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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas
The Honorable J. Cordell Maddox, Jr., Circuit Court Judge
Case No. 2021-CP-02-00889

Appellate Case No. 2023-001211

Julianne Foster, Plaintiff,

v.

Rhett Riviere, Katherine A. Thomas, Chase Enterprises, LLC
of South Carolina, and Airbnb, Inc., Defendants,

Of which Rhett Riviere is the.....Appellant,

And Airbnb, Inc. is the.....Respondent.

Respondent’s Designation of Matter to be Included in the Record on Appeal

Respondent Airbnb, Inc. designates the following material under Rule 209, SCACR, for inclusion in the record on appeal. Undersigned counsel certifies, under Rule 209(c), SCACR, that the designation contains no matter which is irrelevant to this appeal.

Orders

1. Order Denying Airbnb’s Motion to Compel Arbitration, filed September 13, 2023
2. Order Staying Case Pending Appellate Decision, filed August 24, 2023
3. Order Denying Riviere’s Motions to Compel Arbitration and Dismiss, filed July 26, 2023

4. Form 4 Order taking Airbnb's Motion to Stay, Rhett Riviere's Motion to Compel, and Plaintiff's Rule to Show Cause under Advisement, filed June 21, 2023
5. Form 4 Order (11:12 AM) granting Airbnb's Motion for Leave to Amend, May 25, 2023

Pleadings

6. Plaintiff's Summons & Complaint, filed April 28, 2021
7. Plaintiff's Amended Summons & Complaint, filed November 30, 2022
8. Airbnb's Answer to the Amended Complaint and Crossclaim, filed April 20, 2023
9. Airbnb's Third-Party Summons and Complaint, filed April 20, 2023

Motions, Supporting Memoranda, & Other Filings

Airbnb's Motion to Compel Arbitration

10. Airbnb's Motion to Compel Arbitration & Exhibit, filed May 15, 2023
11. Plaintiff's Response in Opposition to Airbnb's Motion to Compel Arbitration & Exhibits, filed June 6, 2023
12. Airbnb's Reply in Support of its Motion to Compel Arbitration & Exhibits, filed June 12, 2023
13. Letter from Airbnb's Counsel (Brown) to Judge Maddox & Exhibit, filed June 14, 2023
14. Letter from Plaintiff's Counsel (Barbier) to Judge Maddox & Exhibit, filed June 16, 2023
15. Letter from Airbnb's Counsel (Brown) to Judge Maddox & Exhibit, filed June 16, 2023
16. Airbnb's Supplemental Memorandum in Support of its Motion to Compel, filed July 21, 2023
17. Plaintiff's Response in Opposition to Airbnb's Supplemental Memorandum in Support of its Motion to Compel Arbitration, filed July 28, 2023

Joint Motion to Acknowledge the Automatic Stay

18. Joint Motion of Airbnb and Rhett Riviere to Acknowledge Automatic Stay, filed July 28, 2023

19. Plaintiff's Response in Opposition to Joint Motion to Acknowledge Stay, filed July 31, 2023
20. Airbnb's Reply in Support of Joint Motion to Acknowledge Stay & Exhibit, filed August 9, 2023

Other Motions and Memoranda

21. Riviere's Motion to Compel Arbitration, filed May 23, 2023
22. Riviere's Motion to Dismiss or Stay Case, filed May 26, 2023
23. Riviere's Notice of Appeal, filed July 27, 2023
24. Airbnb's Notice of Appeal, filed September 15, 2023

Transcripts

25. Transcript of Hearing (Judge Jocelyn Newman), April 5, 2023
26. Transcript of Hearing (Judge Maddox), June 13, 2023

Other

27. Copy of the Docket from the Second Judicial Circuit Public Index
28. Stipulation of Dismissal of Riviere, December 20, 2022
29. Email Chain with Will Smith, Law Clerk to J. Maddox, July 11–27, 2023

[Signature on following page.]

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