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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM PICKENS COUNTY
Court of Common Pleas

The Honorable Alex Kinlaw, Jr. and Perry H. Gravely, Circuit Court Judges

Case No. 2020-CP-39-00266
Appellate Case No. 2022-001499

Click Properties, LLC and Hyper Formance, LLC..... Respondents

v.

Thomas SC Properties, LLC and All-Tech Tire and Auto Repair, LLC Appellants

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

Respondents, Click Properties, LLC and Hyper Formance, LLC, propose the following matter to be included in the Record on Appeal:

Orders

1. Order Granting Temporary Restraining Order and Denying Defendants' Motion to Dismiss, May 8, 2020
2. Order Denying Defendants' Motion to Remove Temporary Injunction and Denying Defendant's Motion to Amend Answer, April 7, 2022
3. Order denying Motion to Reconsider, April 27, 2022
4. Jury Verdict, May 26, 2022
5. Order (Form 4 Order) regarding the filing of post-trial motions, June 3, 2022
6. Order (Form 4 Order) as to Defendants' Summary Judgment Motion, June 6, 2022
7. Order denying Defendants' Motion to Reconsider, June 30, 2022
8. Order on Post Trial Motions, September 21, 2022

Pleadings

9. Complaint, February 26, 2020
10. Plaintiffs' Motion for Temporary Restraining Order, February 26, 2020
11. Plaintiffs' Memorandum for Temporary Restraining Order, February 26, 2020, and exhibits
12. Defendants' Motion to Dismiss, March 30, 2020
13. Plaintiffs' Objection and Response to Motion to Dismiss, April 27, 2020
14. Affidavit of Johnathan Thomas dated April 27, 2020
15. Defendants' Opposition to Motion for Temporary Restraining Order, April 27, 2020
16. Defendant's Memorandum in Support of Motion to Dismiss dated April 27, 2020
17. Plaintiffs' Memorandum in Response to Defendants' Memorandum in Support of Motion to Dismiss, April 28, 2020, and exhibits
18. Supplemental Affidavit of Brent Click dated April 29, 2020
19. Plaintiffs' Reply to Defendants' Response to Motion for Temporary Restraining Order dated April 29, 2020, and exhibits
20. Answer, May 23, 2020
21. Defendants' Motion to Amend Answer and proposed Counterclaim, February 23, 2022
22. Defendants' Motion to Remove Temporary Injunction, February 23, 2022
23. Affidavit of Jonathan Thomas, March 17, 2022
24. Affidavit of Bradley S. Dobson, March 25, 2022
25. Affidavit of Brent Click, March 25, 2022
26. Plaintiffs' Response in Opposition to Motion to Remove Temporary Injunction, March 25, 2022, and exhibits
27. Plaintiffs' Response in Opposition to Motion to Amend Answer, March 25, 2022, and exhibits
28. Defendants' Motion to Reconsider, April 14, 2022
29. Defendants' Motion for Summary Judgment, April 29, 2022
30. Defendants' Memorandum in Support of Motion for Summary Judgment, April 29, 2022
31. Defendants' Motion in Limine, May 9, 2022
32. Defendants' Memorandum in Support of Motion in Limine, May 9, 2022
33. Plaintiffs' Motion in Limine, May 9, 2022, and exhibits
34. Defendants' Supplemental Motion for Summary Judgment, May 13, 2022
35. Plaintiffs' Response in Opposition to Motion for Summary Judgment, May 17, 2022, and exhibits
36. Plaintiffs' Response in Opposition to Defendants' Motion in Limine, May 17, 2022, and exhibits
37. Defendants' Post Trial Motions, June 3, 2022
38. Plaintiffs' Post Trial Motions, June 6, 2022

39. Plaintiffs' Memorandum in Opposition to Defendants' Post Trial Motions dated July 19, 2022

Trial Transcript

40. Transcript of Trial held May 22, 2022 through May 26, 2022
Pages: 129-130, 134, 136-138, 140, 145, 146-149, 152, 162, 178-180, 185, 190-191, 208, 213-214, 221-229, 235-237, 243-245, 252-253, 266, 276-278, 288- 289, 292-293, 295-297, 307-308, 319-320, 333-337, 366-367, 371-373, 381-393, 403-404, 408-412, 414-416, 422-423, 427, 432-433, 435-436, 444, 510-521, 554-555, 621-697, 700-703


Trial Exhibits

41. Trial Exhibits: P-1 through P-9, P-11, P-22, P-24, P-25, P-27, P28, P-29, P-30, P-32, P-41-P-44
42. Court Exhibits C-4, C-5, C-8

Certificate of Counsel

The undersigned hereby certifies that this designation contains no matter which is irrelevant to this appeal.

Date: 20 June 23



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