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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

Honorable William H. Seals, Jr., Circuit Court Judge

Case No. 2023-CP-26-00053

Paint Design, LLC, .....Appellant,

v.

Westgate Myrtle Beach, LLC a/k/a Westgate Resorts, Ltd.  
and RNR Construction, LLC, .....Respondents.

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

Appellant, Paint Design, LLC, proposes the following be included in the Record on Appeal:

1. Order Form 4 Denying Appellant Paint Design LLC’s Motion to Reconsider, filed January 3, 2024;
2. Order Form 4 Granting Respondent’s Motion to Dismiss, filed May 10, 2023;
3. Proposed Order Granting Westgate Myrtle Beach, LLC a/k/a Westgate Resorts, LTD’s Motion to Dismiss filed on June 8, 2023;
4. Order Form 4 stating Judge Seals denied Appellant Paint Design, LLC’s Motion to Reconsider Pursuant to Rule 59€, SCRCF filed on July 18, 2023;
5. Order Form 4 Denying Appellant Paint Design’s Motion to Amend its Complaint and Granting Respondent’s Motion for Attorney Fees, filed August 15, 2023;
6. Order Denying Appellant Paint Design, LLC’s Notice of Motion and Motion to Amend its Amended Complaint filed on September 27, 2023;

7. Summons and Verified Complaint of Appellant Paint Design, LLC Against Respondents Westgate Myrtle Beach, LLC a/k/a Westgate Resorts, LTD and RNR Construction, LLC, filed January 5, 2023;
8. Amended Summons and Verified Complaint with supporting documents, filed on March 3, 2023;
9. Appellant's Exhibit A, Subcontract, filed on March 3, 2023;
10. Appellant's Exhibit B, Notice Addressed to Sherine Marder, filed on March 3, 2023;
11. Appellant's Exhibit C, Notice and Certification of Mechanic's Lien with supporting documents, filed on March 3, 2023;
12. Appellant's Exhibit E, Letter Addressed to Theodore Vitale Regarding Notice of Mechanic's Lien; Notice of Default and Demand to Cure with supporting documents and supporting documentation, filed on March 3, 2023;
13. Transcript of Proceedings dated August 14, 2023, pp 3-19;
14. Respondent Westgate Myrtle Beach, LLC a/k/a Westgate Resorts, LTD Motion to Dismiss Amended Complaint, filed March 6, 2023;
15. Appellant Paint Design, LLC's Motion to Amend its Amended Complaint, filed May 22, 2023, including Proposed Second Amended Complaint Attached as Exhibit A;
16. Appellant Paint Design, LLC's Motion to Reconsider, filed June 16, 2023;
17. Respondent Westgate's Memorandum in Opposition to Motion to Amend, filed June 30, 2023;
18. Appellant Paint Design's Memorandum in Support of Motion to Amend Complaint, filed August 11, 2023;
19. Appellant Paint Design's Motion to Reconsider, filed August 24, 2023;
20. Respondent Westgate's Memorandum in Opposition to Motion to Reconsider, filed August 30, 2023;
21. Appellant Paint Design's Response to Westgate's Memorandum in Opposition, filed September 7, 2023;
22. Appellant Paint Design's Motion to Reconsider, filed October 5, 2023;
23. Respondent Westgate's Memorandum in Opposition, filed October 16, 2023; and

24. Appellant Paint Design's Response to Memorandum in Opposition to Motion to Reconsider, filed October 27, 2023.

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

Respectfully Submitted,

BELLAMY, RUTENBERG, COPELAND,  
EPPS, GRAVELY & BOWERS, P.A.

*/s/ Howell V. Bellamy, III*

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Date: July 5, 2024