

**RECEIVED**

**Jul 17 2024**

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

Bentley D. Price, Circuit Court Judge

Case No. 2024-000322

Thomas H. Morgan ..... Respondent,

v.

John L. Gilbert, Stuart L. Fred, Bella Vista Partnership, A Texas General Partnership,  
Bomasada Group, Inc., A Texas Corporation, Bomasada Investment Group II, LLC, A Texas  
Limited Liability Company, Lauralis Management, Inc., A Texas Corporation, and 150 Bee  
Street, LLC, A South Carolina Limited Liability Company ..... Defendants,

Of which John L. Gilbert, Stuart L. Fred, Bella Vista Partnership, A Texas General  
Partnership, Bomasada Group, Inc., A Texas Corporation, Bomasada Investment Group  
II, LLC, A Texas Limited Liability Company, and Lauralis Management, Inc., A Texas  
Corporation are the ..... Appellants.

DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL

Respondents propose the following to be included in the Record on Appeal:

1. January 26, 2012 Summons and Complaint
2. Defendants’ February 1, 2012, Motion to Dissolve the Temporary Restraining Order and Dismiss the Complaint
3. February 27, 2012, Order denying the Motion to Dismiss and Compel Arbitration
4. March 13, 2012, Defendants Answer
5. Consent Circuit Court Order Referring Matter to Arbitration (July 9, 2012)
6. Order Granting Plaintiff’s Motion To Amend issued by the Panel Chair (April 4, 2022)
7. Plaintiff’s Second Amended Complaint
8. Defendants’ Answer To The Second Amended Complaint And Counterclaims dated April 26, 2022
9. Plaintiffs Reply To The Counterclaims Of The Defendants dated May 17, 2022

10. Plaintiff's Memorandum in Opposition to Defendants' Rule 12(b)(1), SCRCP, Motion to Dismiss (May 31, 2022)
11. Plaintiff's Memorandum in Opposition to Defendants' Motion for Summary Judgment (May 31, 2022)
12. Order Denying Defendants' Motions (July 11, 2022)
13. Plaintiff's Prehearing Brief (October 24, 2022)
14. Arbitration Hearing Transcript p. 1487, l. 16 – p. 1490, l. 2.
15. Plaintiff's (Proposed) Order (December 23, 2022)
16. Initial Award of Panel (April 10, 2023)
17. Motion for Reconsideration of the Arbitration Award, April 18, 2023
18. Memorandum in Opposition to the Defendants' Motion for Reconsideration of the Arbitration Award, May 3, 2023.
19. Final Arbitration Award (June 19, 2023).
20. Plaintiff's Response to Motion to Vacate and Motion to Confirm
21. Plaintiff's Supplemental Response to Motion to Vacate

We certify that this Designation contains no matter which is irrelevant to this appeal.

/s W. Andrew Gowder, Jr.  
W. Andrew Gowder, Jr.  
AUSTEN & GOWDER, LLC  
Charleston, South Carolina 29405  
Phone: 843/727-2229  
[andy@austengowder.com](mailto:andy@austengowder.com)

Michael T. Rose, Esquire  
MIKE ROSE LAW FIRM, PC  
406 Central Ave.  
Summerville, SC 29483  
Phone: 843-871-1821  
Facsimile: 843-478-7595  
[mike@mikeroselawfirm.com](mailto:mike@mikeroselawfirm.com)

July 17, 2024