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SC Court of Appeals

**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

Appeal from Horry County
Court of Common Pleas

R. Keith Kelly, Circuit Court Judge

Case No. 2021-CP-26-05377
Appellate Case No. 2023-000969

Terence Sullivan,

Appellant,

v.

Ocean 22 Vacation Owners' Association, Inc.,

Respondent.

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

CLEMENT RIVERS, LLP
Stephen L. Brown (SC Bar No. 66468)
Edward D. Buckley Jr. (SC Bar No. 994)
Nicholas J. Rivera (SC Bar No. 77186)
Russell G. Hines (SC Bar No. 72100)
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Attorneys for Respondent

TO: THE HONORABLE JUDGES OF THE SOUTH CAROLINA COURT OF APPEALS

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

Orders, Judgments, Decrees, or Decisions

1. Order granting Defendant's Motion to Dismiss, filed September 2, 2022;
2. Order denying Plaintiff's Motion to Reconsider, Alter, or Amend, filed May 17, 2023;

Pleadings

3. Summons and Complaint, filed August 16, 2021;
4. Defendant's Answer to Plaintiff's Complaint, filed October 15, 2021;

Transcripts

5. February 14, 2022 Hearing Transcript;

Other materials or documents

6. Defendant's Motion to Dismiss Pursuant to Rule 12(b)(1), SCRCR and Memorandum of Law in Support;
 - a. Exhibit A, Settlement Agreement and Release;
 - b. Exhibit B, Affidavit of Kelly Lodde;
 - c. Exhibit C, Declarations of Covenants, Conditions and Restrictions;
 - d. Exhibit D, Timeshare Management Agreement;
7. Plaintiff's Motion to Reconsider, Alter, or Amend, filed September 12, 2022;
8. Defendant's Memorandum in Opposition to Plaintiff's Motion to Reconsider, Alter or Amend, filed October 14, 2022; and

9. Notice of Appeal and Proof of Service (Omitting Orders).

I certify that this Designation of Matters contains no matter which is irrelevant to this appeal.

Respectfully submitted,
CLEMENT RIVERS, LLP

By: s/Russell G. Hines
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January 3, 2024