

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas
Mikell R. Scarborough, Presiding Judge

RECEIVED
Aug 14 2024
SC Court of Appeals

Appellate Case No.: 2024-000369

Ralph Dawkins and Michelle Dawkins,
Marcel Franquelin and Patricia Franquelin,
Michael A. Martin and Adriana S. Iaquinto-Martin,
Louis Glavinos and Kimberly Glavinos,
Daniel J. O'Grady and Kaitlyn E. Grigoleit,
Christopher M. Raybon and LaShonda K. Jones Raybon,
Morris K. White and Rebecca A. White,
Paul A. Banker and April D. Banker,
Patrick K. Daly and Brenda Daly,
Respondents.

v.

Eastwood Homes of Columbia, LLC d/b/a Eastwood Homes,
Eastwood Construction Partners, LLC f/k/a Eastwood Construction LLC,
d/b/a Eastwood Homes, and Eastwood Construction, LLC.
Appellants.

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

s/Ross A. Appel
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COUNSEL FOR RESPONDENTS

Respondents propose the following to be included in the Record on Appeal pursuant to Rule 209, SCACR. Respondents concur with all the Appellants' designations, which are restated below, plus the addition of the materials in the bold and underlined text below. Respondents designate the following:

1. Scarborough Order, December 19, 2023
2. McCoy Order of Reference, October 9, 2022
3. Dennis Order, March 11, 2022
4. Form 4, Denial Motion to Reconsider, February 20, 2024
5. Form 4, Denial Motion to Dismiss or for Summary Judgment, January 19, 2024
6. Notice of Appeal
7. Reply to Counterclaims (Franquelin and O'Grady matters)
8. Answer and Counterclaim (Franquelin and O'Grady matters)
9. Summons and Complaint and Exhibits A and B (Franquelin and O'Grady matters)
10. Lis Pendens (Franquelin and O'Grady matters)
11. Plaintiffs' Return to Defendants' Motion to Reconsider, February 9, 2024
12. Plaintiffs' Memo in Opposition to Defendants Motion to Dismiss or for Summary Judgment, February 1, 2022
13. Defendants' Motion to Reconsider, January 26, 2024
14. Defendants' Motion to Reconsider, December 28, 2023
15. Plaintiffs' Motion to Dismiss Counterclaims, August 19, 2021
16. Defendants' Motion to Dismiss or for Summary Judgment, August 9, 2021
17. Plaintiffs' Pre Trial Brief
18. Defendants' Pre Trial Brief, May 22, 2023

19. Transcript, February 20, 2024

20. Transcript, May 24 and 25, 2023

21. Transcript, February 2, 2022

22. Allen Nason Deposition Transcript, May 18, 2022

23. Affidavit Dion Matheney filed January 26, 2022

24. Plaintiffs' Trial Exhibits 1-8, May 24-25, 2023

25. Plaintiff's Trial Exhibit No. 9 (Phase 4 Spreadsheet)

26. Plaintiffs' Return to Motion to Reconsider Exhibit A filed February 9, 2024

27. Plaintiffs' Memo in Opposition to Defendants' Motion to Dismiss or Summary Judgment Exhibits 1-8, February 1, 2022

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

Respectfully submitted,

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