

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM AIKEN COUNTY
In the Court of Common Pleas

Doyet A. Early, III, Presiding Judge

Case No. 2013-001909

William R. Ferrara Appellant,

v.

Michael E. Hunt, Sheriff of Aiken County; Aiken County Sheriff's Department,
Charles Cain in his individual capacity as Deputy Sheriff
and the Aiken County Sheriff's Department Defendants,

Of whom Charles Cain in his individual capacity as Deputy Sheriff is the Respondent.

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

The undersigned, as counsel for the Appellant proposes the following to be included in the Record on Appeal:

1. Order of the Honorable Doyet A. Early, III dated April 3, 2013;
2. Order of the Honorable Doyet A. Early, III dated May 16, 2013;
3. Complaint of Plaintiff (Appellant);
4. Affidavits of Service Barbara R. Morgan; Charles E. Cain; Michael E. Hunt; Aiken County Sheriffs Office;
5. Answer of Respondent Hunt;

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6. Notice of Removal;
7. Answer of Respondent Cain;
8. Plaintiff's Response to Answer (with Attachments);
9. Amended Answer of Respondent Hunt;
10. Amended Answer of Respondent Cain;
11. Notice of Motion and Motion for Summary Judgment on Behalf of Defendant Cain (Federal Court) with attached Exhibits;
12. Notice of Motion and Motion for Summary Judgment on Behalf of Respondent Hunt (Federal Court) with attached Exhibits;
13. Appellants Federal Court Memorandum in Opposition to Summary Judgment with Exhibits;
14. Report and Recommendations of United States Magistrate;
15. Order of the Honorable Richard Gergel, United States District Court Judge dated March 28, 2012 with Remand Request Documentation;
16. Motions to Remand of Respondents;
17. Affidavits of William R. Ferrara filed in Federal Court with Attached Exhibits (U.S. District Court filings 64-1; 64-2; 64-3; 64-4; 64-11);
18. Excerpts from Deposition of William Ferrara; Pages 1-3; 11-13; 17-18; 23-37; 50-55; 67-69; 73; 76-77; 80-81; 85; 89-90; 96-97; 101-107; 133-135; 143; 147; 151; 156-165; 168; 171-175; 180-182; 199; 209-211; 216-217; 219; 233; 236-244; 246; 254-56; 266-268; 272; 276-277; 279-284; 286-294; 296-299; 306; 329-332;
19. Excerpts from Deposition of Stuart Johnson; Page 1, 13 and 14;
20. Excerpts from Deposition of Respondent Michael Hunt; Pages 1, 7-8; 10; 41, 46; 47; 49; 55; 69; 72-73;
21. Excerpts from Deposition of Charles Cain; Pages 8-11; 14, 16, 24-26, 43-44; 48; 50-51; 55; 59;
22. State Court Motion for Summary Judgment on behalf of Sheriff Hunt (with Exhibits);

23. State Court Motion for Summary Judgment on behalf of Respondent Cain (with Exhibits);
24. Affidavit of Ruth Gordy with attached Verified Claim for Damages;
25. Expungement Order of the Honorable Doyet A. Early, III;
26. Transcript of Hearing before Judge Early; and
27. Notices of Appeal.



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ATTORNEYS FOR APPELLANT

March 20, 2014

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CERTIFICATE OF COUNSEL

The undersigned hereby certifies that the Record on Appeal contains all material proposed to be included by any of the parties and not other material.



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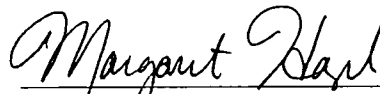
Of whom Charles Cain in his individual capacity as Deputy Sheriff is the Respondent.

PROOF OF SERVICE

I certify that I have served the Designation of Matter to be Included in the Record on
Appeal, by mail, upon all counsel of record on March 21, 2014.

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I certify that I have served the Initial Reply Brief of Appellant, by mail upon all of counsel
of record on March 21, 2014.

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The undersigned hereby certifies that the Initial Reply Brief of Appellant contains all material proposed to be included by any of the parties and not other material.

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March 20, 2014

VIA HAND DELIVERY

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1015 Sumter Street
Columbia, South Carolina 29201

RE: William Ferrara vs. Charles Cain, et al
C/A #2009-CP-02-1529
Ct. Appeals Case No. 2013-001909

Dear Ms. Kitchings:

Enclosed please find for filing in the above-referenced matter an original and two copies of the Appellant's Initial Reply Brief and Designation of Matter to Be Included in the Record on Appeal. Please file the originals and return the clocked in copies to my courier. Under cover of this letter I am serving all counsel of record with a copy of the same as required by Appellate Court Rules 208 and 209. Thank you in advance for your assistance in this matter.

With kind regards, I remain

Respectfully Yours,

Meg Hazel for JCB
John C. Bradley, Jr.

cc: Andrew F. Lindemann, Esquire
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