

68513

THE STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

APPEAL FROM LEXINGTON COUNTY
Court of Common Pleas

Doyet A. Early, III, Circuit Court Judge

Appellate Case No. 2012-209587

RECEIVED
MAY 28 2013
SC Court of Appeals

Chris Phillips and Chris Phillips Builders, Inc.....Appellants,

v.

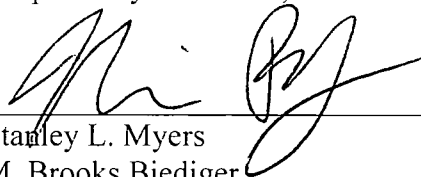
Frank Ferez and Suzie Ferez,.....Respondents.

MOTION TO AMEND APPELLANTS'
DESIGNATION OF MATTER ON APPEAL

Pursuant to Rule 240 of the South Carolina Appellate Court Rules, the undersigned attorney, as counsel for Appellants, hereby moves to withdraw the Appellants' trial exhibits from its Designation of Matter to be included in the Record on Appeal. This motion is based upon the fact that a number of these exhibits are blueprints that are simply too large and difficult to reproduce to include in the record. In addition to the blueprints, several of the other exhibits are already included in the record. Therefore, in the interest of economy, the Appellants respectfully request the Court's leave to withdraw the trial court exhibits from their Designation of Matter to be included on the Record on Appeal.

Please see following page for signature block.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Stanley L. Myers", written over a horizontal line.

Stanley L. Myers

M. Brooks Biediger

Moore, Taylor & Thomas, P.A.

P.O. Box 5709

West Columbia, South Carolina 29171

Telephone: 803-796-9160

Counsel for Appellants

West Columbia, South Carolina

May 28, 2013.

THE STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

APPEAL FROM LEXINGTON COUNTY
Court of Common Pleas

Doyet A. Early, III, Circuit Court Judge

Case No. 2009-CP-32-3870

Chris Phillips and Chris Phillips Builders, Inc.....Appellants,

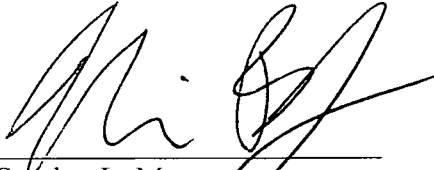
v.

Frank Ferez and Suzie Ferez,.....Respondents.

PROOF OF SERVICE

I certify that I served the Motion to Amend Appellants' Designation of Matter on Appeal,
by mail, postage prepaid, to Respondents' counsel on May 28, 2013, to:

Jefferson D. Griffith, III, Esq.
Richard L. Whitt, Esq.
Austin & Rogers, P.A.
P.O. Box 11716
Columbia, SC 29211
Telephone: (803) 256-4000



Stanley L. Myers
M. Brooks Bieidger
Moore, Taylor & Thomas, P.A.
P.O. Box 5709
West Columbia, South Carolina 29171
Telephone: 803-796-9160
Attorney for Appellants