

90900

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 19 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

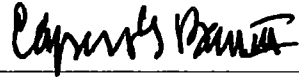
Richard S. W. Stoney is Appellant.

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.

CB
#1

BARR, UNGER & McINTOSH, LLC



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
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

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 19 2019
SC Court of Appeals

The Boathouse at Breach Inlet, 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

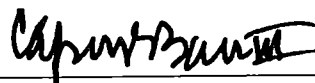
Richard S. W. Stoney isAppellant.

**PROOF OF SERVICE
OF NOTICE OF APPEAL**

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.

CB
#1

BARR, UNGER & McINTOSH, LLC



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

Charleston, South Carolina
September 17, 2019

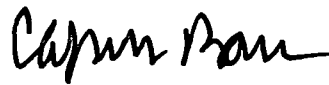
Attorney for Appellant

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,

A handwritten signature in black ink that reads "Capers Barr". The signature is written in a cursive, slightly slanted style.

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
& MCINTOSH**
ATTORNEYS AT LAW

Capers G., Barr, III
Direct Dial: 843-377-1226
Email: cgb@barrungermcintosh.com

September 17, 2019

The Honorable Julie J. Armstrong
Clerk of Court for the Court of Common Pleas
Ninth Judicial Circuit
100 Broad Street, Suite 106
Charleston, SC 29401

RECEIVED
SEP 19 2019
SC Court of Appeals

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. Armstrong:

Enclosed for filing is a notice of appeal in the above case, and a duplicate copy. Will you please clock the date of filing on the copy and return it to me in the envelope I have also enclosed?

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

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

Capers G., Barr, III
Direct Dial: 843-377-1226
Email: cgb@barrungermcintosh.com

September 17, 2019

VIA FACSIMILE AND FIRST CLASS MAIL

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

RECEIVED
SEP 19 2019
SC Court of Appeals

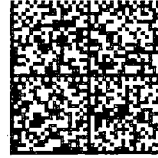
RE: *The Boathouse at Breach Inlet, LLC, by and through its Member, Laurence O. Stoney, Jr., Respondent v. Richard S. W. Stoney, Individually and as Member-Manager of The Boathouse at Breach Inlet, LLC, and Crew Carolina, LLC and Theodore Stoney, Jr., Individually and as Trustee for Richard Stoney, Jr. 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.

FIRST-CLASS



02 1P
0001215558 SEP 17 2019
MAILED FROM ZIP CODE 29401

\$ 002.20⁰

BARR, UNGER AND McINTOSH, L.L.C.

ATTORNEYS AT LAW

11 BROAD STREET

P. O. Box 1037

CHARLESTON, SOUTH CAROLINA 29402-1037

To:

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

RECEIVED
SEP 19 2019
SC Court of Appeals