

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

**APPEAL FROM BERKELEY COUNTY
Court of Common Pleas**

The Honorable Dale E. Van Slambrook, Circuit Court Judge

Appellate Case No. 2026-001435
Circuit Court Case No. 2026-CP-08-00376

Joseph E. Donohue, IV, and Caroline
Marvin,

Appellants,

v.

GS North Main Owner, LLC d/b/a
Marlowe Summerville,

Respondent.

**APPELLANTS' DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL
(Rule 209, SCACR)**

Pursuant to Rule 209, SCACR, and contemporaneously with service of their Initial Brief under Rule 208(a)(1), SCACR, Appellants designate the following matter to be included in the Record on Appeal. No transcript has been ordered; the appeal presents questions of law arising on the face of the orders and filings below.

A. Proceedings in the Magistrate's Court (Goose Creek; Case No. 2025CV0810606061)

1. Respondent's Application for Ejectment, filed December 30, 2025, with the notice(s) attached thereto;
2. Appellants' answer, motions, and responsive filings in the magistrate's court;
3. Judgment/ruling of the magistrate's court following the January 26, 2026 show-cause hearing;
4. Writ/Warrant of Ejectment issued February 3, 2026;

5. Return of Appeal of the magistrate's court, dated March 3, 2026;
6. Bond to Stay Execution on Appeal, entered February 11, 2026;
7. Order of Non-Compliance, signed March 16, 2026 and entered in the circuit court March 18, 2026, together with Respondent's application/request giving rise to it;

B. Proceedings in the Court of Common Pleas (C/A No. 2026-CP-08-00376)

8. Appellants' Notice of Appeal from the magistrate's court, filed February 3–4, 2026, together with Exhibits 1, 2, and 3 thereto (e-filed February 3, 2026);
9. Form 4F Order of Dismissal, entered March 20, 2026;
10. Appellants' Motion for Relief of Judgment or to Alter or to Amend Order (Rules 59(e) and 60, SCRCF), filed March 30, 2026, together with all exhibits and attachments thereto;
11. Respondent's Memorandum in Opposition to Appellants' motion;
12. Form 4 Order denying Appellants' motion, entered May 27, 2026;

C. Appeal Papers

13. Appellants' Notice of Appeal to the Court of Appeals, served and filed June 26, 2026, with the Notice of Electronic Filing reflecting service;
14. Appellants' Amended Notice of Appeal and Form 7 Proof of Service, received July 10, 2026;
15. Such other orders, rulings, and docket entries of the lower court as are necessary to a complete understanding of the issues on appeal, excluding matter not presented to the lower court. See Rule 210(c), SCACR.

Certification (Rule 209(c), SCACR)

The undersigned certifies that this Designation contains no matter which is irrelevant to the appeal.

Respectfully submitted,

s/ Joseph E. Donohue, IV

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Appellant *Pro Se*, and for Appellant Caroline Marvin

October 8, 2026