

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED
OCT 30 2023
SC Court of Appeals

APPEAL FROM Horry County
Court of Common Pleas

The Honorable Carmen T. Mullen, Circuit Court Judge
Case No. 2018-CP-26-00307

Appellate Case No. 2023-001150

Wedgewood Condominium Association, Appellant

vs.

Centex Homes, a Nevada General Partnership; Balfour Beatty Construction, LLC as
successor by merger to Centex Construction Company, Inc. and Centex Construction, LLC;
Crescent Architects, LLC; and CEMS Engineering, Inc., Defendants.

OF WHICH:

Centex Homes, a Nevada General Partnership; Balfour Beatty Construction, LLC as
successor by merger to Centex Construction Company, Inc. and Centex Construction, LLC,
are..... Respondents

**APPELLANT’S DESIGNATION OF MATTER TO BE
INCLUDED IN RECORD ON APPEAL**

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

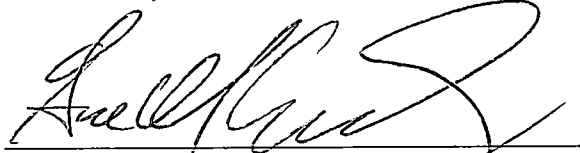
1. Order of the Honorable Carmen T. Mullen signed June 14, 2023, filed June 16, 2023.
2. Form 4 Order June 14, 2023.
3. Transcript of Hearing June 14, 2023
4. Defendant Centex Homes Motion for Leave to Deposit Judgment Sum with the Court and Stay Execution of Proceedings to Enforce the Judgement June 6, 2023.
5. Transcript of Record May 22-26, 2023
Testimony of Jeremy Martin (pp. 570, 617)

6. Transcript of Record May 22-26, 2023
Punitive Damages (pp. 1052 – 1068)
7. Punitive Damages Exhibits for Plaintiff:
Ex. 1 Request for Admissions
Ex. 2 Three pages of transcript (Depo. pages of Lundblad)

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

Respectfully submitted,

KELAHER, CONNELL & CONNOR, P.C.



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October 27, 2023

**Attorneys for Appellant Wedgewood
Condominium Association**

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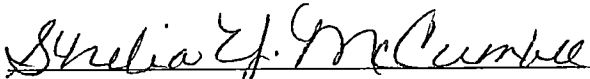
PROOF OF SERVICE

PERSONALLY appeared before me, Shelia Y. McCumbee, who being duly sworn, deposes
and says that she is an employee of Kelaher, Connell & Connor, P.C., and that she has served a copy
of **Initial Brief of Appellant and Appellant's Designation of Matter** on the 27th day of October,
2023, by depositing a copy of same in the United States Mail, postage prepaid, to:


Thomas C. Hildebrand, Jr., Esquire
William G. DesChamps, IV, Esquire
Paul N. Nybo, Esquire
Parker Poe Adams & Bernstein, LLP
850 Morrison Drive, Suite 400
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Katon E. Dawson, Jr. Esquire
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1221 Main Street, Suite 1100
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Jeffrey A. Turner, Esquire
Stephanie A. Douglas, Esquire
Bush Seyferth PLLC
100 W Big Beaver Road, Suite 400
Troy, MI 48084


Shelia Y. McCumbee

SWORN AND SUBSCRIBED before me,
this 27th day of October, 2023.


Notary Public for South Carolina
My Commission Expires: 3-12-24

KELAHER, CONNELL & CONNOR, P.C.

ATTORNEYS AT LAW

SUITE 209

THE COURTYARD

1500 U.S. HIGHWAY 17 NORTH

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SC Court of Appeals

The Honorable Jenny Abbot Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: Appellate Case No. 2023-001150
Wedgewood Condominium Association v. Centex Homes, et al.
C/A No. 2018-CP-26-00307
Our File No. 2018-0272C

Dear Ms. Kitchings:

Enclosed please find the following for filing in the above-captioned case. (1) Initial Brief of Appellant; (2) Appellant's Designation of Matter to be Included in the Record on Appeal; and (3) Proof of Service.

Please be so kind as to return a filed copy of the Proof of Service in the self-addressed, stamped envelope provided for your convenience.

By copy of this letter, we hereby serve the above-stated documents on Respondent through counsel of record

Sincerely yours,



Gene M. Connell, Jr.

GMC,Jr.:sm
Enclosures

cc w/enc.: Thomas C. Hildebrand, Jr., Esquire
William G. DesChamps, IV, Esquire
Paul N. Nybo, Esquire
Katon E. Dawson, Jr., Esquire
Jeffrey A. Turner, Esquire (Pro Hac Vice)
Stephanie A. Douglas, Esquire (Pro Hac Vice)
Stacy L. Stanley, Esquire

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