

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM LEXINGTON COUNTY  
Court of Common Pleas

The Honorable Knox McMahon  
Circuit Judge

Case No.: 2011-CP-32-01369

RECEIVED  
JUN 24 2013

SC Court of Appeals

Carolina Refrigeration Services, Inc.

Respondent

v.

Claude L. Leitzsey, Sr., Claude L.  
Leitzsey, Jr., Lisa M. Leitzsey and  
Branch Banking and Trust Company

Defendants

of whom

Claude L. Leitzsey, Sr., Claude L.  
Leitzsey, Jr. and Lisa M. Leitzsey  
are

Appellants

DESIGNATION OF MATTER TO BE  
INCLUDED IN THE RECORD ON APPEAL

Respondent proposes the following be included in the record on appeal, in addition to the documents earlier designated by Appellants:

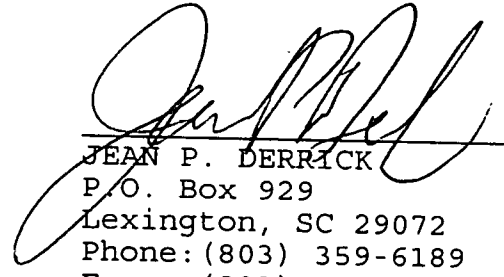
1. Affidavit of Personal Service on Lisa M. Leitzsey of Mechanic's Lien and Lis pendens on April 4, 2011.

2. Affidavit of Personal Service on Claude L. Leitzsey, Jr., of Mechanic's Lien and Lis pendens on April 4, 2011.

3. Affidavit of Personal Service on Claude L. Leitzsey, Sr., of Mechanic's Lien and Lis pendens on April 5, 2011.
4. Affidavit of Personal Service of the Summons and Complaint on Lisa M. Leitzsey on April 7, 2011.
5. Affidavit of Personal Service of the Summons and Complaint on Claude L. Leitzsey, Jr., on April 7, 2011.
6. Affidavit of Personal Service of Summons and Complaint on April 8, 2011 on Claude L. Leitzsey, Sr.
7. Affidavit of Paul Brown dated December 7, 2011.
8. Affidavit of Claude Leitzsey, Jr. dated September 9, 2011.
9. Return of Appellants dated September 8, 2012.
10. Email from Appellant Claude Leitzsey, Jr., February 4, 2011 to Chris Hutnyak, responding to prior email from Hutnyak to Lietzsey February 4, 2011.
11. Notice of filing license, filed June 28, 2011.
12. Email from Respondent's counsel January 20, 2012 to the Honorable R. Knox McMahon re: inspection.
13. Correspondence from Appellants' counsel to Respondent's counsel, February 16, 2012 re: inspection.
14. Appellants' Return to Motion for Entry of Default dated September 8, 2011.
15. Correspondence dated July 13, 2011 from Plaintiff's to Defendant's counsel, with attached February 4, 2011 emails between Lietzsey, Jr. and Chris Hutnyak, and attached letters dated March 24, 2011 to Lietzsey, Jr. and Sr.
16. The page of Exhibit A, to Lietzsey affidavit, which shows HVAC allowance of \$16,925 in general contract.

CERTIFICATE

I hereby certify pursuant to Rule 209(c) of the South Carolina Appellate Court Rules that this Designation of Matter to be Included in the Record on Appeal contains no material which is irrelevant to this Appeal.



JEAN P. DERRICK  
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Attorney for Appellant

June 24, 2013

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CERTIFICATE OF SERVICE

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I, Jean P. Derrick, attorney for Respondent, hereby certify that I served, upon the person named below at the address given, by placing in the United States mail, with proper postage affixed, a copy of the Designation of Matter to be Included on the Record on Appeal dated June 21, 2013 and a copy of the Initial Brief of Respondent dated June 24, 2013.

Gerald D. Jowers, Esq.  
1802 Sumter Street  
Columbia, SC 29201

  
JEAN P. DERRICK  
June 24, 2013

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SC Court of Appeals

LAW OFFICES OF

*Jean Perrin Derrick, LLC*

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June 24, 2013


Hon. Jenny Abbott Kitchens  
S.C. Court of Appeals  
1205 Pendelton Street  
Columbia, SC 29201

Re: Carolina Refrigeration vs. Claude Leitzsey  
Appellate Case No. 2013-000002

Dear Clerk Kitchens:

Enclosed please find a copy of Designation of Matter to Be Included in the Record on Appeal and a copy of the Initial Brief of Respondent in the above captioned appeal, together with an original Certificate of Service.

With kindest regards,



JEAN P. DERRICK

JPD/sss  
Enclosures  
cc: Gerald D. Jowers, Esq., w/Encls.

**RECEIVED**  
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