

**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

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Appeal from Charleston County
Court of Common Pleas
The Honorable Mikell R. Scarborough, Master in Equity
Case No. 2015-CP-10-06684
Appellate Case No. 2025-001339

SC Court of Appeals

Palmetto Contract Services, Inc.,
Appellant,

v.

Zurich American Insurance Company of Illinois,
Respondent.

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

Respondent designates the following to be included in the consolidated Record on Appeal,
in addition to those items properly designated by Appellant:

1. Respondent's Motion for Summary Judgment with supporting memorandum and exhibits, filed February 12, 2025.
2. Affidavit of Sheryl Totzke, Legal Collection Specialist for Zurich, with exhibits.
3. Workers' Compensation Insurance Policy No. WC 9595139-02, including all endorsements.
4. Premium Audit worksheets and final audit dated April 6, 2013.
5. Appellant Palmetto's Supplemental Responses to Respondent's Requests for Production, including all Job Bids produced.
6. Respondent's First Set of Interrogatories and First Requests for Production of Documents served January 14, 2016.

7. Deposition transcript of Armando Lantigua with Defendant's Exhibits 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, and 12, and Plaintiff's Exhibit 1.
8. Order granting Respondent's Motion for Partial Summary Judgment dismissing Appellant's fraud and negligent misrepresentation counterclaims, dated June 9, 2023.
9. Order granting Respondent's Motion for Summary Judgment dated June 20, 2025.
10. Order denying Appellant's Motion to Alter or Amend dated June 26, 2025.
11. Summary Judgment Hearing Transcript of February 24, 2025.

Pursuant to Rule 209(c), SCACR, I certify that this Designation contains no matter which is irrelevant to this appeal.

Respectfully submitted,

January 6, 2026
Charleston, S.C.

/s/ Larry D. Cohen
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