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Nov 29 2022

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Jocelyn Newman, Circuit Court Judge

Case No. 2019-CP-4006914
Appellate Case No.: 2022-000813

Spring Valley Interests, LLC,Appellant,

v.

The Best For Last, LLC,Respondent.

DESIGNATION OF MATTERS TO BE
INCLUDED IN THE RECORD ON APPEAL

Pursuant to Rule 209, SCACR, Respondent designates the following matter for inclusion in the Record on Appeal. These matters are in addition to the matters designated by opposing counsel in Appellant’s Designation of Matter, which are incorporated as if set forth herein.

Orders

1. Order Granting Respondent’s Motion for Summary Judgment, dated May 18, 2022.

Pleadings

2. Respondent’s Answer and Crossclaim.
3. Appellant’s Complaint.

Motions and Memorandum

4. Respondent’s Reply Memorandum in Support of Summary Judgment.

5. Respondent's Motion for Summary Judgment.

Transcripts

6. Transcript from August 26, 2021 Hearing on the Cross-Motions for Summary Judgment.
7. Transcript of Deposition of Lynn White.
8. Transcript of Deposition of Timothy Gavigan.
9. Transcript of Deposition of Albert Heyward.

Exhibits

10. Exhibits from the Deposition of Timothy Gavigan, including:
 - a. Exhibit 1: Loan Agreement.
 - b. Exhibit 2: Promissory Note.
 - c. Exhibit 3: Notice of Exercise of Purchase Option.
 - d. Exhibit 4: September 12, 2019 Email.
 - e. Exhibit 5: Emails (Bates TBFL 000463-000474).
 - f. Exhibit 7: September 19, 2019 Emails.
 - g. Exhibit 10: September 25, 2019 Emails
 - h. Exhibit 12: September 26, 2019 Emails.
 - i. Exhibit 13: September 27, 2019 Emails.
 - j. Exhibit 14: September 27, 2019 Emails.
 - k. Exhibit 15: September 27, 2019 Emails.
 - l. Exhibit 16: September 30, 2019 Emails.
 - m. Exhibit 17: October 1, 2019 Emails.
 - n. Exhibit 18: October 1, 2019 Emails.

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

November 29, 2022

/s/Kirby D. Shealy III
Kirby D. Shealy III (S.C. Bar No. 11556)
Luke M. Allen (S.C. Bar No. 102645)
Adams and Reese LLP
1221 Main Street, Suite 1200
Columbia, South Carolina 29201
Telephone: (803) 254-4190
Facsimile: (803) 779-4749
kirby.shealy@arlaw.com

Attorneys for The Best For Last, LLC.