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**Feb 27 2025**

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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

The Honorable James E. Chellis, Master in Equity

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Case No. 2019-CP-18-02217  
Appellate Case No. 2024-000834

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Virgie C. Simmons Family, LLC.....Plaintiff/ Appellant

vs.

Limetrade, LLC and Limehouse Produce, LLC.....Defendants/Respondents

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

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

**ORDERS**

1. Consent Order of Reference, March 11, 2022;
2. Consent Scheduling Order, July 23, 2021;
3. Amended Consent Scheduling Order, December 8, 2021;
4. Final Order, April 5, 2024; and
5. Form 4 C Order and Order Denying Motion to Reconsider, April 22, 2024;

**MOTIONS**

1. Defendants' Motion for Entry, February 11, 2020;
2. Motion to Alter or Amend, April 10, 2024;

## PLEADINGS

1. Summons and Complaint, December 3, 2019;
2. Defendants' Answer, December 13, 2019;
3. Notice of Transfer within Firm, June 25, 2021;
4. Plaintiff's Notice of withdrawal of this Demand for Jury Trial, March 10, 2022;

## TRANSCRIPTS

1. Trial Transcript, October 9, 2023
2. Trial Transcript, November 27, 2023

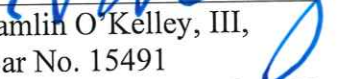
## EXHIBITS

1. Business Lease, April 22, 2004;
2. Lease Assignment, May 24, 2007;
3. Simco, Inc. of Charleston Contract, June 8, 2007;
4. Turner Professional Service Invoice, June 27, 2007;
5. Option to Renew Lease, July 1, 2011;
6. Lease Extension and Renewal, March 22, 2014
7. Color Photo (orange hose), October 8, 2016;
8. Invoices and Timesheets related to Southern Construction, June and July 2017;
9. Emails between Andrea Limehouse and David Simmons, July 14-19 and July 25, 2017;
10. Emails from Thomas Chadwell/NRX Logistics to Shep Benjamin, August 8, 2018;
11. Berenyi Estimate, May 23, 2019;
12. Coastal Engineering Report by Michael Allen, February 25, 2020;
13. Multiple Color Photos
14. Jordan Behringer's Expert File

Mt. Pleasant, South Carolina

February 27, 2025

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*Attorney for the Respondents*

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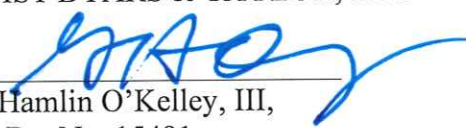
PROOF OF SERVICE

I certify that I have served the Respondents' Amended Designation of Matter to be included in the Record on Appeal by depositing a copy of same in Via Email [jfletcher@barnwell-whaley.com](mailto:jfletcher@barnwell-whaley.com) and [mbarfield@barnwell-whaley.com](mailto:mbarfield@barnwell-whaley.com) and Via US Mail, addressed to John W. Fletcher and K. Michael Barfield, Barnwell Whaley Patterson & Helms, LLC, 211 King Street, PO Drawer H, Charleston, SC 29402.

Mt. Pleasant, South Carolina

February 26, 2025

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February 27, 2025

VIA EMAIL: [ctappfilings@sccourts.org](mailto:ctappfilings@sccourts.org)  
AND US MAIL  
The Honorable Jenny Abbott Kitchings  
South Carolina Court of Appeals  
1220 Senate Street  
Columbia, SC 29201

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**SC Court of Appeals**

*RE: Virgie C. Simmons Family, LLC v Limetrade, LLC et al.,  
C/A No.: 2019-CP-18-02217  
Appellate Case No. 2024-000834  
Client File No.: 1374.0004*

Dear Ms. Kitchings:

Enclosed please find an original and one (1) copy of the Respondents' Amended Designation of Matter to be included in the Record on Appeal and an original and one (1) copy of their Proof of Service in the above-referenced matter.

By copy of this letter, I am serving all counsel of record. Should you have any questions, please feel free to contact me.

With kindest regards, I remain

Yours very truly,

G. Hamlin O'Kelley, III

GHOIII/atd  
Enclosures

Cc: (w/ Encl. Via Email and US Mail)  
John W. Fletcher, Esq. ([jfletcher@barnwell-whaley.com](mailto:jfletcher@barnwell-whaley.com))  
K. Michael Barfield, Esq. ([mbarfield@barnwell-whaley.com](mailto:mbarfield@barnwell-whaley.com))