

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

G. Thomas Cooper, Jr., Circuit Court Judge

Case No. 2012-CP-40-3924  
Appellate Case No. 2013-002295

RECEIVED

JAN 03 2014

SC Court of Appeals

Linda Rodarte, J. Perry Kimball, George M. Lee, III,  
Mena H. Gardiner and John Love,

of which

George M. Lee, III, Mena H. Gardiner and John Love.....Appellants,

v

The University of South Carolina & The University of  
South Carolina Gamecock Club.....Respondents.

**DESIGNATION OF MATTER  
TO BE INCLUDED IN THE RECORD ON APPEAL**

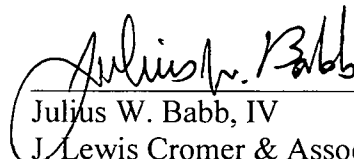
Appellant proposes, by and through undersigned counsel and pursuant to SCACR, Rule  
209, that the following documents be included in the Record on Appeal:

- a. Amended Complaint with attached contracts;
- b. Answer of Defendants;
- c. Defendants' Motion for Summary Judgment;
- d. Plaintiffs' Motion for Summary Judgment;
- e. Plaintiffs' Memorandum in Support of their Summary Judgment Motion;
- f. Defendants' memorandum in Support of their Motion & Opposition to Plaintiffs' Motion for Summary Judgment;
- g. Transcript of Hearing from August 9, 2013;
- h. Letter to Judge Cooper dated August 19, 2013;
- i. August 27, 2013 Order granting Defendants' motion for Summary Judgment & Denying Plaintiffs' Motion for Summary Judgment;
- j. Plaintiffs' Motion for Reconsideration;
- k. Order Denying Plaintiffs' Motion for Reconsideration;
- l. Affidavit of George Lee;

- m. Deposition of John Love;
- n. Deposition of Marion Hope;
- o. Deposition George Lee;
- p. Gregory subpoenaed documents;
- q. Timmons documents.

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

January 3, 2014

  
\_\_\_\_\_  
Julius W. Babb, IV  
J Lewis Cromer & Associates, LLC  
1522 Lady Street  
Post Office Box 11675  
Columbia, South Carolina 29211  
Phone 803-799-9530

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Mena H. Gardiner and John Love,

of which

George M. Lee, III, Mena H. Gardiner and John Love.....Appellants,

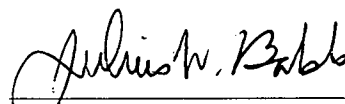
v

The University of South Carolina & The University of  
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**PROOF OF SERVICE**

I certify that I, the undersigned employee of J. Lewis Cromer & Associates, L.L.C., caused to have served the Appellant's Initial Brief and Designation of Matter on counsel for the Respondents by depositing a copy of it in the United States Mail, postage prepaid, on January 3, 2014, addressed to Robert E. Stepp, Esquire & Bess J. DuRant, Esquire, Sowell Gray Stepp & Lafitte, LLC, 1310 Gadsden Street, Columbia, South Carolina 29201

January 3, 2014



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**J. LEWIS CROMER  
& ASSOCIATES L.L.C.**  
ATTORNEYS AND COUNSELORS AT LAW

J. LEWIS CROMER  
JULIUS W. BABB, IV • J. PAUL PORTER  
ASHLEY C. STORY • RYAN K. HICKS

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**SC Court of Appeals**

January 3, 2014

**Via Hand Delivery**

Hon. Jenny Abbott Kitchings  
Clerk of Court  
S.C. Court of Appeals  
Filing Desk  
1205 Pendleton Street, 1<sup>st</sup> Floor  
Columbia, SC 29201

Re: *Lee, Gardiner & Love v. The University of SC & The University of SC Gamecock Club*  
Appellate Case No. 2013-002295


Dear Ms. Kitchings:

Enclosed please find the original and seven (7) copies of Appellants' Initial Brief & Designation of Matter in connection with the above referenced matter. Please file the original and six copies and file stamp the seventh copy for our records.

By copy of this letter to counsel of record, we are serving a copy of same to them.

With kind regards, I remain

Sincerely,



Julius W. Babb, IV

/mkm  
Enclosures

cc: Robert E. Stepp, Esquire  
Bess J. DuRant, Esquire

