

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM CHESTERFIELD COUNTY  
Court of Common Pleas

**SC Court of Appeals**

The Honorable Paul M. Burch, Circuit Court Judge

Case No. 2013-001321

Auto-Owners Insurance Company,.....Appellant,

v.

Elouise Woody Benjamin, Melvin Benjamin, Joshua Lee Cail, Naida L. Singleton and Pee Dee Heating and Cooling Specialists, Inc.,.....Respondents.

DESIGNATION OF MATTER  
TO BE INCLUDED IN THE RECORD ON APPEAL

Appellant proposes the following be included in the Record on Appeal:

1. Second Amended Summons & Complaint, C/A 2008-CP-34-181, November 13, 2009 (underlying personal injury action)
2. Summons & Complaint (Declaratory Judgment Insurance Coverage), December 19, 2008 (Auto Policy)
3. Defendants Benjamins' Answer & Counterclaim, January 8, 2009
4. Auto-Owners' Reply to Counterclaim, January 21, 2009
5. Order, May 3, 2011, Honorable Paul M. Burch
6. Settlement Agreement, Covenant Not to Execute and Policy Release, June 14, 2011

7. Summons & Complaint (Declaratory Judgment Insurance Coverage), July 8, 2011 (CGL Policy)
8. Defendants Benjamins' Answer & Counterclaim, July 28, 2011
9. Auto-Owners' Reply to the Counterclaim, August 15, 2011
10. Auto-Owners' Motion for Summary Judgment, March 28, 2012
11. Defendants Benjamins' Motion for Summary Judgment, November 1, 2012
12. Defendants Benjamins' Response in Opposition to Plaintiff's Motion, January 22, 2013
13. Auto-Owners' Reply to Defendants' Response in Opposition, January 29, 2013
14. Transcript of Oral Arguments before The Honorable Paul M. Burch, January 28, 2013
15. Order Granting Summary Judgment, March 22, 2013, Honorable Paul M. Burch
16. Auto-Owners' Motion to Alter or Amend Judgment, May 22, 2013
17. Order Denying Motion to Alter or Amend, Honorable Paul M. Burch, June 3, 2013
18. Notice of Appeal, June 12, 2013
19. Auto-Owners Automobile Policy No. 44-381-843-00
20. Auto-Owners General Liability Policy No. 034616-36381843-08

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

August 30, 2013



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**PROOF OF SERVICE**

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I certify that I have served the Appellant's Initial Brief of Auto-Owners Insurance Company, by depositing a copy of it in the United States Mail, postage prepaid, on the 30 day of August, 2013, addressed to the attorneys of record:

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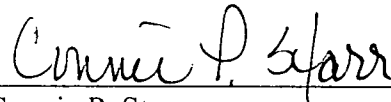
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Case No. 2013-001321  
Appellant's Initial Brief

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August 30, 2013



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