

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

Bentley D. Price, Circuit Court Judge

Case No. 2016-CP-07-2541
Appellate Case No. 2022-000231

Forum Benefits, LLC, Appellant,

v.

Brian Bannon and Assured Partners, NL, Respondents.

**RESPONDENTS' DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL**

Respondents, by and through their undersigned counsel, designate the following court filings and documents to be included in the Record on Appeal, in addition to the filings previously designated by Appellant in its Second Designation of Matter To Be Included In The Record On Appeal:

1. Plaintiff's Ex Parte Motion for TRO filed on December 1, 2016;
2. Order Granting Ex Parte Motion for TRO filed December 1, 2016;
3. Plaintiff's Motion for Preliminary Injunction filed December 2, 2016;
4. Order Denying Motion for Preliminary Injunction filed December 15, 2016;
5. Plaintiff's Affidavit for Attorneys' Fees and Costs filed November 4, 2021, with attachments; and

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6. Trial Transcript, pages 41, 55-72, 223-269, 287-300, 309-314, 327-333, 389-423, 432-443, 472-478, 565-602, 617-673.

In addition, Respondents designate all exhibits attached to any filings designated by Appellant. Respondents note that some of Appellant's designations reference the exhibits to the filing, but some do not. For example, the following filings do not include references to exhibits:

1. Plaintiff's Verified Complaint, Filed December 1, 2016. This filing has 3 exhibits and Respondents designate those exhibits as exhibits to be included in the Record on Appeal;

16. Defendants' Response in Opposition to Plaintiff's Motion for a New Trial, Filed November 1, 2021. This filing has 6 exhibits and Respondents designate those exhibits to be included in the Record on Appeal; and

17. Defendant's Reply in Support of Motion for Attorneys' Fees/Costs and the Court's Award of Fees/Costs, Filed November 1, 2021. This filing has 2 exhibits and Respondents designate those exhibits to be included in the Record on Appeal.

Pursuant to Rule 209(c), SCACR, the undersigned hereby certifies that Respondents' above designations to be included in the Record on Appeal contain no matter that is irrelevant to the appeal.

Respectfully Submitted,

January 4, 2023

s/ Jeffrey A. Lehrer

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I, Jeffrey A. Lehrer, of FordHarrison, LLP, counsel for Brian Bannon and Assured Partners, NL, hereby certify that the foregoing **RESPONDENTS' DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL** by Brian Bannon and Assured Partners, NL has been served upon opposing counsel, pursuant to the Supreme Court's Order 'Re: Methods of Electronic Filing and Service Under Rule 262 of the South Carolina Appellate Court Rules,' (as amended May 6, 2022), by e-mailing a copy to counsel at their AIS e-mail address, as reflected below:

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Dated: January 4, 2023