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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM OCONNE COUNTY
Court of Common Pleas
R. Lawton McIntosh, Trial Court Judge

Court of Common Pleas Case No. 2023-CP-37-00329
Appellate Court Case No. 2025-000537

Hugh T. Watson

Appellant,

v.

Hayward Baker, Inc.; Keller North
America, Inc.; and Ground
Technology, Inc. d/b/a D'Appolonia
Engineering Division of Ground
Technology, Inc.,

Respondents.

APPELLANT'S DESIGNATION OF MATTER
TO BE INCLUDED IN RECORD ON APPEAL

Appellant Hugh T. Watson., proposes the following be included in the Record on Appeal:

1. Amended Complaint
2. Affidavit of James G. Kahle, dated April 26, 2023
3. Affidavit of L.G. Lewis, Jr., dated April 6, 2023
4. Answer of Keller North America
5. Answer of D'Appolonia
6. Motion for Summary Judgment by Defendant Keller North America
7. Motion for Summary Judgment by Defendant D'Appolonia
8. Memorandum and Exhibits in Support of Motion for Summary Judgment of Defendant D'Appolonia

9. Memorandum and Exhibits in Opposition to Keller's Motion for Summary Judgment
10. Memorandum and Exhibits in Opposition to D'Appolonia's Motion for Summary Judgment
11. Transcript of Hearing
12. Filed Order Granting Summary Judgment to Defendant Keller North America Inc.;
13. Filed Order Granting Summary Judgment to Defendant D'Appolonia
14. Plaintiff's Motion to Alter or Amend Order as to Keller
15. Plaintiff's Motion to Alter or Amend Order as to D'Appolonia
16. Form 4 Denying Plaintiffs' Motions to Alter or Amend
17. First Addendum to Affidavit of L.G. Lewis, Jr.
18. Motion to Strike of Defendant D'Appolonia
19. Deposition of Hugh Watson, pp. 1 – 2; 7 – 11; 16 – 137
20. Deposition of John Wolosick, pp. 1 – 3; 7; 14 – 236
21. Exhibit 49 to Deposition of John Wolosick – Warranty Agreement dated April 17, 2002.
22. Exhibit 51 to Deposition of John Wolosick – Letter from D'Appolonia dated November 3, 2004.
23. Exhibit 52 to Deposition of John Wolosick – Letter to Bart and Stephanie Schmidt dated November 10, 2004.
24. Exhibit 54 to Deposition of John Wolosick – Letter from Qore Inc., to Hayward Baker June 28, 2005.
25. Exhibit 55 to Deposition of John Wolosick – Email between Bart Schmidt and John Wolosick July 2005.
26. Exhibit 56 to Deposition of John Wolosick – Email between Bart Schmidt and John Wolosick October 2006.
27. Exhibit 57 to Deposition of John Wolosick – Letter from Qore Inc to Bart Schmidt November 21, 2006.
28. Exhibit 61 to Deposition of John Wolosick – Emails from D'Appolonia July 2020.

29. Deposition of Stephanie Schmidt, pp. 1 – 3; 10 – 19
30. Exhibit 77 to Deposition of Stephanie Schmidt – handwritten note regarding Hayward Baker work at the property dated April 10, 2012
31. Deposition of James Kahle, pp. 1 – 180
32. Deposition of L.G. “Skip” Lewis pp. 1 – 2; 4 – 158

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

August 25, 2025

/s/ K. Jay Anthony

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