property Regime, Inc., Defendants,

And

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, on behalf of themselves and all other similarly situated, Plaintiffs,

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 directors of The Myrtle Beach Resort Homeowners Association, Inc., Defendants,

And

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, Plaintiffs,

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., Defendants,

And

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,

v.

Ocean Front Spa Horizontal Property Regime, Inc., Walter Jordan, Ralph Jump, Ray Coghill, John Doe past board of directors of Ocean Front Spa Horizontal Property 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., Defendants,

Of whom Mark Dos Santos is the Appellant,

And

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. are the Respondents.

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PROOF OF SERVICE

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I certify that I have served **Record on Appeal** on Respondents by depositing a copy of said documents in the United States Mail, postage prepaid, on **June 13, 2018**, addressed to Respondents' attorneys of record as follows:

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June 13, 2018

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VIA HAND DELIVERY

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

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JUN 13 2018

**SC Court of Appeals**

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

Dear Ms. Kitchings:

Enclosed for filing in the above-referenced matter are one (1) unbound copy and fourteen (14) bound copies of the Record on Appeal. Please note Exhibit B referenced on pages 998, 1014, 1030 and 1046 "E-mail Between Counsel and Plaintiffs" was never produced or submitted to the lower Court which is why it isn't included in the Record. Please file the originals and return the clocked-in copy to me via our courier.

By copy of this letter, I am serving opposing counsel with the Record, as set forth in the enclosed Proof of Service. Thank you for your assistance with this matter.

Sincerely,

*Kirby D. Shealy III / JSI*

Kirby D. Shealy III

KDSIII/vmc

Enclosures

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