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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM THE BERKELEY COUNTY
Court of Common Pleas

Bentley D. Price, Circuit Court Judge

Appellate Case No. 2022-000927

Shelby Trehus and Kayden M.,
a Minor, By His Guardian Ad Litem
Shelby Trehus,

Appellants,

v.

Santee Run Apartments,
A South Carolina Corporation,

Respondent.

APPELLANTS' SECOND AMENDED DESIGNATION OF MATTERS TO BE
INCLUDED IN THE RECORD ON APPEAL

Appellants propose the following be included in the Record on Appeal:

1. Plaintiff Shelby Trehus Amended Complaint filed December 6, 2019;
2. Defendant Santee Run Apartments' Answer to Plaintiff Shelby Trehus' Amended Complaint filed March 3, 2020;
3. Plaintiff Kayden Montagna, by his Guardian Ad Litem Shelby Trehus Complaint filed April 29, 2020;
4. Defendant Santee Run Apartments' Answer to Plaintiff Kayden Montagna's Complaint filed May 15, 2020;
5. Transcript of Deposition of Shelby Trehus, June 22, 2020, pages 43 & 44 are in the Record on Appeal; the remainder of the deposition is excluded;

6. Transcript of Deposition of Dr. Timothy Brewerton; February 18, 2022; all portions of the deposition are in the Record on Appeal except p 37, line - p.41, line 15; p92, line 11 - p.94, line 13; p98, line 14 - p.110, line14; and p.155, line 21-p.156, line 3 are excluded;
7. Transcript of Day 1 of Trial on February 22, 2022 at the Berkeley County Court of Common Pleas;
8. Transcript of Day 2 of Trial on February 23, 2022 at the Berkeley County Court of Common Pleas;
9. Transcript of Day 3 of Trial on February 25, 2022 at the Berkeley County Court of Common Pleas;
10. Plaintiffs' Memorandum in Support of their Motion for New Trial filed March 21, 2022;
11. Defendant's Memorandum in Opposition to Plaintiffs' Motion for New Trial filed March 15, 2022;
12. Transcript of Hearing on Motion for New Trial held April 18, 2022 before The Honorable Bentley D. Price at the Charleston County Court of Common Pleas;
13. Order by The Honorable Bentley D. Price dated June 6, 2022 denying the Plaintiffs' Motion for a New Trial;
14. Santee Run Apartments Month to Month Rental Agreement, February 12, 2018 (filed as Exhibit D with Initial Brief of Appellants);
15. Photograph of Smoke Detector in Appellants' Apartment (also filed as Exhibit E with Initial Brief of Appellants);
16. Moncks Corner Fire Department Incident Report, May 29, 2019 (also filed as Exhibit F with Initial Brief of Appellants); and
17. Jury Verdict Form, February 25, 2022 (also filed as Exhibit G with Initial Brief of Appellants).

April 3, 2023

/s/ Thomas S. Tisdale
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