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Sep 12 2025

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

Perry H. Gravely, Circuit Judge

App. Case No. 2025-000364

Richard A. Gorman,.....Respondent,

v.

John C. Monarch,.....Appellant.

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

Respondent proposes the following to be included in the record on
appeal:

1. Order staying case filed Dec. 1, 2015;
2. Order lifting stay filed Aug. 16, 2016;
3. Consent order resolving motions to compel between Plaintiff and Defendants Monarch and Direct Outbound filed Aug. 21, 2020;
4. Consent order striking action from active docket filed Oct. 26, 2020;
5. Consent order restoring case to active docket filed July 15, 2021;
6. Both Form 4 orders by Judge Kinlaw filed September 15, 2021;
7. Order granting motion to compel production of electronic devices filed March 28, 2022;
8. Order denying motion to reconsider filed January 12, 2023;
9. Order of Court of Appeals dismissing appeal brought by Defendant in May of 2022;
10. Order for sanctions filed April 28, 2023;
11. Order filed Jan. 18, 2024;
12. Order filed April 24, 2024;
13. Order filed Aug. 12, 2024;

14. Order for sanctions and striking Defendant's pleadings filed Feb. 26, 2025;
15. Summons and complaint;
16. Second amended summons and complaint;
17. Plaintiff's reply to Defendant's counterclaim;
18. Plaintiff's motion to compel filed March 15, 2018;
19. Plaintiff's motion to compel filed June 18, 2020;
20. Motion for sanctions for destruction of evidence filed Dec. 9, 2020;
21. Motion to compel production of electronic devices for examination filed Dec. 9, 2020;
22. Defendant's motion to reconsider filed April 7, 2022;
23. Motion for sanctions filed Feb. 10, 2023;
24. Motion to enforce order filed Aug. 24, 2023;
25. All affidavits of Steven Abrams;
26. All affidavits of Christopher Watkins;
27. Defendant Monarch's notice of appeal May 2022;
28. Remittitur from Court of Appeals after appeal brought by Defendant in May of 2022;
29. Memorandum in support of motion for sanctions filed March 21, 2023;
30. Excerpts of deposition of Ilya Shpetrik filed March 21, 2023;
31. Memorandum in support of motion for sanctions and to enforce order filed Jan. 22, 2025;
32. All exhibits filed with each of the documents designated above; and
33. Any other matter presented to the lower court which was cited in Respondent's brief but inadvertently omitted from this designation.

I certify that this designation contains no matter which is irrelevant to this appeal and no matter which was not presented to the lower court.

Respectfully submitted,

/s/ Andrew S. Radeker

Andrew S. Radeker

S.C. Bar No. 73743

Radeker Law, P.A.

Post Office Box 6903

Columbia, South Carolina 29260

(803) 500-0891

drew@radekerlaw.com

and

David L. Moore Jr.

S.C. Bar No. 1509

Turner Padgett Graham & Laney, P.A.

Post Office Box 1509

Greenville, South Carolina 29602

(864) 552-4600

dmoore@turnerpadgett.com

Attorneys for Respondent

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PROOF OF SERVICE

I certify that I have served the foregoing designation on the date given below by emailing it to the other counsel of record in this appeal at the address(es) noted below.

Steven Edward Buckingham, Esq., at seb@buckingham.legal

Respectfully submitted,

/s/ Andrew S. Radeker
Andrew S. Radeker
S.C. Bar No. 73743
Attorney for Respondent

September 12, 2025