

THE STATE OF SOUTH CAROLINA
In The Court Of Appeals

APPEAL FROM YORK COUNTY
Equity Court

The Honorable S. Jackson Kimball, Master-in-Equity

Case No.: 2012-CP-46-02286

RECEIVED
MAY 28 2013
SC COURT OF APPEALS

Charles Sonnenberg, Festival Corp., Phillip Pulley
and Robert Foster. Plaintiffs,

Of whom Phillip Pulley and Robert Forster are the Appellant-Respondents,

v.

D&T Imports South Carolina, Inc., a Nevada Corporation,
d/b/a Area 51 Fireworks, and York County, a political
subdivision of the State of South Carolina, Defendants,

Of whom D&T Imports South Carolina, Inc., a Nevada Corporation,
d/b/a Area 51 Fireworks is Respondent-Appellant.

DESIGNATION OF MATTER TO BE INCLUDED IN RECORD ON APPEAL

Pursuant to Rule 209 S.C.A.C.R., Appellant-Respondents designate the following matter,
which they proposed to have included in the Record on Appeal:

I. Orders

1. Order Granting Injunctive Relief, filed June 21, 2012;
2. Order Modifying Temporary Restraining Order, filed June 29, 2012;
3. Order Granting Preliminary Injunction, filed July 3, 2012;
4. Order Granting Motion to Dismiss, filed September 28, 2012;
5. Order (Wrongful T.R.O.), filed November 13, 2012;
6. Order (Damages and Attorneys Fees), filed February 14, 2013.

II. Pleadings and Motions

1. Verified Complaint;
2. Answer of York County;
3. Answer of D&T Imports South Carolina, Inc.;
4. Plaintiff's Motion for Temporary Restraining Order and Preliminary Injunction, filed June 19, 2012;
5. Defendant's Motion to Recover Damages Against Bond, filed Oct. 19, 2012.

III. Transcripts

1. Transcript of Proceedings, November 1, 2012.

IV. Exhibits and Other Materials

1. Deed Recorded in York County Book 07175 Page 072;
2. Deed Recorded in York County Book 07175 Page 077;
3. Deed Recorded in York County Book 12005 Page 120;
4. Deed Recorded in York County Book 12551 Page 127;
5. York County Records Custodian Affidavit and attached exhibits;
6. Affidavit of Ryland Kieffer.

May 21, 2013

Respectfully submitted,



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CERTIFICATE OF SERVICE

The undersigned, an employee of Hamilton Martens Ballou & Carroll, LLC certifies that the Appellant's INITIAL BRIEF AND DESIGNATION OF MATTER TO BE INCLUDED IN RECORD ON APPEAL was served upon other counsel of record by depositing same in the United States Mail, with sufficient postage affixed and addressed as follows:

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The is the 22 day of May, 2013



L. Melia Sweatt