

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM HORRY COUNTY  
Court of Common Pleas

Steven H. John, Presiding Judge

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Case No. 2009-CP-26-10523

**Appellate Case No. 2012-213287**

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Elizabeth A. Crotty and James K. Orzech ..... *Appellants,*

v.

Windjammer Village of Little River, South Carolina,  
Property Owners' Association, a South Carolina  
Eleemosynary Corporation ..... *Respondent.*

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

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Respondent proposes that the following be included in the Record on Appeal:

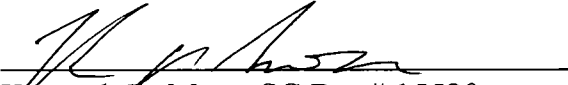
1. Notice of Intent to Appeal dated October 18, 2012;
2. Final Order (Ending Action) dated August 3, 2011 and filed August 5, 2011;
3. Affidavit of Service [of Final Order] dated August 5, 2011 and filed August 8, 2011;

4. Order Upon Plaintiffs' Motion for Reconsideration Pursuant to Rule 59(e), SCRCP dated February 22, 2012 and filed February 27, 2012;
5. RE: AUGUST 30<sup>TH</sup> RULE TO SHOW CAUSE HEARING: Plaintiffs' Memorandum Requesting That The Court Re-Visit The Final Order In The Name Of Justice (without Exhibits), dated August 23, 2012 and filed September 18, 2012;
6. Order Upon Plaintiffs' August 23, 2012 Memorandum Requesting that the Court Re-Visit the Final Order in the Name of Justice (*Court accepted as a Motion Pursuant to Rule 60(b), SCRCP*), dated September 14, 2012 and filed September 18, 2012;
7. Transcript of Record dated August 30, 2012, pages 3–50; and
8. Defendant's Exhibit Nos. 1, 2, 3, and 4 to August 30, 2012 Transcript of Record.

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

Respectfully submitted,

**WRIGHT, WORLEY, POPE, EKSTER  
& MOSS, PLLC**

  
Kenneth R. Moss, SC Bar # 15520  
628A Sea Mountain Highway  
North Myrtle Beach, SC 29582  
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Email: [kennethmoss@wwpemplaw.com](mailto:kennethmoss@wwpemplaw.com)

North Myrtle Beach, South Carolina  
November 12, 2013

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Windjammer Village of Little River, South Carolina,  
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**PROOF OF SERVICE**

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I certify that I have served a copy of the *Initial Brief of Respondent* and *Respondent's Designation of Matter to Be Included in the Record on Appeal*, along with the Proof of Service of same in the above-captioned appeal on the following individuals by United States Mail, with sufficient first-class postage affixed, addressed as follows:

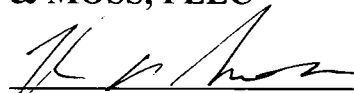
Elizabeth A. Crotty  
2121 Brunswick Circle  
Little River, SC 29566  
*Pro se Appellant*

James K. Orzech  
2148 Gamecock Circle  
Little River, SC 29566  
*Pro se Appellant*

\*\*\* signature page follows \*\*\*

Respectfully submitted,

**WRIGHT, WORLEY, POPE, EKSTER  
& MOSS, PLLC**



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North Myrtle Beach, South Carolina  
November 12, 2013

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MELANIE C. NICHOLSON \*\*\*  
KELLY SANSONE-GALLEY\*\*\*  
NAPOLEON B. BAREFOOT, JR.\*  
ELIZABETH W. EMBREY\*\*  
BOYD T. WORLEY\*  
D. F. McGOUGAN, JR.  
(1921 - 1994)

**OTHER OFFICES**  
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SURFSIDE BEACH, SC

\*licensed only in NC  
\*\*licensed in NC, DC & SC  
\*\*DRC-Certified Family Financial Mediator  
\*\* licensed in NC & SC  
\*\*\* Certified Family Court Mediator, Guardian *ad Litem*

November 12, 2013

**VIA CERTIFIED MAIL #7007 0710 0003 9853 9467;  
RETURN RECEIPT REQUESTED**

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, South Carolina 29211

Re: Elizabeth A. Crotty and James K. Orzech vs. Windjammer Village of Little River,  
South Carolina, Property Owners' Association  
**Appellate Case No. 2012-213287**

Dear Ms. Kitchings:

Please find enclosed for filing one unbound original and one copy of *Respondent's Initial Brief, Respondent's Designation of Matter to be Included in the Record on Appeal*, and Proof of Service of same. On November 4, 2012 I forwarded to the Court a *Motion to Extend Time In Which Respondent May File Its Initial Brief and Designation of Matter* in the above referenced case. I have enclosed a copy of that Motion, with attached Exhibit A (my letter to the Court dated September 27, 2013), for your reference.

I have enclosed an additional copy of the Proof of Service, and would appreciate you returning a clocked copy to me in the enclosed self-addressed, stamped envelope I have provided for your convenience.

With kindest regards,

  
Kenneth R. Moss

KRM:tm  
Enclosures as stated  
cc: Elizabeth A. Crotty, *pro se* Appellant (via U.S. Mail)  
James K. Orzech, *pro se* Appellant (via U.S. Mail)  
Client (via email only)

**RECEIVED**

NOV 15 2013

**SC Court of Appeals**