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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

The Honorable Benjamin H. Culbertson, Circuit Court Judge

Appellate Case No. 2026-000769

Komonick Sinclair, Appellant,

v.

Allen's Food Basket Inc., Gabriel's Breakfast and Grill at Allen's Food Basket, LLC d//b/a Gabriel's Grill, Allen's Food Basket a/k/a Allen's Food Basket Grill, Wesley Allen a/k/a J. Wesley Allen, Patricia A. Blanton, J. Wesley Allen Revocable Living Trust, J Wesley Allen in his capacity as Trustee of the J. Wesley Allen Revocable Living Trust, Patricia A Blanton in her capacity as Trustee of the J. Wesley Allen Revocable Living Trust, Gabe Jackson a/k/a Gabriel Jackson, James D. Lewis, and Shirley A. Lewis,

Defendants,

of which Wesley Allen a/k/a J. Wesley Allen, Patricia A. Blanton, J. Wesley Allen Revocable Living Trust, J. Wesley Allen in his capacity as Trustee of the J. Wesley Allen Revocable Living Trust, and Patricia A. Blanton in her capacity as Trustee of the J. Wesley Allen Revocable Living Trust,

Respondents.

Respondents' Designation of Matter to be Included in the Record on Appeal

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Respondents Wesley Allen, Patricia A. Blanton, and the J. Wesley Allen Revocable Living Trust propose the following documents be included in the Record on Appeal:

Orders and Judgments

- Form-4 Order Granting the Trust Defendants' Motion for Summary Judgment and Denying Remaining Discovery Motions as Moot (entered October 14, 2025)
- Memorandum Opinion and Order Granting The Trust Defendants' Motion for Summary Judgment and Denying Remaining Discovery Motions as Moot (entered October 21, 2025)

- Form-4 Order Denying Appellants' Rule 59(e) Motion (entered March 2, 2026)

Pleadings

- Complaint (filed June 12, 2023)
- Answer of the Trust Defendants (filed August 18, 2023)

Motions, Memoranda, and Related Filings

- The Trust Defendants' Motion for Summary Judgment and Memorandum in Support ("Motion for SJ") (filed October 3, 2024)
- Appellant's Memorandum in Opposition to the Motion for SJ ("Sinclair Memo in Opp.") (filed October 4, 2025)
- The Trust Defendants' Reply in Support of Motion for Summary Judgment ("Reply in Support of Motion for SJ") (filed October 9, 2025)
- Appellant's Supplemental Memorandum in Opposition to Respondents' Motion for Summary Judgment ("Sinclair Supp. Memo. in Opp.") (filed October 17, 2025).
- Appellant's Rule 59(e) Motion to Reconsider ("Motion to Recons.") (filed October 24, 2025
- Respondents' Memorandum in Opposition to Plaintiff's Motion to Reconsider ("Memo. in Opp. to Plaintiff's Mtn. to Recons.") (filed February 26, 2026)

Transcripts

- Transcript of the Hearing on the Motion for Summary Judgment (October 13, 2025)

Memoranda Exhibits and Other Matters

- General Warranty Deed (filed October 3, 2024)
- Certificate of Trust (filed October 3, 2024)
- Commercial Lease Agreement (filed October 3, 2024)
- Deposition Testimony of Patricia Blanton (filed October 3, 2024)
- Deposition Testimony of Wesley Allen (filed October 3, 2024)
- Deposition Testimony of Komonick Sinclair (filed October 3, 2024)
- Testimony of Gabriel Jackson (filed October 9, 2025)
- Gabriel Jackson's Business Licenses (filed October 3, 2024 and October 9, 2025)

- Myrtle Beach Police Department Incident Report (No. 20-019465) (filed October 17, 2025)

Pursuant to Rule 209(c), SCACR, I certify that this designation contains no matter which is irrelevant to this appeal.

Respectfully submitted,

McANGUS GOUDELOCK & COURIE, LLC

s/ J. Harrison Berry

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