

**THE STATE OF SOUTH CAROLINA  
In the Court of Appeals**

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**SC Court of Appeals**

**APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas**

**The Honorable Bentley Price  
Circuit Court Judge**

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**Case No. 2019-CP-10-02430  
Appellate Case No. 2022-000592**

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**Pamela Holliday Wallin; Mark Bennett Holliday; Kingsley K. Holliday;  
Sara Jane Holliday; and John C. Holliday.....Appellants,**

**v.**

**Ross Samuel Holliday as Personal Representative of the Estate of Warren; Phillip Holliday; Ross Samuel Holliday, individually; Warren Lea Holliday, individually; 2233 Highway 17 North, LLC; 2237 Highway 17 North, LLC; 2805 Highway 17 North, LLC; 1606 Meeting Street, LLC; Bacons Bridge Road, LLC; 4687 Franchise Street, LLC; Zeezrom Properties, LLC; John Doe Leased Vehicle; 1905 North Main Street, Summerville, LLC; 815 Folly Road, LLC; 832 Coleman Blvd., LLC; 2189 Discher Avenue, LLC; New Space Science, LLC; Pirates Plunder, LLC; Sawgrass Technologies, Inc.; Holliday Amusement Company, Inc.; and The Revocable Trust Agreement between Warren P. Holliday as Settlor and as Trustee.....Respondents.**

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

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Pursuant to Rule 209, SCACR, Appellants, Pamela Holliday Wallin, Mark Bennett Holliday, Kingsley K. Holliday, Sara Jane Holliday, and John C. Holliday herein designate the following to be included in the Record on Appeal.

1. Order for Removal, entered May 10, 2019;
2. Form 4 Order Granting Consolidation and Complex Case Designation, entered August 17, 2020;

3. Form 4 Order allowing Reply to Petitioner's Memorandum in Opposition to Summary Judgment, entered December 22, 2020;
4. Order Granting Respondents' Motions for Summary Judgment, entered March 3, 2022;
5. Order Denying Petitioners' Motion Pursuant to Rule 59, SCRCF, to Alter or Amend Order Granting Summary Judgment, entered April 22, 2022;
6. Summons and Complaint, filed September 19, 2018;
7. Respondents' Motion For Removal to Circuit Court, filed November 19, 2018;
8. Motion to Consolidate Cases and Motion for Complex Designation, filed May 28, 2019;
9. Amended Answer, filed February 18, 2020;
10. Reply to Amended Answer and Counterclaims, filed March 2, 2020;
11. Respondents' Motion for Summary Judgment and Memorandum in Support, filed June 2, 2020, *together with all Exhibits that are not duplicative*;
12. Respondents' Motion for Protective Order, filed June 9, 2020;
13. Respondent Ross Holliday's Motion for Protective Order, filed July 1, 2020;
14. Respondents' Memorandum in Opposition to Petitioners' Motion to Compel Continuation of Deposition of Ross Holliday, filed August 5, 2020;
15. Respondents' Amended Motion for Summary Judgment and Memorandum in Support, filed September 1, 2020, *together with all Exhibits except where duplicative*;
16. Respondents' Second Amended Motion for Summary Judgment and Memorandum in Support filed December 10, 2020, *together with all Exhibits except where duplicative*.
17. Petitioners' Response and Memorandum of Law in Opposition to Respondents' Motion for Summary Judgment, filed, December 11, 2020; *together with all Exhibits except where duplicative*;
18. Petitioner's Letter to the Court Re: Additional Exhibits, dated December 14, 2020, and accompanying Exhibits thereto;
19. Petitioner's Addendum to Correct Scrivener's Error, filed December 14, 2020;

20. Respondents' Reply in Support of Summary Judgment, filed December 24, 2020, *together with all Exhibits except where duplicative*;
21. Petitioners' Objections and Sur-Reply in Opposition to Respondents' Motion for Summary Judgment, filed December 28, 2020;
22. Respondents' Motion for Summary Judgment Pursuant to § 62-7-604, with exhibits thereto, filed May 7, 2021, *together with all Exhibits except where duplicative*;
23. Petitioners' Memorandum of Law in Opposition to Respondents' Motion for Summary Judgment Based on Application of S.C. Code Ann. to § 62-7-604, and Exhibit 1 thereto, filed July 21, 2021;
24. Respondents' Supplemental Memorandum in Support of Their Motions for Summary Judgment, filed September 24, 2021, *together with all Exhibits except where duplicative*;
25. Respondents' Reply Memorandum in Support of Summary Judgment Pursuant to § 62-7-604, filed October 4, 2021;
26. Petitioners' Response and Memorandum of Law in Opposition to Respondents' Motions for Summary Judgment, filed November 12, 2021, *together with all Exhibits except where duplicative*;
27. Petitioners' Motion Pursuant to Rule 59, SCRPC to Alter or Amend Order Granting Summary Judgment, filed March 11, 2022, *together with all Exhibits except where duplicative*.
28. Notice of Appeal, filed May 5, 2022;
29. Transcript of hearing, December 16, 2020;<sup>1</sup>
30. Transcript of hearing, November 17, 2012;
31. Transcript of hearing, April 18, 2022.
32. Notice of Filing Deposition of Martha Louise Brouters, filed December 2, 2020, with transcript pp. 1, 13-19, 30, 56, 59-62, 75, 78-105, 112-115, 119-133, 142-152, 157-165;
33. Notice of Filing Deposition of Heyward Carter, filed December 2, 2020, with transcript pp. 1, 14-17, 42-53, 57 and Exhibits 1, 2, 3, 6, 9, 10, and 11 thereto;

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<sup>1</sup> Court Administration informed counsel that the second half of the transcript from this December 16, 2020, hearing, which covered Appellants' arguments in response to Respondents' motions for summary judgment, could not be located in the court reporter's files and, therefore, was not furnished to Appellants for this appeal.

34. Notice of Filing Deposition of Aliecia Bores, filed December 2, 2020, with transcript pp. 1, 9-10, 17-29, 34-35, 37-38, 40-49, 51, 53-55; and Exhibit 1 thereto.
35. Notice of Filing Deposition of Greg Bosch, filed December 2, 2020, with transcript pp. 1, 12, 19, 30-33, 35-38, 44-51, 55-66; and Exhibit 1 thereto.
36. Notice of Filing Deposition F. Truett Nettles, II, Esquire, filed December 3, 2020, transcript pp. 1-19, 32-36, 45-46, 56-59, 62, 66-70, 80-87, 91-103, 110-128, 131-134-140, 146, 149, 152, 158-159, 162-170, including Exhibits 2-5, 8, 10, 14, 16-20, 22, 26, 28, 29, 30, and 31 thereto;
37. Notice of Filing Deposition of Ross Holliday Volume I, filed December 3, 2020, transcript pp. 48-52, 64-70, and Exhibit B.
38. Notice of Filing Deposition of Ross Holliday Volume II, filed December 3, 2020, with transcript pp. 8-13, 17-25, 32-40, 53-73, 76-85, 97-100, 105-109, together with Exhibits C, D, F, G, H, I, L, M, N, O, P, Q, V, and W thereto.

The undersigned certifies that this designation contains no matter which is irrelevant to this appeal.

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September 7, 2022  
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