IN THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

J.C. Nicholson, Jr., Circuit Court Judge

Case No. 2012-CP-10-03870

Peter T. Phillips and Summar C. Phillips ..... Respondents,

v.

Omega Flex, Inc., John Wieland Homes and Neighborhoods of the Carolinas, Inc., AAA Plumbing, Fogel Services, Inc., Charleston LEC, Inc., ... Defendants,

Of Whom John Wieland Homes and Neighborhoods of the Carolinas, Inc. is the ..... Appellant,

And Omega Flex, Inc, AAA Plumbing, Fogel Services, Inc., Charleston LEC, Inc., are.. .....Respondents.

DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL BY APPELLANT JOHN WIELAND HOMES AND NEIGHBORHOODS OF THE CAROLINAS, INC.

Appellant John Wieland Homes and Neighborhoods of the Carolinas, Inc. ("John Wieland Homes") proposes the following be included in the Record on Appeal:

1. Order filed April 25, 2013;
2. Order filed May 30, 2013;
3. Pls.' Compl. filed June 14, 2012;
4. John Wieland Homes Answer filed Oct. 30, 2012, with all exhibits;
5. John Wieland Homes Mot. to Compel Arbitration filed Oct. 30, 2012;
6. John Wieland Homes Mem. in Support of Mot. to Compel Arbitration filed Dec. 18, 2012;
7. John Wieland Homes Mot. and Mem. of Law in Support of Mot. to Reconsider, Alter, or Amend filed May 8, 2013;
8. Affidavit of Dennis A. Black filed Oct. 30, 2012, with all exhibits;
9. Affidavit of Andrew McBride filed Dec. 18, 2012, with all exhibits;
10. Tr. of Hr'g dated Dec. 18, 2012;

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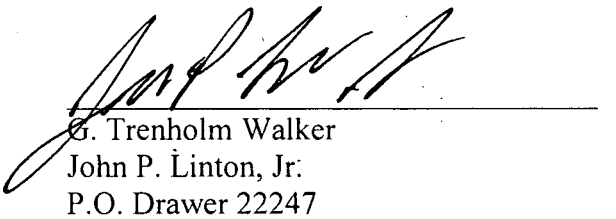
11. Tr. of Hr'g dated April 16, 2013;
12. Notice of Appeal with Certificate of Service

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

PRATT-THOMAS WALKER, PA



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December 2, 2013
Charleston, South Carolina

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In The Court of Appeals

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Of Whom John Wieland Homes and Neighborhoods of the Carolinas, Inc. is the .....Appellant,

And Omega Flex, Inc, AAA Plumbing, Fogel Services, Inc., Charleston LEC, Inc., are..... Respondents.

PROOF OF SERVICE

I hereby certify that a true and correct copy of a Appellant's Initial Brief and Designation of Matter were served on this 2nd day of December, 2013 via U.S. mail, postage prepaid, upon the following counsel of record:

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December 2, 2013

The Honorable Jenny Abbott Kitchings
Clerk of Court, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

RE: Peter T. Phillips, et al. v. Omega Flex, Inc., et al.
Appellate Case Tracking No.: 2013-001499

Dear Ms. Kitchings:

Enclosed please find an original and one copy of Appellant's Initial Brief, Designation of Matter, and Proof of Service on counsel for all parties. We would greatly appreciate your returning file-stamped copies of the brief and designation of matter in the enclosed, self-addressed envelope.

Thank you for your assistance.

With regards, I am,

PRATT-THOMAS WALKER, P.A.

Janet Segell
Paralegal to John P. Linton, Jr., Esq.

/jas
enclosures

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