THE STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM DORCHESTER COUNTY
Master-in-Equity

Maite Murphy, Master-in-Equity

Case No. 2009-CP-18-3315

Larry E. Kinard, Appellant,

v.

Douglas S. Richardson and Julie D. Richardson, Respondents.

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

Appellant and Respondents hereby move, agree and consent this 13th day of June, 2013 to amendment of their prior designations of matter to be included in the record on Appeal. Appellant's Designation of Matter to be Included in the record on Appeal is hereby amended by agreement as follows:

1. Appellant's designation #5 is clarified to read: Order on Plaintiff's and Defendants' Motions for Summary Judgment of December 20, 2011, filed January 12, 2012.
2. Appellant's designation #8 is clarified to read: Memorandum in Support of Motion to Reconsider dated October 29, 2012.
3. Appellant's designation #12 is changed to read: Defendant's Trial Exhibit 1.

Appellant So Moves.

John R. Polito, SC Bar #0004491
106 Aldrich Place
Goose Creek, SC 29445
(843) 797-3234
Attorney for Appellant

Respondents Consent.

P. Brandt Shelbourne, SC Bar #0015143
131 E. Richardson Ave.
Summerville, SC 29483
(843) 871-2210
Attorney for Respondents

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Respondents' Designation of Matter to be Included in the record on Appeal is hereby amended by agreement as follows:

1. Respondents' designation #10 is clarified to read: Plaintiff's Summary Judgment Memorandum dated July 20, 2011, pages 1-17 only (no exhibits).

Respondents So Move.

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Attorney for Respondents

Appellant Consents.

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CERTIFICATE OF COUNSEL

This certification is based upon the fact that this appeal is an equitable action tried by a master alone, and the court can find facts in accordance with its view of the evidence. Townes Associations, Ltd. v. City of Greenville, 266 S.C. 81, 86, 221 S.E.2d 773, 775 (1976).

The undersigned certifies in accordance with Rule 209(c), SCACR that the Amended Designation of Matter to be Included in the Record on Appeal contains no matter which is irrelevant to the appeal.

John R. Polito, SC Bar #0004491
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Attorney for Appellant

Goose Creek, South Carolina
June 13th, 2013

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