

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM BERKELEY COUNTY  
Court of Common Pleas

The Hon. Deadra L. Jefferson, Circuit Court Judge

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Case No.: 2010-CP-08-1801

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Levern McCray,.....Respondent,

vs.

Jose W. Valle,.....Appellant,

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**Designation of Matter to be Included in the  
Record on Appeal for Initial Appellant's Brief**

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The Appellant designates the following materials to be included in the Record on Appeal with respect to the Initial Appellant's Brief:

1. Summons and Complaint;
2. Answer;
3. Trial Transcript, pp. 56-59, 66-68; 73-115; 124-126, 136-137, 141, 147-163, 169-218, 221-223, 228-231, 235-239, 245-252, 259-264, 266-288, 290-322, 327-362, 365-395, 409-418, 427-473;
4. Transcript of deposition of Dr. Spearman (played at trial);
5. Transcript of deposition of Dr. Smith (played at trial);
6. Transcript of deposition of Heather Dailey (played at trial);
7. Order (filed August 16, 2012);
8. Supplemental Order (filed September 5, 2012).

I certify that these designations do not include any materials irrelevant to the issues on appeal.

(Signature on next page)

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JUL 24 2013

**SC Court of Appeals**

*R. Hawthorne Barrett*

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Attorneys for the Appellant

July 24, 2013

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**PROOF OF SERVICE**

The undersigned, an attorney in this matter for the Appellant, certifies that I have this 24<sup>th</sup> day of July, 2013, served copies of the Appellant's **Initial Appellant's Brief and Designation of Matter to be Included in the Record on Appeal** upon counsel for the Respondent by causing them to be deposited in the United States mail with sufficient postage affixed, addressed to: Pamela Mullis, Esq., Mullis Law Firm, P.A., P.O. Box 7757, Columbia, SC 29202.

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