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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

The Honorable Bentley Price, Circuit Court Judge
Charleston County

Appellate Case No. 2023-001575
Trial Court Case No. 2020-CP-10-4076

Atlantic International, Inc. d/b/a Coldwell
Banker Commercial Atlantic, John W. True,
and Aaron B. Rowley,

Appellants,

v.

IBYDIT, LLC, 1537 Ben Sawyer Blvd., LLC,
Curt Nesbitt, Richard M. McColl, East Island
Real Estate, Inc., and Ashley Haynes,
individually and as an agent of East Islands Real
Estate, Inc.,

Respondents,

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

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Attorneys for Respondents IBYDIT, LLC and Curt Nesbitt

Respondents IBYDIT, LLC and Curt Nesbitt (“Respondents”) propose that the following material be included in the Record on Appeal:

1. Amended Complaint filed October 5, 2020
2. Order Granting Summary Judgment dated September 7, 2023
3. Respondents’ Motion for Summary Judgment filed May 19, 2023
4. Respondents’ Memorandum in Support of Motion for Summary Judgment filed May 26, 2023 (“Memo”)
5. One Time Show Agreement, attached as Exhibit B to Respondents’ Memo
6. Seller’s Settlement Statement, attached as Exhibit C to Respondents’ Memo
7. Final Order in the Matter of Brent A. Case, Case No.: 2020-562, attached as Exhibit D to Respondents’ Memo
8. Final Order in the Matter of John W. True, Case No.: 2020-563, attached as Exhibit E to Respondents’ Memo
9. Final Order in the Matter of Aaron B. Rowley, Case No.: 2020-564, attached as Exhibit F to Respondents’ Memo
10. Memorandum of Agreement, attached as Exhibit G to Respondents’ Memo
11. Affidavit of Curtis B. Nesbitt
12. Transcript of Hearing on May 30, 2023

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

Respectfully submitted,

By: *s/Ellis R. Lesemann*

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December 4, 2023

Charleston, South Carolina