

**THE STATE OF SOUTH CAROLINA
In The Court of Appeals**

**APPEAL FROM PICKENS COUNTY
Court of Common Pleas
The Honorable Jessica A. Salvini, Circuit Court Judge**

**Appellate Case No. 2025-001404
Circuit Court Case No. 2024-CP-39-00465**

**David Griffith and William Coleman, as Trustee of the William Coleman Revocable Trust,
individually, and on behalf of all others similarly situated, Respondents,**

v.

JMC Communities, Inc., JMC Homes of South Carolina, LLC, Patrick Square, LLC f/k/a Digital Development, LLC, Alpha Omega Construction Group, Inc., Gorze, Inc., Cothran Landscapes and Grading, LLC, Gentry Services, LLC a/k/a Gentry Brothers Services, LLC, Tiny Bill Swaney d/b/a Swaney Masonry, Solid Rock Construction Services, LLC, H&H Concrete, LLC, Maria Construction Inc., F&V Framing, LLC, Five Star Construction, Inc., Davis Framing, LLC, Ashley Cothran d/b/a Cothran Custom Homes, LLC, UFP Mid-Atlantic, LLC, Builder First Source, Inc. a/k/a Builders Firstsource Atlantic Group, LLC a/k/a Builders Firstsource Southeast Group, LLC, RC Johnson, LLC, Gunter Heating and Air Conditioning of SC, LLC, 84 Lumber Company, LP, Dogwood Exteriors, LLC, H&R Drywall, Inc., Cristobal and Painters, LLC, Willow Tree Landscaping, Inc., Harbin Lumber Company, Inc., Soto HVAC, LLC, Riverside Landscaping, LLC, International Construction Services, Inc., Palmetto Grading and Drainage, Inc., Jane Doe #1-10, and John Doe #27-50, Defendants,

of which JMC Communities, Inc., JMC Homes of South Carolina, LLC and Patrick Square, LLC are the Appellants.

DESIGNATION OF MATTER OF APPELLANTS

**Ryan L. Beaver (SC Bar No. 75669)
Jonathan E. Schulz (SC Bar No. 79850)
BRADLEY ARANT BOULT CUMMINGS LLP
214 North Tryon Street, Suite 3700
Charlotte, North Carolina 28202
Telephone (704) 388-6000
Facsimile: (704) 332-8858
rbeaver@bradley.com
jschulz@bradley.com
*Attorneys for Appellants***

Appellants JMC Communities, Inc., JMC Homes of South Carolina, LLC, and Patrick Square, LLC propose that the following be included in the Record on Appeal in connection with its Brief of Appellants:

1. October 28, 2016 Owner/Builder Agreement between JMC Homes of South Carolina, LLC, on the one hand, and Deborah C. Coleman and William A. Coleman, on the other hand;
2. December 1, 2016 Deed from Patrick Square, LLC to Deborah C. Coleman, Trustee of the Deborah C. Coleman Revocable Trust, Dated the 20th day of January, 2012, her heirs and assigns forever, re: Lot No. 235;
3. December 1, 2018 Owner/Builder Agreement between JMC Homes of South Carolina, LLC and David Griffith;
4. September 24, 2024 First Amended Complaint;
5. October 31, 2024 Affidavit of Jim Baar in Support of Defendants, JMC Communities, Inc., JMC Homes of South Carolina, LLC, and Patrick Square, LLC's Motion to Compel Arbitration and Dismiss or Stay this Action;
6. November 12, 2024 Affidavit of William Coleman;
7. January 28, 2025 Defendants, JMC Communities, Inc., JMC Homes of South Carolina, LLC, and Patrick Square, LLC's Motion to Compel Arbitration and Dismiss or Stay this Action;
8. January 28, 2025 Defendants, JMC Communities, Inc., JMC Homes of South Carolina, LLC, and Patrick Square, LLC's Memorandum Brief in Support of Motion to Compel Arbitration and Dismiss or Stay this Action;
9. May 7, 2025 Transcript of Record;
10. May 8, 2025 Form 4 Order;
11. June 30, 2025 Order Denying Motion to Compel Arbitration and Dismiss or Stay this Action Filed by JMC Communities, Inc., JMC Homes of South Carolina, and Patrick Square, LLC; and
12. July 15, 2025 Notice of Appeal.

This 9th day of February 2026.

/s/ Jonathan E. Schulz

Ryan L. Beaver (SC Bar No. 75669)

Jonathan E. Schulz (SC Bar No. 79850)

BRADLEY ARANT BOULT CUMMINGS LLP

214 North Tryon Street, Suite 3700

Charlotte, North Carolina 28202

Telephone (704) 388-6000

Facsimile: (704) 332-8858

rbeaver@bradley.com

jschulz@bradley.com

*Attorneys for JMC Communities, Inc., JMC Homes
of South Carolina, LLC, and Patrick Square, LLC*

**SOUTH CAROLINA RULE OF APPELLATE PRACTICE
RULE 209(c) CERTIFICATION**

Pursuant to Rule 209(c) of the South Carolina Rules of Appellate Practice, I hereby certify that the foregoing Designation of Matter of Appellants contains no matter which is irrelevant to this appeal.

This the 9th day of February 2026.

/s/ Jonathan E. Schulz

Jonathan E. Schulz (SC Bar No. 79850)