

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

APPEAL FROM DORCHESTER COUNTY
Court of Common Pleas for the First Circuit

George M. McFaddin, Jr. Circuit Court Judge

Case No.: 2023-CP-18-01400
Appellate Case No.: 2023-001118

Josue Pineda Orellana.....Plaintiff /*Appellant*,

v.

John Doe 1-10; Immaculate Reflections, Inc.; Banks Construction Company; Keller North America, Inc., f/k/a Hayward Banker, Inc.; Cooper River Concrete, LLC; Anchor Restoration Contractors, LLC; SC Steel, LLC f/k/a SMI-Owen Steel Company, Inc.; Enloe, Inc.; Ashley Steel, Inc.; Martin Murray Installation LLC; Low Country Case & Millwork, Inc.; Advanced Exterior Systems, LLC; R.W. Ford Company, Inc.; Therm-All, Inc.; Meritage Asset Management, Inc., d/d/a Century Glass; Lowcountry Doors & Hardware, Inc.; Polished Concrete Professionals of America, Inc.; Summit Industrial Maintenance, Inc., d/b/a Summit Industrial Flooring; Vulcan Steel Structures, Inc.; All Steel Construction, Inc.; All Plumbing Company, LLC; Design Build Mechanical Corporation; Delta Industrial Electric Company, Defendants,

Of which Trident Construction, LLC isDefendant/*Respondent*.

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

Respondent assets the following documents, with all supporting exhibits, should be included in the Record on Appeal:

ORDERS

1. Consent Order dismissing Trident Construction, LLC with Prejudice in Workers Compensation Commission case (undated).

2. Order Granting Trident Construction, LLC's Motion to Intervene and Denying Plaintiff's Motion to Amend Complaint and Substitute Parties (Hon. George M. McFaddin, Jr.) entered May 26, 2023.
3. Order Denying Plaintiff's Motion to Reconsider (Hon. George M. McFaddin, Jr.) entered June 9, 2023.
4. Letter from Court of Appeals requesting Appellant provide briefing on the question of appealability, dated September 29, 2023.
5. Order of the Court of Appeals allowing appeal to proceed, entered November 14, 2023.

MOTIONS & MEMORANDA

1. Motion to Amend and Substitute Defendant, filed March 24, 2023.
2. Proposed Intervenor Trident Construction, LLC's Memorandum in Support of its Motion to Intervene and in Opposition to Plaintiff's Motion to Amend, filed May 18, 2023.
3. Plaintiff's Memorandum in Support of Plaintiff's Motion to Amend Complaint and Substitute Defendant (with all supporting exhibits), filed May 18, 2023.
4. Plaintiff's Motion to Reconsider filed June 5, 2023.
5. Appellant's Memorandum regarding appealability, filed October 11, 2023.

PLEADINGS & AFFIDAVITS

1. Summons and Complaint dated August 5, 2021.
2. Affidavit of Angela Gross dated October 12, 2023.

OTHER

1. June 26, 2020 e-mails from Appellant's counsel stating Trident will not be named as a party because of its status as a statutory employer.
2. Email from Appellant's counsel to Trident's counsel noting Trident's status as statutory employer, dated October 21, 2021.
3. NEF of Order Denying Plaintiff's Motion to Amend Complaint and Substitute Defendant filed May 26, 2023.
4. NEF of Plaintiff's Motion to Reconsider filed June 5, 2023.
5. NEF of Order Denying Plaintiff's Motion to Reconsider filed June 9, 2023.
6. Notice of Appeal, dated July 10, 2023.

7. Emails between counsel regarding the lack of service on Trident dated July 14, 2023 to August 1, 2023.

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

EPTING & RANNIK, LLC

This 29th day of July, 2024
Charleston, South Carolina

/s/ Jaan Rannik

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