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SC Court of Appeals

**THE STATE OF SOUTH CAROLINA
In The Court of Appeals^[1]_[SEP]**

**APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas**

The Honorable R. Markley Dennis, Jr., Circuit Court Judge

Case No. 2021-CP-10-004154

Nicole Qunita Murray, Appellant,

v.

Linda P. Smith, Respondent.

DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL

Appellant proposes the following be included in the Record on Appeal:

1. Magistrate Return dated September 17, 2021, and attached case file, including:
 - a. Application for Ejectment with Plaintiff's Pretrial Exhibits;
 - b. Plaintiff's Certification of Compliance with CARES Act;
 - c. Rule to Vacate or Show Cause with Affidavit of Service;
 - d. Defendant's January 25, 2021 Demand for Jury Trial;
 - e. Magistrate Summonses dated January 25, 2021 for February 3, 2021 pre-trial conference;
 - f. Civil Cover Sheet from February 3, 2021 pre-trial conference;
 - g. Plaintiff's Exhibits submitted at February 3, 2021 pre-trial conference;
 - h. Magistrate Summonses dated April 27, 2021 for May 18, 2021 pre-trial conference and hearing on undertaking and bond;
 - i. Attorney Kuykendall's Notice of Appearance filed May 6, 2021;
 - j. May 13, 2021 Notice of Appearance, Motion to Amend Pleadings with Exhibits, and Certificate of Service filed by Plaintiff's attorney, Adam Howell;
 - k. Defendant's June 1, 2021 Agreed Motion for Extension of Time (with email confirmation from court);
 - l. Plaintiff's Exhibits submitted June 7, 2021;
 - m. Defendant's June 8, 2021 Motion for Extension of Time and Answer and Affirmative Defenses;
 - n. Plaintiff's Motion for Summary Judgment filed June 24, 2021;
 - o. Order granting Defendant's Motion for Extension of Time to file Answer dated June 28, 2021;

- p. Magistrate Summonses dated June 28, 2021 for July 21, 2021 hearing on Plaintiff's Motion for Summary Judgment;
- q. Plaintiff's Memorandum of Law in Support of Motion for Summary Judgment with Exhibits filed July 13, 2021;
- r. Defendant's Motion to Stay filed July 21, 2021;
- s. Defendant's Motion to Amend Answer and Affirmative Defenses filed July 21, 2021;
- t. Civil Cover Sheet from July 21, 2021 hearing on Plaintiff's Motion for Summary Judgment, Defendant's Motion to Stay, and Defendant's Motion to Amend Answer and Affirmative Defenses;
- u. Order Denying Defendant's Motion to Stay dated July 22, 2021;
- v. Order Granting Defendant's Motion to Amend Answer and Affirmative Defenses dated July 22, 2021;
- w. Plaintiff's Motion for Summary Judgment filed August 4, 2021 (revised subsequent to Defendant's Motion to Amend Answer and Affirmative Defenses);
- x. Plaintiff's Memorandum of Law in Support of Motion for Summary Judgment with Exhibits filed August 4, 2021 (revised subsequent to Defendant's Motion to Amend Answer and Affirmative Defenses);
- y. Magistrate Summons dated August 6, 2021 for August 24, 2021 hearing on Plaintiff's Motion for Summary Judgment;
- z. Defendant's Memorandum of Law in Opposition to Plaintiff's Motion for Summary Judgment filed August 19, 2021;
- aa. Plaintiff's Affidavit of Attorney's Fees filed August 4, 2021;
- bb. Civil Cover Sheet from August 24, 2021 hearing on Plaintiff's Motion for Summary Judgment;
- cc. Order Granting Plaintiff's Motion for Summary Judgment dated September 7, 2021;
- dd. Writ of Ejectment (unserved) dated September 7, 2021;
- ee. Notice of Civil Appeal served on Defendant on August 8, 2021;
- ff. Magistrate Summonses dated September 8, 2021 for September 14, 2021 hearing on Bond to Stay Execution of Judgment on Appeal;
- gg. Plaintiff's Exhibits A-D submitted at September 14, 2021 Bond to Stay Execution of Judgment on Appeal hearing;
- hh. Bond to Stay Execution of Judgment on Appeal dated September 14, 2021;
- 2. Defendant/Appellant's Motion to Stay & Consolidate dated April 19, 2022;
- 3. Order Denying Appeal and Motion to Stay & Consolidated, dated May 12, 2022;
- 4. Remittitur from Court of Appeals – Remand to Circuit Court;
- 5. Order/ Judge McFaddin Adopts Judge Dennis' Order;
- 6. Transcript of Record, pp. 1-6

I certify that this designation contains no matter which is irrelevant to this appeal.

Respectfully submitted,

/s/ Jeffrey W. Kuykendall _____
 Jeffrey W. Kuykendall – Attorney at Law

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At Charleston, South Carolina
This the 7th day of August, 2023.