

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

**RECEIVED**

**Aug 15 2022**

**SC Court of Appeals**

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APPEAL FROM SUMTER COUNTY

Court Of Common Pleas

George M. McFaddin, Jr. Circuit Court Judge

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Case No. 2020-CP-43-01863, Circuit Court  
Appeals Court Docket No.: 2021-001368

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New Life Apostolic Church, Inc., and Ricky Finklea .....Appellants,

v.

Progressive Church of Our Lord Jesus Christ, Inc., Theodore Jenkins, Sr.,  
Lang Priestler, David S. Johnson, Sr., and Paul C. Johnson .....Respondents.

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**APPELLANTS AMENDED DESIGNATION OF MATTER TO BE INCLUDED IN THE  
RECORD ON APPEAL**

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Counsel for Respondents,  
Progressive Church of Our Lord Jesus  
Christ, Inc., Theodore Jenkins, Sr., Lang  
Priester, David S. Johnson, Sr., and Paul C.  
Johnson

Appellants propose to amend the Designation of Matter to include the attachments on all the following documents, listed as Affidavits, and listed with their filing dates, to be included in the Record on Appeal:

1. Hearing Transcript, Court of Common Pleas, Third Judicial Circuit, Sumter County, South Carolina, July 1, 2021
2. Plaintiffs' Summons and Complaint, December 18, 2020
3. Plaintiffs' Notice of Motion and Motion for Preliminary Injunction, December 29, 2020
4. Affidavit of Ricky Finklea, December 29, 2020 including attachments
5. Plaintiffs' Memorandum of Law in Support of Motion for Preliminary Injunction, December 29, 2020
6. Defendants' Answer and Counterclaims to Complaint, February 2, 2021
7. Plaintiffs' Answer and Affirmative Defenses to Defendants' Counterclaims, March 4, 2021
8. Plaintiffs' Jury Demand, March 9, 2021
9. Plaintiffs' Amended Summons and Complaint, March 19, 2021
10. Defendants' Answer and Counterclaims to Amended Complaint, March 31, 2021
11. Defendants' Motion for Partial Summary Judgment, March 31, 2021
12. Affidavit of Deacon Robert Dwight, March 31, 2021
13. Affidavit of Bishop Theodore Jenkins, Sr., March 31, 2021 including attachments
14. Affidavit of Bishop David S. Johnson, Sr., March 31, 2021 including attachments
15. Affidavit of Bishop Paul C. Johnson, March 31, 2021 including attachments
16. Defendants' Memorandum in Support of Motion for Partial Summary Judgment, March 31, 2021
17. Defendants' Supplemental Memorandum in Support of Motion for Partial Summary Judgment, April 8, 2021
18. Plaintiffs' Memorandum in Opposition to Defendant's Motion for Partial Summary Judgment and Supporting Affidavits, May 14, 2021

19. Affidavit of Ricky Finklea, May 14, 2021 including attachments
20. Affidavit of Timothy L. Beard, May 14, 2021 including attachments
21. Affidavit of James Robins, May 14, 2021 including attachments
22. Affidavit of Andrew Little, May 14, 2021 including attachments
23. Defendants Reply Memorandum in Support of Motion for Partial Summary Judgment, May 21, 2021

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

Respectfully Submitted,

By: 

Charles J. Boykin (SC Bar #65149)  
Kenneth A. Davis (SC Bar #66416)  
Tierney F. Goodwyn (SC Bar #102035)

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Attorneys for New Life Apostolic Church, Inc.,  
and Ricky Finklea

August 15, 2022  
Columbia, South Carolina

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Lang Priester, David S. Johnson, Sr., and Paul C. Johnson.....Respondents.

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**PROOF OF SERVICE**

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I certify that I have served **APPELLANTS AMENDED DESIGNATION OF MATTER TO BE INCLUDED ON THE RECORD ON APPEAL** on the counsel of record listed below, by electronic mail and U.S. Mail a copy of same on August 15, 2022 addressed to:

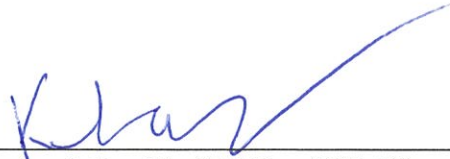
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**[SIGNATURE NEXT PAGE]**

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August 15, 2022

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**SC Court of Appeals**

**VIA ELECTRONIC MAIL AND U.S. MAIL**

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

Re: New Life Apostolic Church, Inc., and Ricky Finklea v. Progressive Church of Our Lord Jesus Christ, Inc., Theodore Jenkins, Sr., Lang Priester, David S. Johnson, Sr., and Paul C. Johnson  
Appeals Court Docket No.: 2021-001368

Dear Ms. Kitchings:

Enclosed for filing please find Appellant's Amended Designation of Matter To Be Included In The Record On Appeal submitted to the Court via electronic mail in the above-referenced case.

By copy of this letter, we are serving all parties of record.

Thank you for your assistance in this matter.

Sincerely,

  
Kenneth A. Davis

/aeg

Enclosures

cc: Ricky Finklea, (w/encls.)  
James Y. Becker, Esq. (w/encls.)  
Costa M. Pleicones, Esq. (w/encls.)  
Ronald Talmadge Scott, Esq. (w/encls.)  
Sarah P. Spruill, Esq. (w/encls.)  
G. Murrell Smith, Jr., Esq. (w/encls.)  
Charles J. Boykin, Esq. (w/o encls.)  
Tierney F. Goodwyn, Esq. (w/o encls.)