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Jan 29 2026

SC Court of Appeals

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY

Court of Common Pleas for the Ninth Circuit

The Honorable G. D. Morgan, Jr., Circuit Court Judge

Appellate Case No. 2025-002136

SHELTER, LLC, JASON HIGHSMITH, AND KACIE HIGHSMITH..... Respondents

v.

DESIGN GAPS, INC., DAVID GLOVER, AND EVA GLOVER..... Appellants

**APPELLANTS' AMENDED DESIGNATION OF MATTER FOR
INCLUSION IN THE RECORD ON APPEAL**

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With the consent of counsel for the Respondents, Appellants have amended their previous designation of matter for inclusion in the Record on Appeal filed on January 23, 2026. Pursuant to Rule 209 of the South Carolina Appellate Court Rules, Appellants Design Gaps, Inc., David Glover, and Eva Glover hereby designates the following materials to be included in the Record on Appeal in this matter. Unless otherwise expressly stated, each item designated is to include all attachments or exhibits to the original of the referenced item. Appellants expressly reserve the right to seek supplementation of the record pursuant to Rules 209 and 213, SCACR. Appellants designate the following matters for inclusion in the Record on Appeal:


1. July 20, 2020 A Closet Case Contract
2. August 18, 2020 Contract to Provide Cabinets
3. September 6, 2020 Contract to Provide His-and-Hers Master Closets
4. July 15, 2021 Demand for Arbitration
5. March 10, 2022 Cited Portions of Bryan Reiss Deposition Provided in Exhibit L of Respondents' Memorandum in Support of Respondents' Motion for Vacatur and Opposition to Petitioners' Petition for Order Confirming Arbitration Award
6. April 13, 2022 Email to Arbitrator Providing Copyright Registration
7. April 20, 2022 Interim Order on Motion to Join Third Party Respondents
8. June 20, 2022 Claimants' email to Arbitrator with Request to Limit Evidence
9. July 19, 2022 Interim Award of Arbitrator
10. August 19, 2022 Respondents' Motion to Reconsider and Request Reasoned Award
11. October 7, 2022 Arbitrator's Final Award
12. December 29, 2022 Petition for Vacatur in United States District Court of South Carolina
13. February 27, 2023 Respondents' Motion to Dismiss Petitioners' Petition for Vacatur of Arbitration Award in United States District Court of South Carolina

14. February 27, 2023 Respondents' Memorandum in Support of Motion to Dismiss Petition for Vacatur of Arbitration Award in United States District Court of South Carolina
15. February 28, 2023 Respondents' Application for Confirmation of Arbitration Award in United States District Court of South Carolina
16. February 28, 2023 Memorandum in Support of Respondents' Application for Confirmation of Arbitration Award in United States District Court of South Carolina
17. February 28, 2023 Respondents' Filing in Accordance with 9 U.S.C. § 13 in United States District Court of South Carolina
18. March 13, 2023 Petitioners' Memorandum in Opposition to Respondents' Motion to Dismiss and Motion for Award of Attorneys' Fees in United States District Court of South Carolina
19. March 13, 2023 Petitioners' Reply in Opposition to Respondents' Motion to Confirm Arbitration Award in United States District Court of South Carolina
20. March 20, 2023 Respondents Reply in Support of Motion to Dismiss in United States District Court of South Carolina
21. May 19, 2023 Order and Opinion in United States District Court of South Carolina
22. July 7, 2023 Notice of Appeal of Order on Motion to Dismiss in United States District Court of South Carolina
23. March 3, 2025 Published Authored Opinion in the United States Court of Appeals for the Fourth Circuit
24. April 2, 2025 Order of Dismissal in United States District Court of South Carolina
25. April 2, 2025 Petition for Order Confirming Arbitration Award in the Court of Common Pleas Ninth Judicial Circuit
26. April 9, 2025 Motion for Vacatur in the Court of Common Pleas Ninth Judicial Circuit
27. April 9, 2025 Amended Petition for Order Confirming Arbitration Award in the Court of Common Pleas Ninth Judicial Circuit
28. April 28, 2025 Respondents' Answer and Defenses to Amended Petition for Order Confirming Arbitration Award in the Court of Common Pleas Ninth Judicial Circuit
29. August 28, 2-25 Petitioners Memorandum in Support of Amended Petition for Order Confirming Arbitration Award

30. August 28, 2025 Respondents Memorandum in Support of Respondents' Motion for Vacatur in the Court of Common Pleas Ninth Judicial Circuit
31. September 4, 2025 Transcript of Proceedings
32. September 29, 2025 Order Granting Petitioners' Amended Petition for Order Confirming Arbitration Award
33. October 3, 2025 Order Granting Petitioners' Amended Petition for Order Confirming Arbitration Award
34. October 17, 2025 Notice of Appeal (including all Exhibits or attachments thereto)

Appellants certify, pursuant to S.C.A.C.R., Rule 209(c), that the designations set forth above are relevant to the appeal in this matter, and that they have not designated any matter that is irrelevant to the issues before the Court.

January 29, 2026

By: 

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G. D. Morgan, Jr., Circuit Court Judge

Case No. 2025-CP-10-01835

SHELTER, LLC, JASON HIGHSMITH, AND KACIE HIGHSMITH..... Respondents

v.

DESIGN GAPS, INC., DAVID GLOVER, AND EVA GLOVER..... Appellants

PROOF OF SERVICE

I do hereby certify that on January 29, 2026, I served the Appellants' Amended Designation of Matter for Inclusion in the Record on Appeal via electronic mail to the following attorneys for Respondents:

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