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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM GEORGETOWN COUNTY
Court of Common Pleas

The Honorable Michael G. Nettles, Circuit Court Judge

Case No. 20-CP-22-00600
Case No. 20-CP-22-00601
Appellate Case No. 2022-000291

Sunset Lodge, LLC, and Franklin D. Beattie, as trustee of The Franklin D. Beattie Preservation Trust, and M. Baron Stanton, Plaintiffs,

v.

Town of Pawleys Island, Defendant,

Of which Sunset Lodge, LLC and Franklin D. Beattie, as trustee of the Franklin D. Beattie Preservation Trust are theAppellants,

and

Town of Pawleys Island is the..... Respondent.

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

Respondent Town of Pawleys Island proposes the following to be included in the Record on Appeal (as to each identical filing from all three consolidated actions):

Orders, Decrees, and Decisions

1. Form 4 Order Granting Motion for Summary Judgment (January 8, 2021)
2. Order Granting Motion for Summary Judgment (January 20, 2021)
3. Form 4 Order on Town Motion for Protection from Discovery (April 1, 2021)
4. Form 4 Order on Town Motion to Alter or Amend Summary Judgment (April 5, 2021)
5. Amended Order Granting Summary Judgment (April 5, 2021)

6. Order on Production of Fee Statement (April 5, 2021)
7. Order on Production of Fee Statement (June 30, 2021)
8. Form 4 Order of Consolidation (October 15, 2021)
9. Order Awarding Litigation Expenses (November 23, 2021)
10. Order Denying Motion to Reconsider (January 28, 2022)

Pleadings

11. Summons and Complaint (July 21, 2020)
12. Amended Complaint (July 31, 2020)
13. Answer to Amended Complaint (September 18, 2020)

Transcripts

14. Hearing Transcript (October 6, 2021)

Exhibits and Other Materials or Documents

15. Motion for Summary Judgment (August 21, 2020)
16. Affidavit of Barry Stanton in Support of Summary Judgment (August 21, 2020)
17. Memorandum in Support of Summary Judgment (December 3, 2020)
18. Affidavit of Barry Stanton in Support of Summary Judgment (December 6, 2020)
19. Plaintiffs' Answers to Interrogatories (December 10, 2020) (*filed January 14, 2021, as Exhibit to Motion to Disqualify*)
20. Motion for Attorney Fees (January 25, 2021)
21. Attorney Fee Affidavit (January 25, 2021)
22. Amended Attorney Fee Affidavit (January 26, 2021)
23. Memorandum in Opposition to Motion to Alter or Amend (February 3, 2021)
24. Notice of Appearance of William C. Dillard, Jr. (February 3, 2020)
25. Reply Memorandum of Plaintiffs (February 4, 2021)
26. Amended Attorney Fee Affidavit (February 4, 2021)
27. Reply in Opposition to Fee Petition (February 5, 2021)
28. Reply in Support of Fee Petition (February 9, 2021)
29. Memorandum of Plaintiffs (March 1, 2021)
30. Motion for Production of Fee Statements (including proposed order) (March 1, 2021)
31. Plaintiffs' Objection to Hearing (March 2, 2021)
32. Motion for Protection from Discovery (March 3, 2021)
33. Memorandum in Opposition to Protective Order (March 17, 2021)

34. Amended Attorney Fee Affidavit (April 22, 2021)
35. Erratum to Fee Affidavit (May 19, 2021)
36. Amended Attorney Fee Affidavit (September 10, 2021)
37. Erratum to Fee Affidavit (September 13, 2021)
38. Memorandum in Opposition to Fee Petition (September 20, 2021)
39. Affidavit of David G. Pagliarini (September 20, 2021)
40. Affidavit of N. David Durant, Sr. (September 20, 2021)
41. Affidavit of Brian Henry (September 20, 2021)
42. Affidavit of William C. Dillard, Jr. (September 20, 2021)
43. Pre-Hearing Motion of Defendant (September 24, 2021)
44. Reply Brief in Support of Fee Petition (October 4, 2021)
45. Affidavit of Franklin D. Beattie, Jr. (October 4, 2021)
46. Affidavit of Charles E. Howard (October 4, 2021)
47. Affidavits of Barry Stanton (4) (October 4, 2021)
48. Amended Reply Brief in Support of Fee Petition (October 5, 2021)
49. Erratum to Reply Brief (October 5, 2021)
50. Affidavit of William C. Dillard, Jr. (October 5, 2021)
51. Filed letter regarding filing of fee statements (October 18, 2021)
52. Motion to Reconsider Fee Award (December 2, 2021)
53. Redacted Fee Agreements and Fee Statements Submitted to Judge Nettles for in camera
54. Revised Redacted Fee Agreements and Fee Statements as amended by Judge Nettles

Except where otherwise indicated, all designations are with all exhibits but do not include certificates of service.

Respondent stipulates to inclusion in the Record of only a single representative copy where identical documents (other than distinct captions) were filed or entered in each of the consolidated actions.

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

Respectfully submitted,

s/ William C. Dillard, Jr.

William C. Dillard, Jr. (S.C. Bar No. 78986)

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ATTORNEYS FOR RESPONDENT

TOWN OF PAWLEYS ISLAND

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