

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM HORRY COUNTY

Court of Common Pleas

Fifteenth Judicial Circuit

Honorable Michael G. Nettles, Circuit Court Judge

Trial Court Case No. 2020-CP-26-06420

Appellate Case No. 2022-001035

Grand Strand Resort III Homeowners Association, Inc. Plaintiff

v.

PGP III, LLC, Philip "Phil" G. Pate, South Atlantic Bank and United Community Bank Defendants,

of whom

PGP III, LLC and Philip "Phil" G. Pate Appellants,

v.

Grand Strand Resort III Homeowners Association, Inc. Respondent.

DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL

Grand Strand Resort III Homeowners Association, Inc., pursuant to Rule 209, SCACR,
designate the following material to be included in the Record on Appeal:

ORDERS AND DECISIONS

- 1. Order of Reference filed October 20, 2021.

2. Order Denying Defendants PGP III, LLC and Philip “Phil” G. Pate’s Motion to Alter or Amend the Order of Referenced file June 16, 2022.

PLEADINGS

1. Notice of Condominium Lien filed November 2, 2020.
2. Notice of *Lis Pendens* filed November 2, 2020.
3. Verified Complaint for Foreclosure filed November 5, 2020.
4. Defendants’ Answer and Counterclaim filed January 25, 2021.
5. Plaintiff’s Reply to Defendants’ Answer and Counterclaims filed March 24, 2021.
6. Defendants’ Notice of Appeal filed July 15, 2022.

TRANSCRIPTS

1. Transcript of the January 27, 2022 hearing on Appellant’s Motion to Alter or Amend.

MOTIONS AND OTHER FILINGS

1. Notice of Motion and Motion for Order of Reference to Refer the Condominium Expense Foreclosure Action to the Master-in-Equity of Horry County filed November 13, 2020.
2. Plaintiff’s Memorandum of Law in Support of Its Motion to Refer filed October 6, 2021.
3. Defendants’ Notice of Motion to Alter and Amend Order of Reference filed October 20, 2021.
4. Plaintiff’s Return to Defendants’ Motion to Reconsider filed on November 23, 2021.

OTHER MATERIALS AND DOCUMENTS

1. Master Deed and By-Laws dated July 1, 1988 and recorded August 18, 1988 in Deed Book 1243 at Page 390 through 442, Horry County Records.
2. Amendment to Master Deed recorded January 26, 1994 in Deed Book 1698 at Page 270.
3. Amendment to By-Laws recorded June 22, 1990 in Deed Book 1402 at Page 123.

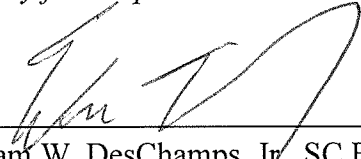


4. Deed to Real Estate of Phil G. Pate aka Phillip G. Pate, aka Phil Pate and Janet R. Pate, aka Janet Pate to Phil G. Pate recorded December 12, 2012 in Deed Book 3625 at Page 2656.
5. Deed to Real Estate of Phil G. Pate to PGP III, LLC recorded July 24, 2019 in Deed Book 4227 at Page 603.

The undersigned certifies that this designation contains no matter which is irrelevant to this Appeal.

Respectfully submitted,

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March 20, 2023

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