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SC Court of Appeals

**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)
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*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 Reply Brief:

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;
2. December 1, 2018 Owner/Builder Agreement between JMC Homes of South Carolina, LLC and David Griffith;
3. January 28, 2019, Deed from Patrick Square, LLC to David A. Griffith, his heirs and assigns forever;
4. October 10, 2019 Certificate of Occupancy regarding Owner David Griffith;
5. September 24, 2024 First Amended Complaint;
6. 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;
7. May 2, 2025 Plaintiffs' Memorandum in Opposition to JMC Communities, Inc., JMC Homes of South Carolina, LLC, and Patrick Square, LLC's Motion to Compel Arbitration and Dismiss or Stay this Action; and
8. 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.

This 1st day of June 2026.

/s/ Jonathan E. Schulz

Ryan L. Beaver (SC Bar No. 75669)

Jonathan E. Schulz (SC Bar No. 79850)

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*Attorneys for JMC Communities, Inc., JMC Homes
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**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 1st day of June 2026.

/s/ Jonathan E. Schulz

Jonathan E. Schulz (SC Bar No. 79850)

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

PROOF OF SERVICE

I hereby certify that a copy of the foregoing **DESIGNATION OF MATTER OF APPELLANTS** was sent via e-mail and via first-class U.S. Mail, postage prepaid, and addressed as follows:

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This the 1st day of June 2026.

/s/ Jonathan E. Schulz
Jonathan E. Schulz (SC Bar No. 79850)