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Jul 19 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
In the Court of Common Pleas for the Ninth Judicial Circuit

The Honorable Mikell R. Scarborough, Master-in-Equity

Appellate Case No. 2023-000773

Dustin Grotzke, Christine Grotzke, Leo Cornejo, Steve Falciani,
Nancy Falciani, Robert St. Louis, Lindsay Layton, Roger Woolf,
Roberta Woolf, Nancy Zaj, Meg White, Joey Winchester, Kelly
Hill, Mary Thaler, Ed Thaler, Lisa Essig, Brianna Stello, Jennifer
Sellars, Dominique Powell, Jennifer Mayo and James Hardy..... Respondents,

v.

Mariner's Cay Racquet & Yacht Club Homeowners' Association,
Inc.Appellant.

**APPELLANT'S DESIGNATION OF MATTER
FOR INCLUSION IN THE RECORD ON APPEAL**

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Pursuant to Rule 209 of the South Carolina Appellate Court Rules, Appellant Mariner's Cay Racquet & Yacht Club Homeowners' Association, Inc. ("Appellant") hereby designates the following materials to be included in the Record on Appeal in this matter in connection with its Initial Brief of Appellant. Each item designated **is to include all attachments or exhibits** to the original of the referenced item. Appellant intends to designate each and every item from the record that it cites in its Initial Brief of Appellant in this matter. Appellant expressly reserves the right to seek supplementation of the record pursuant to Rules 209 and 212, SCACR.

Appellant designates the following matters for inclusion in the Record on Appeal (including any and all exhibits or attachments thereto):

1. June 24, 2019 Summons and Complaint
Ex. A: Master Deed for Mariner's Cay Racquet and Yacht Club
Ex. B: Oct. 5, 2018 Email
Ex. C: Oct. 19, 2018 Email
Ex. D: May 28, 2019 Email
2. Sept. 10, 2019 Answer and Counterclaims of Defendant/Third-Party Plaintiff
3. Jan. 20, 2020 Order
4. February 21, 2022 Plaintiffs' Motion and Incorporated Memorandum to Quash Discovery or in the Alternative Protective Order
5. July 8, 2022 Defendant's Motion for Partial Summary Judgment
6. July 8, 2022 Plaintiffs' Motion for Summary Judgment
7. July 15, 2022 Memorandum in Support of Defendant/Third-Party Plaintiff's Motion for Partial Summary Judgment and in Opposition to Plaintiff's Motion for Summary Judgment
Ex. A: July 14, 2022 Affidavit of Roger Camp in Support of Defendant's Motion for Partial Summary Judgment (and Ex. A thereto, Post-July 1, 2019 Mariner's Cay Condo Sales)
Ex. B: Master Deed for Mariner's Cay Racquet and Yacht Club with By-Laws

- Ex. C: Temporary Moratorium of Short-Term Rentals (Recorded Nov. 13, 2019)
- Ex. D: Temporary Moratorium Regarding Future Renting within the Mariner's Cay Community (Recorded March 18, 2020)
- Ex. E: Amended Temporary Moratorium Regarding Future Renting Within the Mariner's Cay Community (Recorded April 22, 2021)
- Ex. F: Amended Temporary Moratorium Regarding Future Renting Within the Mariner's Cay Community (Recorded April 28, 2022)
- Ex. G: *Pandharipande v. FSD Corp.* Case
- Ex. H: *Williamson v. Bermuda Run Investor Dev. Grp., Inc.* Case
8. July 15, 2022 Affidavit of Leonardo Cornejo in Support of Motion for Summary Judgment
 9. July 19, 2022 Hearing Transcript (pages 21-24)
 10. Aug. 8, 2022 Plaintiffs' Motion to Amend Complaint
- Ex. A: Proposed Amended Complaint
11. Aug. 22, 2022 Defendant's Memorandum in Opposition to Plaintiffs' Motion to Amend Complaint
 12. Sept. 19, 2022 Hearing Transcript (pages 11, 21-23, 86-93)
 13. March 29, 2023 Order
 14. April 10, 2023 Motion to Alter or Amend March 29, 2023 Order
 15. April 12, 2023 Defendant's Answer to Amended Complaint and Counterclaims
 16. April 17, 2023 Form 4 Order
 17. May 5, 2023 Plaintiffs' Reply to Counterclaims of Defendant
 18. May 10, 2023 Defendant's Notice of Appeal
- Ex. A: March 29, 2023 Order
- Ex. B: April 17, 2023 Order

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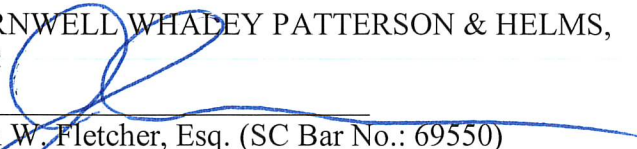
Mariner's Cay Racquet & Yacht Club Homeowners' Association,
Inc.Appellant.

PROOF OF SERVICE

I certify that I have served the Appellant's Designation of Matter for Inclusion in the Record on Appeal on the above-referenced Respondents by email and by depositing a copy of it in the United States Mail, postage prepaid, on July 19, 2023, addressed to their attorneys of record:

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