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Nov 14 2022

SC Court of Appeals

The South Carolina Court of Appeals

APPEAL FROM YORK COUNTY

Daniel Dewitt Hall, Circuit Court Judge

Appellate Case No. 2022-000682

Philip Pringle, as the duly appointed Guardian ad Litem for Alex Pringle, Respondent,

Vs.

Janet Mewshaw, individually and as Trustee, Appellant.

DESIGNATION OF MATTERS TO BE INCLUDED IN THE RECORD OF APPEAL

Appellate proposes inclusion of the following in the Record on Appeal:

1. Entire Record on Appeal prepared for Civil Court

ORDERS:

- a. Order for Appointment Guardian ad Litem filed March 10, 2018
- b. Consent Order filed July 23, 2018
- c. Order from Motion to Amend, to Quash Subpoena, and to Remove Trustee held on February 5, 2019, filed February 18, 2019
- d. Trial Order filed December 6, 2019
- e. Order Granting Motion to Remand Case January 27, 2021
- f. Order of Circuit Court December 6, 2019
- g. Order of April 6, 2022
- h. Order of Probate Court September 15, 2021 (hearing) and filed November 23, 2021

PLEADINGS:

- a. Summons and Complaint filed May 10, 2018
- b. Answer dated June 14, 2018
- c. Amended Complaint filed March 5, 2019
- d. Answer to Amended Complaint (styled as Amended Answer) dated April 2, 2019

MOTIONS:

- a. Motion to Appoint Guardian ad Litem filed May 10, 2018
- b. Motion to Remove Trustee filed December 12, 2018
- c. Motion to Amend Complaint dated December 19, 2018
- d. Return to Motion to Remove Trustee filed February 5, 2019
- e. Return to Motion to Amend Complaint February 5, 2019
- f. Affidavit of Janet Mewshaw January 24, 2019 attached to Return to Motion to Amend
- g. Motion to Remand Case to Trial Judge in and attachments
- h. Motion to Continue with Appeal of Probate Court Order
- i.

TRIAL:

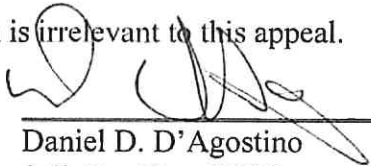
- a. Plaintiff's Opening Statement
- b. Philip Pringle Direct Examination by Mr. D'Agostino
- c. Philip Pringle Cross Examination by Mr. Honeycutt
- d. Philip Pringle Reexamination by Mr. D'Agostino
- e. Janet Mewshaw Direct Examination by Mr. D'Agostino
- f. Janet Mewshaw Cross Examination by Mr. Honeycutt
- g. Janet Mewshaw Reexamination by Mr. D'Agostino
- h. Janet Mewshaw Examination by the Court
- i. Charlene Controne Direct Examination by Mr. D'Agostino
- j. Charlene Controne Cross Examination by Mr. Honeycutt
- k. Charlene Controne Redirect Examination by Mr. D'Agostino
- l. Charlene Controne Examination by the Court
- m. Dan D'Agostino Examination by the Court
- n. Elizabeth Robinson Direct Examination by Mr. Honeycutt
- o. Elizabeth Robinson Cross Examination by Mr. D'Agostino
- p. Brent Cannon Direct Examination by Mr. Honeycutt
- q. Brent Cannon Cross Examination by Mr. D'Agostino

TRIAL EXHIBITS:

- a. Petitioner Trial Exhibit 1
- b. Petitioner Trial Exhibit 2
- c. Petitioner Trial Exhibit 3
- d. Petitioner Trial Exhibit 4
- e. Petitioner Trial Exhibit 5
- f. Petitioner Trial Exhibit 6
- g. Petitioner Trial Exhibit 7
- h. Petitioner Trial Exhibit 8
- i. Petitioner Trial Exhibit 9
- j. Petitioner Trial Exhibit 10
- k. Petitioner Trial Exhibit 11
- l. Petitioner Trial Exhibit 12
- m. Respondent Trial Exhibit 1
- n. Respondent Trial Exhibit 2

