

RECEIVED

Jun 13 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

Debra R. McCaslin, Circuit Judge

Appellate Case No. 2022-001665

James Marshall Shoemaker, III.....Appellant

v.

Lesley R. Moore, Esq. as Personal Representative and Trustee,
Edward Sloan Shoemaker and Jonathan Evans Shoemaker.....Respondents

RESPONDENTS' DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL

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

1. Summons in probate court filed 6/27/19
2. Motion to Dismiss/Strike or Motion for a More Definite Statement filed 7/26/19
3. Transcript from Probate Court – Judge Horlbeck – hearing on 10/21/19
4. Order by Judge Horlbeck filed 12/13/19
5. Motion to Dismiss filed 2/3/20
6. Reply to Amended Petition filed 2/14/20
7. Amended Petition filed 2/20/20
8. Motion to Dismiss filed 4/17/20
9. Order by Judge Jennings filed 7/29/20

10. Motion for Sanctions and to Dismiss the Amended Petition filed 9/10/20
11. Motion for Summary Judgment with exhibits filed 11/4/20
12. Order for Sanctions filed 11/18/20
13. Memorandum in Support of Respondents' Motion for Summary Judgment with exhibits filed 4/1/21
14. Transcript from Probate Court – Judge Jennings – hearing on 4/7/21
15. Petitioner's Response to Decedents' Motion for Summary Judgment filed 4/12/21
16. Order Granting Respondents' Motion for Summary Judgment filed 6/15/21
17. Motion for the Recovery of Costs and Attorneys' Fees filed 6/18/21
18. Transcript from Probate Court – Judge Jennings – hearing on 9/15/21
19. Amended Order Granting Summary Judgment to Respondent filed 12/15/21
20. Order by Judge Jennings regarding recusal (never appealed) also filed 12/15/21
21. Statement of Issues on Appeal to the Circuit Court filed 1/10/22 and 2/21/22
22. Motion to Dismiss Appeal filed 1/27/22
23. Order of the Supreme Court filed 2/1/22
24. Supplemental Memorandum in Support of Respondent's Motion to Dismiss Appeal and to Affirm Summary Judgment filed 9/6/22
25. Transcript of Record from Common Pleas – Judge McCaslin on 9/8/22
26. Order Affirming Summary Judgment in Favor of Respondents and Dismissing Petitioner's Appeal filed 10/27/22

Respondents' counsel hereby certifies that this Designation contains no matter which is irrelevant to the appeal

Respectfully submitted,
**BROWN, MASSEY, EVANS,
McLEOD & HAYNSWORTH,
LLC**

s/ Jenna Hendricks McLeod

Jenna Hendricks McLeod

SC Bar No.: 101236

s/Tyler McLeod

Tyler McLeod

SC Bar No.: 101309

s/R. David Massey

R. David Massey

SC Bar No.: 0003681

jennamcleod@bmemhlaw.com

tmcleod@bmemhlaw.com

davidmassey@bmemhlaw.com

PO Box 2464

Greenville, SC 29602

T: (864) 271-7424

Attorneys for Respondent

Greenville, South Carolina
June 13, 2023