

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM YORK COUNTY
Court of Common Pleas

Hon. John C. Hayes, III
Presiding Circuit Court Judge

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JUL 1 2 2013

SC Court of Appeals

Consolidated case no. 2010-CP-46-2326

Juontonio Pinckney, et al. Apellants,
v.
Epcn Communities, Inc., Epcn Communities Franchising, Inc.,
Brock L. Fankhauser, Fankhauser Property Group, Inc.,
Stonecrest Villas of Tega Cay, LLC,
and
Stonecrest Villas of Tega Cay Owners' Association, Inc. Respondent

APPELLANTS PINCKNEY, ET AL DESIGNATION
OF MATTER TO BE INCLUDED IN RECORD ON APPEAL

Appellants Pinckney, et al propose the following to be included in the record on appeal :

1. Plaintiff Summons and Complaint dated June 2, 2010
2. Amended Consolidated Complaint of Plaintiffs dated 9/16/2013
3. Answer, Counterclaims and Cross Claims of Association 8/6/2011 and amendments
4. August 27, 2012 trial court order denying COA judgment on pleadings and incorporating Pulliam v. MUI Carolina Corp. order of case 2008-CP-46-2158
5. October 27, 2012 trial court order denying Plaintiffs' motion for summary judgment vs. association
6. Filed Settlement memorandum in support of summary judgment argument and settlement 12/19/2013

7. 10/12/2012 Affidavits of board member Paulette Iadanza
8. Hearing transcript December 19, 2013 oral argument before the circuit court
9. January 23, 2013 court order approving settlement and granting summary judgment dismissal of all common element damage claims
10. February 27, 2013 order on Plaintiff Rule 60 motion to alter or amend 1/23/13 trial court order
11. March 8, 2013 order denying summary judgment re: Defendants FGP and Stonecrest, LLC vs. Plaintiffs
12. Hearing transcript of March 20, 2013 summary judgment oral arguments
13. Defendant COA memorandum in support of summary judgment and exhibits dated 3/20/2013
14. Plaintiff memorandum in opposition of summary judgment dated 3/20/2013 and exhibits #1(a) - #1(g).
15. April 10, 2013 order substituting/reinstating Plaintiffs Pinckney and Musgrave
16. April 5, 2013 order granting summary judgment referencing 1/23/2013 order and business judgment rule

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PROOF OF SERVICE

SC Court of Appeals

Counsel for Appellants Pinckney, et al., pursuant to SCACR 209 and SCACR 209(c) here certifies that on July 12, 2013 counsel served the Appellants Proposed Designation of Matter for Record on Appeal, above listed, on the parties identified below by depositing a copy of the same in the United States mail, postage prepaid, and addressed as follows and that the same contains no matter which is irrelevant to the appeal pending before this court.

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and

Stonecrest Villas of Tega Cay Owners' Association, Inc. Respondent

PROOF OF SERVICE

Counsel for Appellants here certifies pursuant to SCACR 208(a)(1) that a copy of the Appellants Initial Brief was served on the below listed parties by depositing a copy of the same in the United States mail, postage prepaid, and addressed as follows the 12th day of July, 2013.

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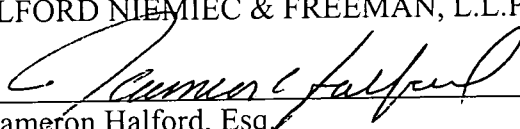
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Respectfully submitted,

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