

RECEIVED

DEC 08 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM CHARLESTON COUNTY
COURT OF COMMON PLEAS

THE HONORABLE BENTLY D. PRICE, CIRCUIT COURT JUDGE

APPELLATE CASE NO.: 2023-001575

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 Islands Real Estate, Inc., and Ashley Hayes, Individually and
as Agent for East Islands Real Estate, Inc.....Respondents.

RESPONDENTS 1537 BEN SAWYER BLVD, LLC AND RICHARD M. MCCOLL'S
DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL

MARY LEIGH ARNOLD P.A.
Mary Leigh Arnold (SC #419)
749 Johnnie Dodds Blvd, Suite B
Mount Pleasant, SC 29464
P 843.971.6053
Sammie@maryarnoldlaw.com
*Attorney for Respondents 1537 Ben
Sawyer Blvd LLC and Richard McColl*

Respondents, 1537 Ben Sawyer Blvd, LLC and Richard McColl pursuant to Rule 209,

SCACR designate the following materials for inclusion in the Record on Appeal:

1. Order Granting Summary Judgment dated September 5, 2023;
2. Summons and Complaint , filed September 15, 2020;
3. Amended Summons and Complaint, filed October 5, 2020;
4. Motion to Dismiss filed November 2, 2020;
5. Answer filed November 2, 2020;
6. Answer filed November 13, 2020;
7. Motion to Dismiss filed November 17, 2020;
8. Answer filed November 17, 2020;
9. Answer to Counterclaim filed November 30, 2020;
10. Motion for Summary Judgment filed October 5, 2022;
11. Motion for Summary Judgment filed January 23, 2023;
12. Motion for Summary Judgment filed May 19, 2023;
13. Memorandum in Opposition filed May 25, 2023;
14. 1537's Memorandum in Support of Summary Judgment filed May 26, 2023;
15. East Island's Memorandum in Support of Summary Judgment filed May 26, 2023;
16. IBYDIT's Memorandum in Support of Summary Judgment filed May 26, 2023;
17. Docket Civil Action No. 2020-CP-10-4076.

I certify pursuant to Rule 209(c), SCACR that this designation contains no matter which is irrelevant to this appeal.

MARY LEIGH ARNOLD P.A.
s/Mary Leigh Arnold (SC #419)
749 Johnnie Dodds Blvd, Suite Mount
Pleasant, SC 29464
P 843.971.6053
Sammie@maryarnoldlaw.com

*Attorney for Respondents 1537 Ben
Sawyer Blvd LLC and Richard McColl*

December 4, 2023

RECEIVED

DEC 08 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

APPEAL FROM CHARLESTON COUNTY

COURT OF COMMON PLEAS

THE HONORABLE BENTLY D. PRICE, CIRCUIT COURT
JUDGE

APPELLATE CASE NO.: 2023-001575

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 Islands Real Estate, Inc., and Ashley Hayes, Individually and
as Agent for East Islands Real Estate, Inc.....Respondents.

PROOF OF SERVICE

I HEREBY CERTIFY that I have served the RESPONDENTS, 1537 BEN SAWYER BLVD, LLC AND RICHARD M CMCOLL'S INTIAL BRIEF and DESIGNATION OF MATTER OF ON APPEAL by depositing copies of the same in the United State Mail, Postage prepaid, address to the below Counsel of Record:

Hall E. Cobb, Esq.
Cobb Dill & Hammett, LLC
222 W. Coleman Blvd., Bldg. 2
Mt. Pleasant, SC 29464
Attorney for Appellants

Steven R. Kropski
P.O. Box 22528
Charleston, SC 29413
*Attorney for Respondents East Island Real Estate, Inc.,
and Ashley Haynes*

Ellis R. Lesemann
LESEMANN & ASSOCIATES LLC
418 King Street, Suite 301
Charleston, SC 29403
Attorneys for Respondents IBYDIT, LLC and Curt Nesbitt

MARY LEIGH ARNOLD P.A.
s/Mary Leigh Arnold (SC #419)
749 Johnnie Dodds Blvd, Suite
B Mount Pleasant, SC 29464
P 843.971.6053
Sammie@maryarnoldlaw.com
*Attorney for Respondents 1537 Ben Sawyer
Blvd LLC and Richard McColl*

December 4, 2023

A MARY LEIGH ARNOLD P.A.

Attorney and Counselor at Law

749 Johnnie Dodds Blvd
Suite B
Mount Pleasant, South Carolina
29464
T 843 971 6053
Sammie@maryarnoldlaw.com

December 4, 2023

The Honorable Jenny Abbott Kitchings
Clerk of Court, SC Court of Appeals
1220 Senate Street
Columbia, SC 29201

RECEIVED
DEC 08 2023
SC Court of Appeals

Re. Atlantic International Inc., et. al. v. IBYDIT LLC et. al.
Appellant Case No. 2023-001575

Ms. Kitchings:

Enclosed please find for filing with your office, Respondents, 1537 Ben Sawyer Blvd, LLC and Richard McColl's Initial Brief, Designation of Record to be Included on Appeal and Proof of Service in the above referenced appeal.

With kind regards,

MARY LEIGH ARNOLD, PA

Mary Leigh Arnold

CC:
Hal Cobb, Esq.
Ellis Leseman, Esq.
Steve Kropski, Esq.

749 JOHNNIE DODDS BLVD, SUITE 200
MOUNT PLEASANT, SC 28464



749 JOHNNIE DODDS BLVD
749 Johnnie Dodds Blvd, Suite 200
Mount Pleasant, S.C. 28464

RECEIVED

DEC 08 2023

SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk of Court, SC Court of Appeals
1220 Senate Street
Columbia, SC 29201