

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Stephanie P. McDonald, Circuit Court Judge

Case No. 2011-CP-10-4537

Ronald C. Owens, Russell Bennett,
Charles P. Darby, and Kiawah
Resort Associates, L.P.,

Respondents,

v.

Alan Sheppard,

Appellant.

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

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SC COURT OF APPEALS

Respondent proposes the following be included in the Record of Appeal:

I. Orders

1. January 25, 2013 – Order Granting Defendants' Motion for Judgment on the Pleadings
2. February 27, 2013 – Order Denying Plaintiff's Motion for a New Trial

II. Pleadings

3. June 27, 2011 – Complaint
4. November 21, 2011 – Amended Answer of Defendants' Russell Bennett, Ron Owens, Charles Darby, and Kiawah Resort Associates
5. November 22, 2011 – Defendants' Russell Bennett, Ron Owens, Charles Darby, and Kiawah Resort Associates' Motion for Judgment on the Pleadings
6. April 25, 2012 – Plaintiff's Overview/Brief in Opposition to Motion for Judgment on the Pleadings

7. January 25, 2013 – Plaintiff's Motion for a New Trial

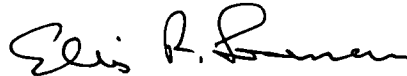
III. Other

8. April 25, 2012 Hearing Transcript

9. October 12, 2012 Correspondence from Judge McDonald

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

Respectfully submitted,



By: _____

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Attorneys for Respondents

October 28, 2013
Mount Pleasant, South Carolina

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PROOF OF SERVICE

I hereby certify that I have this date, mailed, postage prepaid, a true and correct copy of
the **Initial Brief of Respondents** and the **Respondents' Designation of Matter to be Included**
in the Record on Appeal to the following counsel of record:

Mark W. Hardee, Esquire
The Hardee Law Firm
2301 Devine Street
Columbia, SC 29205
Attorney for Appellant

By: _____

Alden J. Stair

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October 28, 2013

VIA FEDERAL EXPRESS

The Honorable Jenny Abbott Kitchings
Clerk of Court, South Carolina Court of Appeals
1015 Sumter Street
Columbia, SC 29201

Re: *Alan Sheppard v. William O. Higgins, et al.*
Case No.: 2011-CP-10-4537
Appellate Case No.: 2013-000407

Dear Ms. Kitchings:

Enclosed for filing please find the original and one (1) copy of the following documents:

1. Initial Brief of Respondents;
2. Respondents' Designation of Matter to be Included in the Record on Appeal; and
3. Proof of Service

Please file the original of these pleadings with the Court and return a file-stamped copy of each to me in the self-addressed, stamped envelope provided.

Your assistance with this matter is greatly appreciated.

With best regards,



Ellis R. Lesemann

ERL/ajs
Enclosures

cc: Mark W. Hardee, Esquire

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