

**FORM 14
DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL**

**THE STATE OF SOUTH CAROLINA
In the Court of Appeals**

Appeal No. 2013000714

**APPEAL FROM HORRY COUNTY
Court of Common Pleas**

Ralph P. Stroman, Special Referee

**CASE NUMBER 2009-CP-26-3596
Consolidated with
CASE NUMBER 2010-CP-26-11320**

Ronald Jarmuth,

Appellant,

v.

**The International Club Homeowners
Association, Inc., Rosemary Toth,
and K. A. Diehl & Associates,**

Respondents.

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

Appellant proposes the following be included in the Record on Appeal:

From Case 2010-CP-26-11320:

In the Magistrate Court, Case 2010CV261072943

October 12, 2010 Complaint.

November 18, 2010 Answer

December 1, 2010 Order Transferring to Circuit Court

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In the Court of Common Pleas 2010-CP-26-11320

**October 24, 2011 Defendant's Amended Answer adding Counter – Claim
December 20, 2010 Plaintiff's Answer to Defendant's Amended Answer and
Counter – Claim asserting mandatory additional Plaintiff Claim
against Defendant
May 30, 2012 Defendant's Amended Answer responding to Plaintiff's
additional Claim.**

From Case 2009-CP-26-3596

**April 7, 2009 Complaint
May 12, 2009 Answer of Defendants International Club and Rosemary Toth
May 15, 2009 Plaintiff's Answer to Counter – Claim
May 15, 2009 Plaintiff's Reply to Defendants' Answer
June 9, 2009 Plaintiff's Amended Complaint
June 19, 2009 Answer of Defendants International Club and Rosemary Toth
to Amended Complaint
June 30, 2009 Plaintiff's Reply to Defendants' Answer to Amended
Complaint
June 30, 2009 Plaintiff's Answer to Counter – Claim in Answer to Amended
Complaint
September 16, 2011 Order Consolidating
October 24, 2011 Amended Answer of Defendant International Club to
Amended Complaint and assertion of Counter – Claim
December 17, 2011 Answer of Defendant KA Diehl to Amended Complaint
December 20, 2011 Plaintiff's Answer to Amended Answer and Counter –
Claim of Defendant International Club
January 13, 2012 Defendants' Rule 16 Statement
January 17, 2012 Plaintiff's Rule 16 Statement
May 7, 2012 Plaintiff's Supplement to Rule 16 Statement
May 14, 2012 Plaintiff's Revised Rule 16 Statement
May 17, 2012 Consent Order Disposing of all outstanding matters and
motions
May 30, 2012 Defendant International Club HOA and Rosemary Toth's
Answer to Complaint as Amended
June 13, 2012 Consent Order of Reference
July 16, 2012 Plaintiff's Pre-Trial Brief.
July 31, 2012 Plaintiff's Exhibit List.
August 6, 2012 Plaintiff's Revised Exhibit List
August 6, 2012 Defendant's Revised Rule 16 Statement & Exhibit List
August 8, 2012 Plaintiff's Printout of Bates File Names of Material Provided
by Defendant in Discovery on CD
August 20, 2012 Plaintiff's Post-Trial Brief and Memo of Law
August 20, 2012 Plaintiff's Proposed Order.
August 20, 2012 Defendant's Proposed Order.**

August 21, 2012 Plaintiff's Letter to Special Referee
September 10, 2012 Final Order following Trial before Special Referee
**September 19, 2012 Plaintiff's Motion to Amend Final Order, New Trial,
and for other Relief**
**October 3, 2012 Plaintiff's Letter to Chief Administrative Judge with
Exhibits**
October 17, 2012 Special Referee's Order of Recusal
**November 16, 2012 Plaintiff's Request to Clerk of Court for copies of
receipts releasing Case File documents**
January 23, 2013 Clerk of Court's Receipt for Exhibits
**January 23, 2013 Defendant's Memorandum in Opposition to Plaintiff's
Post-Trial Motion**
January 23, 2013 Exhibits attached to Defendant's January 23, 2013 Memo.
March 11, 2013 Order Denying Plaintiff's Post-Trial Motions

Transcripts:

