

RECEIVED

Jan 03 2025

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM SUMTER COUNTY
George M. McFaddin, Jr., Circuit Court Judge

Appellate Case No. 2024-001681
Case No. 2019-CP-43-1021

Kimberly Welch, as Personal Representative of the Estate of Judy
Ann Haselden,..... Respondent,

v.

Michael D. Smoak and Murray Sand Co., Inc.,..... Appellants.

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

The Appellants Michael D. Smoak and Murray Sand Company, Inc. propose that the following be included in the Record on Appeal:

1. Order Striking Defendants’ Answer, filed February 12, 2024
2. Form 4 Order Denying Defendants’ Motion for Reconsideration, filed September 8, 2024
3. Order Granting Motion to Compel, filed August 27, 2020
4. Consent Scheduling Order, filed May 17, 2021
5. Order on Motion to Substitute Party filed, May 15, 2024
6. Complaint, filed May 21, 2019

7. Answer of Defendant Murray Sand Co., Inc., filed July 25, 2019
8. Answer of Defendant Michael D. Smoak, filed August 26, 2019
9. Plaintiff's Motion to Compel, filed November 5, 2019
10. Plaintiff's Memorandum in Support of Motion to Compel, with attachments, filed April 23, 2020
11. Defendants' Memorandum in Opposition to Plaintiff's Motion to Compel, with attachments, filed April 30, 2020
12. Amended Complaint, filed September 3, 2020
13. Answer to Amended Complaint, filed September 17, 2020
14. Plaintiff's Notice of Motion and Motion for Sanctions, with attachments, filed March 22, 2023
15. Plaintiff's Offer of Judgment to Defendants, filed August 4, 2023
16. Defendants' Motion for Reconsideration Under Rule 59(e) and Request for Oral Argument, filed February 22, 2024
17. Affidavit of Arthur Dehay, filed February 22, 2024
18. Plaintiff's Consent Motion to Substitute a Party, filed May 9, 2024
19. Hearing Transcript (05-19-20)
20. Hearing Transcript (08-04-23)

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

LINDEMANN LAW FIRM, P.A.

BY: s/ Andrew F. Lindemann
ANDREW F. LINDEMANN #13030
5 Calendar Court, Suite 202
Post Office Box 6923
Columbia, South Carolina 29260
(803) 881-8920

JEFFREY T. AMMONS #12419
SARAH RAND-MCDANIEL #101340
S. WALLACE CARNWATH, III #81297
WALKER, ALLEN, GRICE,
AMMONS, FOY & KLICK, L.L.P.
Post Office Box 1068
Mount Pleasant, South Carolina 29465
(854) 529-0595

*Counsel for Appellants Michael D. Smoak and
Murray Sand Company, Inc.*

January 3, 2025