

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

Clifton Newman, Circuit Court Judge

Case No. 2015-CP-10-5463

RECEIVED

SEP 17 2019

SC Court of Appeals

The Boathouse at Breach Inlet, LLC, by and through its Member,  
Laurence O. Stoney, Jr., ..... Respondent.

v.

Richard S. W. Stoney, Individually and as Member-Manager of  
The Boathouse at Breach Inlet, LLC, and Crew Carolina, LLC,

and

Theodore Stoney, Jr., Individually and as Trustee for Richard Stoney, Jr. and Gregory G.  
Holmes, Third-Party Intervenors,

of whom

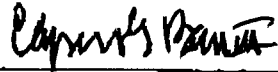
Richard S. W. Stoney is ..... Appellant.

NOTICE OF APPEAL

Richard S. W. Stoney appeals the orders of the Honorable Clifton Newman dated May 8, 2019 and August 29, 2019. Appellant received email notice of entry of the final August 29, 2019 Order, on August 30, 2019.

CRB  
#1

BARR, UNGER & McINTOSH, LLC



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Capers G. Barr, III  
SC Bar No: 00542  
11 Broad Street (29401)  
P.O. Box 1037  
Charleston, SC 29402  
Telephone: 843-577-5083  
Facsimile: 843-723-9039  
[cgb@barrungermcintosh.com](mailto:cgb@barrungermcintosh.com)  
Attorney for Appellant

Charleston, South Carolina:

September 17, 2019

Other Counsel of Record:

Attorneys for Respondent:

Scott Y. Barnes, Esq., Esq.  
Stafford J. McQuillin, III, Esq.  
Tyler K. Gilliam, Esq.  
HAYNSWORTH SINKLER BOYD, P.A.  
134 Meeting Street  
Charleston, SC 29401

Attorney for Third-Party Intervenor:

George K. Kefalos, Esq.  
GEORGE J. KEFALOS, P.A.  
46-A State Street  
Charleston, SC 29401

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And

Theodore Stoney, Jr., Individually and as Trustee for Richard Stoney, Jr. and Gregory G.  
Holmes, Third-Party Intervenors,

Of whom

Richard S. W. Stoney is ..... Appellant.

PROOF OF SERVICE  
OF NOTICE OF APPEAL

CSB  
#1

I certify that I have served this Notice of Appeal on Respondent, The Boathouse at Breach Inlet, by and through its Member, Laurence O. Stoney, Jr., by depositing a copy of same in the United States Mail, postage prepaid, on September 17, 2019, addressed to the attorneys of record Scott Y. Barnes, Esq., Stafford J. McQuillin, III, Esq. and Tyler K. Gilliam, Esq. of HAYNSWORTH SINKLER BOYD, PA, 134 Meeting Street, Suite 300, Charleston, SC, 29401.

BARR, UNGER & McINTOSH, LLC



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Facsimile: 843-723-9039

Charleston, South Carolina  
September 17, 2019

Attorney for Appellant

**BARR, UNGER  
& MCINTOSH**  
ATTORNEYS AT LAW

*Capers G., Barr, III*  
Direct Dial: 843-377-1226  
Email: [cgb@barrungermcintosh.com](mailto:cgb@barrungermcintosh.com)

September 17, 2019

**RECEIVED**

SEP 17 2019

CC Court of Appeals

**VIA FACSIMILE AND FIRST CLASS MAIL**

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, SC 29211

**RE:** *The Boathouse at Breach Inlet, LLC, by and through its Member, Laurence O. Stoney, Jr., Respondent v. Richard S. W. Stoney, Individually and as Member-Manager of The Boathouse at Breach Inlet, LLC, and Crew Carolina, LLC and Theodore Stoney, Jr., Individually and as Trustee for Richard Stoney, Jr. and Gregory G. Holmes, Third-Party Intervenor of whom Richard S. W. Stoney is Appellant*  
Case No: 2015-CP-10-5463  
Our File No: 2015-1098

Dear Ms. Kitchings:

Enclosed for filing is a Notice of Appeal in the above case. Also enclosed are the following:

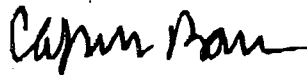
- (1) Proof of service of the notice of appeal on the respondent.
- (2) A copy of the Orders which are to be challenged on appeal, as follows:
  - a. Order of Hon. Clifton Newman dated May 8, 2019; and
  - b. Order of Hon. Clifton Newman dated August 29, 2019.
- (3) My firm's check for the filing fee of \$250.00.
- (4) Copy of my letter to the Charleston County Clerk of Court, also filing there a copy of the Notice of Appeal.

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
September 16, 2019  
Page Two

There is also enclosed an additional copy of the Notice of Appeal and a return envelope.  
Will you please clock the Notice with its filing date and return it to me in the envelope?

Thank you for your assistance.

Sincerely,



Capers G. Barr, III

CGBIII/shg  
Enclosures as stated

cc: Richard S.W. Stoney  
George J. Kefalos, Esq.  
Scott Y. Barnes, Esq.  
Stafford J. McQuillin, Esq.  
Tyler K. Gilliam, Esq.  
Hon. Clifton Newman, Judge, Circuit Court

BARR, UNGER AND MCINTOSH, L.L.C.  
ATTORNEYS AT LAW  
11 BROAD STREET  
P. O. BOX 1037  
CHARLESTON, SOUTH CAROLINA 29402

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SEP 17 2019  
SC Court of Appeals

TELEPHONE (843) 577-5083  
FAX (843) 723-9039

FAX TRANSMITTAL

DATE: September 17, 2019  
TO: Hon. Jennie Abbott Kitchings, Clerk, South Carolina Court of Appeals  
FAX NO: (803) 734-1839  
FROM: Capers G. Barr, III, Esq.  
RE:

Number of Pages, Including Cover Sheet: ~~2~~ 24

If any of the pages are not received or are not clear, please call Sherry @ (843) 377-1227.

MESSAGE: 09-17-19 Letter from Capers G. Barr serving Notice of Appeal with attachments; Proof of Service of Notice of Appeal. Note that the original is being sent by regular First Class Mail along with check for \$250.00 for filing fee (a copy of same is attached).

Thank you!

Sherry H. Glover  
Legal Assistant to Capers G. Barr, III  
Barr Unger & McIntosh, LLC  
11 Broad Street  
P.O. Box 1037 (29402)  
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Facsimile: 843-723-9039

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— Fax only