February 13, 2012 Julie Case (no Exhibits)
February 13, 2012 William Freiboth with Exhibits
February 17, 2012 Ronald Pyle with Exhibits
February 17, 2012 Rosemary Toth with Exhibits
March 27, 2012 Louis Astorino with Exhibits (#1)
March 27, 2012 Michael Butryn with Exhibits
March 27, 2012 Jane Pizzi with Exhibits
March 27, 2012 Peter Pizzi with Exhibits
May 25, 2012 Louis Astorino with Exhibits (#2)
August 8 – 10 Trial Transcript

Additional Material

**December 11, 2011 SC Attorney General Opinion to SC Legislature on HOA
Voter Lists.**
**August 8, 2012 Defendant Discovery CD File Name List filed by Plaintiff
with the trial judge at trial.**
**August 8, 2012 Defendant January 13, 2012 "Mark Up" Exhibit List filed by
Plaintiff with the trial judge at trial.**
**August 8, 2012 Defendant August 6, 2012 "Mark Up" Exhibit List filed by
Plaintiff with the trial judge at trial.**
**November 16, 2012 Plaintiff's Request to Clerk of Court for Case material
"Sign-out" logs / receipts.**
January 6, 2013 Horry County Council Letter to Appellant re Roads.
January 22, 2013 Plaintiff's Brief in Support of Post-Trial Motion
**January 23, 2013 Clerk of Court list of case record items returned to Court
by Sharon Brock**
**February 21, 2013 Email from Ch. Administrative Judge announcing post-
trial decision.**

Trial Exhibits

Plaintiff Exhibits numbered 001 to 759.

Plaintiff Trial Exhibits:

1 to 138

254

267

300 to 399

400 to 414

449 to 471

506 to 507

509; 511

513 to 515

517 to 518

521 to 522

525; 530; 533

540

544 TO 545

547L 548

551 TO 553

555 TO 565

567 to 571

600 TO 606

609 TO 614

620 TO 635

640 TO 645

700 to 709

754 to 755

759 (Defendant Answers to Plaintiff Interrogatories)

Defense Trial Exhibits;

2 to 8

11 to 13

16 to 20

23; 25

28 to 55

58 to 63

70; 72

75-77

79 to 89

91 to 92

94 to 97

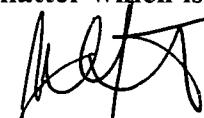
99 to 102

105 to 109 as noted in the trial transcript.

Exhibits A through J as noted in the trial transcript

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

June 12, 2013



**Ronald Jarmuth
249 Pickering Drive
Murrells Inlet, SC 29576
843-314-4355**

Ronald Jarmuth
249 Pickering Drive
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843-314-4355
June 12, 2013

The Honorable Jenny Abbott Kitchings, Clerk
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211-1629
803-734-1890

Re: Motion in Appeal 2013000714 Jarmuth v International Club HOA et al
2009CP263596 in the Court of Common Pleas, Horry County

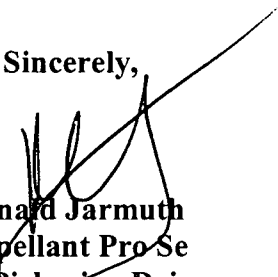
Dear Madam Clerk:

Please file the attached REVISED Form 4 Designation of Matter to be Included in the Record on Appeal which I provide as one unbound plus six bound copies.

I have previously filed a Motion to Limit the Matter to be Designated in and the Reproduction of the Record on Appeal. This Form 14 is not dependent on the Approval or Disapproval of the Appellate Court on that Motion, because this designation contains only the material which is relevant to the appeal, and anything else is prohibited by the Rules of Appellate Procedure.

Thank you for your attention to this matter.

Sincerely,


Ronald Jarmuth
Appellant Pro Se
249 Pickering Drive
Murrells Inlet, SC 29576

Enc: as
Cf: Henrietta Golding, Attorney for Respondents

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**IN THE STATE OF SOUTH CAROLINA
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Appellate Case 2013000714

CASE NUMBER 2009-CP-26-3596

Ronald Jarmuth, Appellant,

v.

**The International Club Homeowners
Association, Inc., Rosemary Toth,
and K. A. Diehl & Associates, Respondents.**

PROOF OF SERVICE

I certify that on June 12, 2013 I served Form 14 Designation of Matter to be
Included in the Record on Appeal on Respondent by depositing copies of same in
the United States Mail, postage prepaid, addressed to Respondent's common
counsel, Henrietta Golding; McNair Law Firm, P.A.; 2411 Oak Street; Suite 206;
Myrtle Beach, SC 29577-3164

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