

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas
James Martin Harvey, Jr., Special Referee

Case No. 2009-CP-02-000958

RECEIVED

OCT 25 2013

Elite Construction, Inc., Respondent

v.

Doris E. Tummillo and Georgia Bank and Trust Company of Augusta,
Defendants,

SC Court of Appeals

Of Whom Doris E. Tummillo is the Appellant,

And

Georgia Bank and Trust Company of Augusta is a Respondent.

Appellate Case No. 2013-001624

DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL

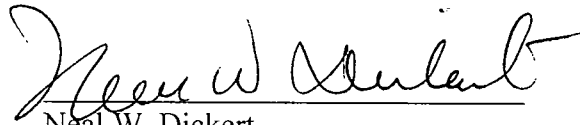
Appellant proposes the following be included in the Record on Appeal:

1. Notice of Lien, filed February 13, 2009;
2. Complaint, filed May 1, 2009;
3. Answer and Counterclaim of the Defendant, Doris E. Tummillo, filed on May 29, 2011;
4. Order of Reference, filed July 11, 2012;
5. Stipulation as to Priority, filed July 12, 2012;
6. Order Of Judgment, filed September 13, 2012;
7. Order on Motion to Amend, filed June 24, 2013;
8. Amended Order of Judgment, filed July 22, 2013;
9. Plaintiff's Exhibits 1 through 8;
10. Defendant's Exhibits 1 through 18; and
11. Transcript, pages 17, 19-24, 27-29, 31, 36, 46, 64, 71, 76-78, 80-81, 86, 90, 95, 115-116, 121, 122, 127, 134, 136-139, 141, 143, 147-147, 150-151, 156, 162, 181-182, 212, and 219.

CERTIFICATION AND SIGNATURE ON FOLLOWING PAGE

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

October 25, 2013



Neal W. Dickert

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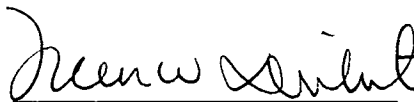
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PROOF OF SERVICE

I certify that I have served the *Designation of Matter to be Included in the Record on Appeal* on Elite Construction, Inc. and Georgia Bank and Trust Company of Augusta, by hand-delivery on October 25, 2013, addressed to each parties' respective attorney of record: Mr. Clarke W. McCants, III, Esq.; Nance McCants & Massey; 218 Newberry Street, S.W.; Aiken, South Carolina; 29801 and Mr. James S. ("Jeb") Murray; Warlick, Tritt, Stebbins & Murray; 209 7th Street, Suite 300; Augusta, Georgia; 30901.

October 25, 2013



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