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Oct 24 2022

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Edgar W. Dickson, Circuit Court Judge

Appellate Case No. 2022-001061

Ranjiv Saini,

Appellant,

v.

Arnett Construction, LLC; Atlantic Engineering, LLC; Ford Plumbing, LLC; Cohen's Drywall Company, Inc.; Robert Wasson, d/b/a Wasson Electric; Barbara P. Russ d/b/a Wasson Heating & Air Services; Daniel J. Murphy, III, d/b/a Perfectly Painted; John C. Sullivan; S.Arch+Studio, LLC; Custom Designers, LLC/ Enviro-foam Technologies, Inc.; and Baranov Flooring, LLC; Defendants,

Of which Baranov Flooring, LLC, is the Respondent.

**APPELLANT'S DESIGNATION OF
MATTER**

Appellant proposes the following be included in the Record on Appeal:

- (1) Complaint (filed 11/14/18)
- (2) Arnett Construction, LLC's Answer and Cross-Claims (filed 1/28/19)
- (3) Amended Complaint with Exhibit (filed 12/10/19)
- (4) Arnett Construction, LLC's Second Amended Answer to Amended Complaint, Cross-Claims, and Third-Party Complaint (filed 6/16/20)
- (5) Baranov Flooring, LLC's Answer to Arnett Construction, LLC's Second Amended Answer to Amended Complaint, Cross-Claims, and Third-Party Complaint (filed

- 8/12/20)
- (6) Plaintiff's Motion for Leave to Amend the Complaint with Exhibits (filed 3/03/21)
 - (7) Baranov Flooring, LLC's Memorandum in Opposition to Plaintiff's Motion for Leave to Amend the Complaint with Exhibits (filed March 3/19/21)
 - (8) Order Granting Plaintiff's Amended Motion for Leave to Amend the Complaint (filed 7/26/21)
 - (9) Second Amended Summons and Complaint (filed 8/6/21)
 - (10) Baranov Flooring, LLC's Answer to Second Amended Complaint (filed 8/16/21)
 - (11) Baranov Flooring, LLC's Answer to Arnett Construction, LLC's Cross-Claims (filed 8/31/21)
 - (12) Baranov Flooring, LLC's Motion for Summary Judgment or Alternatively Partial Summary Judgment with Exhibits (filed 12/22/21)
 - (13) Plaintiff's Memorandum in Opposition to Motions for Summary Judgment Filed By Defendants Baranov Flooring, LLC, Custom Designers, LLC, and Envirofoam Technologies, Inc. with Exhibits (filed 1/13/22)
 - (14) Transcript of Hearing on Baranov Flooring, LLC's and other Defendants' Motion for Summary Judgment (1/19/22)
 - (15) Order Granting Baranov Flooring, LLC's Motion for Summary Judgment (filed 5/13/22)
 - (16) Plaintiff's Motion to Reconsider and Alter or Amend Court's Order Granting Baranov Flooring, LLC's Motion for Summary Judgment with Exhibits (filed 5/23/22)
 - (17) Baranov Flooring, LLC's Memorandum in Opposition to Plaintiff's Motion to Reconsider and Alter or Amend Court's Order Granting Baranov Flooring, LLC's Motion for Summary Judgment (filed 5/31/22)
 - (18) Order Denying Plaintiff's Motion to Reconsider and Alter or Amend Court's Order Granting Baranov Flooring, LLC's Motion for Summary Judgment (filed 6/30/22)

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

October 24, 2022

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Ranjiv Siani v. Arnett Construction, LLC, et. al., Case No. 2018-CP-10-5468
List of All Counsel of Record

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Counsel for Baranov Services, Inc.

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Services; Daniel J. Murphy, III, d/b/a
Perfectly Painted; John C. Sullivan;
S.Arch+Studio, LLC; Custom Designers,
LLC/ Enviro-foam Technologies, Inc.; and
Baranov Flooring, LLC; Defendants,

Of which Baranov Flooring, LLC, is the

Respondent.

PROOF OF SERVICE

I certify that on October 24, 2022, I served Appellant's Designation and Appellant's Initial Brief on Respondent Baranov Flooring, LLC, by the electronic filing system used by the South Carolina Court Courts and in accordance with the South Carolina Supreme Court's May 6, 2022 Amended Order establishing the methods for the electronic filing and service of documents under Rule 262 of the South Carolina Appellate Court Rules by depositing a copy of these documents in the United States Mail, first class postage prepaid, on October 24, 2022, addressed to Respondent's attorney of record, Stacey P. Canaday, Post Office Box 2055, Beaufort, South Carolina 29901-2055, and sending these documents to Attorney Canaday via

email to Attorney Canaday's AIS e-mail address. A copy of the email is enclosed with this Proof of Service.

October 24, 2022

/s/ James L. Floyd, III
James L. Floyd, III ("Lee")
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-AND-

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Attorneys for Appellant

Subject: Appellant's Designation of Matter & Initial Brief--Appellate Case No. 2022-001061 , Saini, Appellant, v. Arnett Construction, LLC, et. al., of which Baranov Flooring, LLC is Respondent

Date: Monday, October 24, 2022 at 4:18:42 PM Eastern Daylight Time

From: James Floyd

To: staceycanaday@tgdcpa.com

CC: egressman@kelleykronenberg.com, agbilbrey@jhcooper.com, jtc@jhcooper.com, shiplaw@jhcooper.com, kwalker@ethridgelawgroup.com, jduncan@ethridgelawgroup.com, lirodriguez@kelleykronenberg.com, John@charlestonlawoffices.com, Paralegal2@charlestonlawoffices.com, jross@rcaalaw.com, pcristaldi@rcaalaw.com, morganreeves@tgdcpa.com, jduncan@ethridgelawgroup.com, dkidd@ethridgelawgroup.com, knegrin@rclawsc.com, kwhite@rclawsc.com, jenkins@besthoneycutt.com, dean@besthoneycutt.com, morganreeves@tgdcpa.com, dani@besthoneycutt.com, legensperger@rclawsc.com, esheets@rclawsc.com

Attachments: image001.png, 2022-10-24 Ltr. Canaday Serving Designation & Initial Brief.pdf, 2022-10-24 Appellant Designation of Matter (Final).pdf, 2022-10-24 App. Initial Brief.FINAL.pdf

Good afternoon Stacey,

I hope you are well and had a great weekend. Attached for service upon you is Appellant's Designation of Matter and Initial Brief. I am sending these to your email address on file in the AIS system per the Supreme Court's May 6, 2022, Amended Order on service under Rule 262, SCACR. Out of an abundance of caution, I am also sending a hard copy of these documents to your office address via First Class Mail.

I have also copied counsel for the other parties on this correspondence. Let me know if you have any issues opening the attachments.

Thanks

Please note that my office address has moved to 3255 Maybank Highway, Johns Island, SC 29455.

James L. Floyd, III ("Lee")

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October 24, 2022

VIA U.S. MAIL, FIRST CLASS, & EMAIL

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

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RE: Saini, Appellant, v. Arnett Construction, LLC, et. al.,
Appellate Case No. 2022-001061

Dear Ms. Kitchings:

I hope you are well. Please find enclosed for filing a hard copy of Appellant's Designation, Appellant's Initial Brief, and the prof of service for these filings in the above-referenced appeal. I have also sent an electronic copy of these documents via e-mail to the address above.

Please let my office know if we can provide any additional information for the Court or if you need anything else from my office. Thank you for your assistance with this matter.

Sincerely,

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Attorney for Appellant

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Stacey P. Canaday, Esquire, Attorney for Respondent
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Other Counsel of Record