- o. Respondent Trial Exhibit 3
 - p. Respondent Trial Exhibit 4
 - q. Respondent Trial Exhibit 6
 - r. Deposition Testimony of Michael Steve Blevins submitted at trial
 - s. Deposition Exhibits to Deposition of Michael Steve Blevins bates numbered
MLPF&S_Pringle 0001-000016, MLPF&S_Pringle 000061-000082;
MLPF&S_Pringle 000281-000298; MLPF&S_Pringle 000365-000378,
MLPF&S_Pringle 000653-000661; MLPF&S_Pringle 000662-000683;
MLPF&S_Pringle 000726-000751; MLPF&S_Pringle 000904-000923;
MLPF&S_Pringle 000924-000927; MLPF&S_Pringle 000980-001001;
MLPF&S_Pringle 001002-001019; MLPF&S_Pringle 001202-001213;
MLPF&S_Pringle 001223-001238; MLPF&S_Pringle 001449-1462;
MLPF&S_Pringle 001322 and MLPF&S_Pringle 001463
 - t. Plaintiff Attorney Fee Affidavit
 - u. Agreement dated February 28, 2019 (York County Family Court Case No. 2017-DR-46-2056)
2. Deposition of Stephen Lang from July 23, 2021 pp 1-81.
 3. Deposition Exhibits of Stephen Lang bates numbered
MLPF&S_Pringle 1379; MLPF&S_Pringle 1466; MLPF&S_Pringle 1467;
MLPF&S_Pringle 1468; MLPF&S_Pringle 1469; MLPF&S_Pringle 1470;
MLPF&S_Pringle 1471; MLPF&S_Pringle 1496; MLPF&S_Pringle 1497
MLPF&S_Pringle 1517; MLPF&S_Pringle 1518; MLPF&S_Pringle 1519;
MLPF&S_Pringle 1523; MLPF&S_Pringle 1525; MLPF&S_Pringle 1526;
MLPF&S_Pringle 1631; MLPF&S_Pringle 1632; MLPF&S_Pringle 1633;
MLPF&S_Pringle 1634; MLPF&S_Pringle 1635; MLPF&S_Pringle 1636;
MLPF&S_Pringle 3444-3452; MLPF&S_Pringle 3461; MLPF&S_Pringle 6498;
MLPF&S_Pringle 6499; MLPF&S_Pringle 6501 to 6504;
MLPF&S_Pringle 6548; MLPF&S_Pringle 6549; MLPF&S_Pringle 6599;
MLPF&S_Pringle 6600; MLPF&S_Pringle 6601; MLPF&S_Pringle 6602;
MLPF&S_Pringle 6603-6617; MLPF&S_Pringle 6627; MLPF&S_Pringle 6628;
MLPF&S_Pringle 6634
 4. Transcript of April 22, 2022 hearing
 5. Transcript of January 19, 2021 hearing

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



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Attorney for Respondent

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APPEAL FROM YORK COUNTY

Daniel Dewitt Hall, Circuit Court Judge

Appellate Case No. 2022-000682

Philip Pringle, as the duly appointed Guardian ad Litem for Alex Pringle,

Respondent,

Vs.

Janet Mewshaw, individually and as Trustee,

Appellant.

PROOF OF SERVICE

I certify that I have served this Designation of Matters to be Included in the Record on Appeal and Initial Brief of Respondent on the following attorney at the following email address on this 14th day of November, 2022:

Bess J. DuRant
Attorney for Appellant
bdurant@sowelldurant.com

November 14, 2022

/s/ Daniel D. D'Agostino
Daniel D. D'Agostino
Jacqueline N. Davis
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SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: Philip Pringle, as the duly appointed Guardian ad Litem for Alex Pringle, Respondent vs. Janet Mewshaw, individually and as Trustee, Appellant
Case No.: 2022-000682

Dear Ms. Kitchings:

Attached please find the Designation of Matters to be Included in the Record of Appeal, Initial Brief of Respondent, and Proof of Service to be filed in the above referenced matter.

With kind regards, I am

Sincerely,

Daniel D. D'Agostino

Attachments
DDD/dlb