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Jul 27 2022

SC Court of Appeals

IN THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM FLORENCE COUNTY
Court of Common Pleas

Michael G. Nettles, Circuit Court Judge
Civil Action No. 2021-CP-21-02042

Appellate Case No. 2022-000729

Thomas Rodriquis Nelson.....Respondent,

v.

Florence Concrete Products, Inc.....Appellant.

**APPELLANT’S DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD
ON APPEAL**

Appellant Florence Concrete Products, Inc. proposes the following to be included in the Record on Appeal in addition to the items designated by Respondent:

1. Complaint, *Nelson v. Nesbitt Transportation et al.*, C/A No.: 2019-CP-31-00296, filed on September 9, 2019.
2. Amended Complaint, *Nelson v. Nesbitt Transportation et al.*, C/A No.: 2019-CP-31-00296, filed on October 21, 2019.
3. Stipulation of Dismissal as to Nesbitt Transportation and Calvin Rouse, C/A No.: 2019-CP-31-00296, filed on March 17, 2021;
4. Consent Order dated December 9, 2021;
5. Amended Complaint for Declaratory Judgment dated January 4, 2022;
6. Florence Concrete’s Answer and Counterclaim;

7. Plaintiff's Motion and Memorandum in Support of Summary Judgment;
8. Florence Concrete's Motion and Memorandum in Support of Summary Judgment;
9. Order Granting Summary Judgment dated April 29, 2022

I certify that this designation contains no matter which is irrelevant to this appeal.

July 27, 2022

Respectfully submitted,

s/ Anthony W. Livoti
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Attorneys for Appellant

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v.

Florence Concrete Products, Inc.....Appellant.

PROOF OF SERVICE

The undersigned hereby certifies that on July 27, 2022, Appellant’s Initial Brief, Designation of Matter, and Certificate of Compliance were served on all counsel of record in this action by mailing a copy of it by United States Mail, postage prepaid, and electronic mail to the following addresses:

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s/ Anthony W. Livoti

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SENT VIA EMAIL

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Re: Thomas Rodriquis Nelson vs. Florence Concrete Products, Inc.
Appellate Case No.: 2022-000729
Our File No.: 1980-0102

Dear Ms. Kitchings:

Attached for filing is Appellant's Initial Brief, Designation of Matter, Certificate of Compliance, and Proof of Service. Thank you for your attention to this matter.

Very truly yours,

s/ Cordes B. Kennedy

Cordes B. Kennedy

CBK

Enclosures

cc: all counsel of record (*sent via email only*)