

ORIGINAL

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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MAR 24 2014

APPEAL FROM LEXINGTON COUNTY  
Court of Common Pleas  
R. Knox McMahon, Circuit Court Judge

SC Court of Appeals

Case No.: 2012-CP-32-03496

Roger R. Riemann..... Respondent,

v.

Palmetto Gems & Gemological Services, Inc. & Thomas Shofner,  
in his individual capacity ..... Appellants.

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

Respondent proposes the following to be included in the Record on Appeal:


1. Complaint, August 24, 2012.
2. Shareholder Management Agreement (Exhibit A to Complaint).
3. LLR Investigative Report, June 4, 2012 (Exhibit C to Complaint).
4. Citation and Notification of Penalty (Exhibit D to Complaint).
5. Motion to Dismiss, or in the Alternative, Stay Proceedings and Compel Arbitration, October 29, 2012.
6. Motion to Amend Complaint, December 28, 2012.
7. Complete Transcript of February 13, 2013 hearing before The Honorable R. Knox McMahon.
8. Order of The Honorable R. Knox McMahon, June 24, 2013.
9. Amended Summons and Complaint, July 13, 2013.

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

Dated this 24<sup>th</sup> day of March, 2014.

Respectfully submitted,

RICHARDSON PLOWDEN & ROBINSON, P.A.



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**COUNSEL FOR RESPONDENT**

THE STATE OF SOUTH CAROLINA  
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**PROOF OF SERVICE**

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I certify that I have caused to be served the Designation of Matter to be Included in the Record on Appeal on Appellants Palmetto Gems & Gemological Services, Inc. & Thomas Shofner, in his individual capacity, by depositing a copy of it in the United States mail, postage prepaid, on this 24<sup>th</sup> day of March, 2014, addressed to their counsel of record, Angus H. Macaulay, Esquire, Nexsen Pruet, LLC, PO Drawer 2426, Columbia, South Carolina 29201-2426.



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**COUNSEL FOR RESPONDENT**

March 24, 2014

**HAND-DELIVERED**

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

RE: Roger R. Riemann v. *Palmetto Gems & Gemological Services, Inc. & Thomas  
Shofner, in his individual capacity*  
C/A No.: 2012-CP-32-03496  
Our File No.:

Dear Ms. Kitchings:

Please find enclosed for filing the original and two copies each of the *Initial Brief of Respondent* and the *Designation of Matter to be Included in the Record on Appeal*, along with the Proofs of Service relating to the above matter. Please file the extra copies enclosed and return them to our office via our courier.

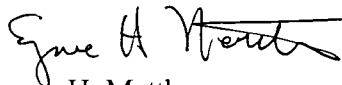
By copy of this letter, we are this day serving a copy of the same on counsel of record for the Appellants.

Should you have any questions or concerns regarding the enclosed, please do not hesitate to contact me.

With best regards, I am

Sincerely,

RICHARDSON PLOWDEN & ROBINSON, P.A.

  
Eugene H. Matthews

/jlm  
Enclosures as Stated

cc: Angus H. Macaulay, Esquire (w/encl.)  
Mr. Roger Riemann (w/encl.)

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