

STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas for the Fifth Judicial Circuit
G. Thomas Cooper, Circuit Court Judge
J. Ernest Kinard, Jr., Circuit Court Judge

RECEIVED

MAY 16 2014

SC Court of Appeals

Docket No. 2011-CP-40-6705
Appellate Case No. 2014-000032

**JOSEPH S. AZAR, FRANK J. CUMBERLAND, JR.,
AND MICHAEL A. LETTS, INDIVIDUALLY AND
AS CLASS REPRESENTATIVES,**

Appellants,

vs.

CITY OF COLUMBIA,

Respondent.

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

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ATTORNEYS FOR APPELLANTS

Appellants designate the following to be included in the Record on Appeal:

ORDERS, JUDGMENTS AND DECREES

Order Denying Plaintiff's Motion for Class Action Certification of the Honorable J. Ernest Kinard, Jr., Circuit Court Judge, dated June 22, 2012 and filed June 26, 2012

Order Denying Plaintiff's Motion for Reconsideration of the Honorable J. Ernest Kinard, Jr., Circuit Court Judge, dated September 19, 2012 and filed September 20, 2012

Order Granting Defendant's Motion for Summary Judgment of the Honorable G. Thomas Cooper, Circuit Court Judge, dated September 26, 2013 and filed September 26, 2013

Order Denying Plaintiff's Motion for Reconsideration of the Honorable G. Thomas Cooper, Circuit Court Judge, dated November 26, 2013 and filed November 27, 2013.

PLEADINGS

Plaintiffs' Second Amended Complaint filed January 17, 2012

Defendant's Answer to Plaintiff's Second Amended Complaint dated February 21, 2012

Plaintiffs' Motion for Class Action Certification

Plaintiffs' Notice of Motion and Motion for Reconsideration and Memorandum of Law in Support of Reconsideration filed July 6, 2012

Defendant's Notice of Motion and Motion for Summary Judgment dated August 14, 2012

Plaintiffs' Notice of Motion and Motion for Summary Judgment for filed September 21, 2012

Plaintiffs' Notice of Motion and Motion for Reconsideration dated October 14, 2013

TRANSCRIPTS

June 5, 2012 hearing (Judge Kinard), pages 1 to 25

September 13, 2012 hearing (Judge Kinard), pages 1 to 28

August 5, 2013 hearing (Judge Cooper), pages 1 to 77

September 13, 2013 hearing (Judge Cooper), pages 1 to 43

EXHIBITS

Plaintiff's Exhibit # 1 from August 13, 2013 hearing (2 notebooks)

Plaintiff's Exhibit # 1 from September 13, 2013 hearing (signed Consent Decree)

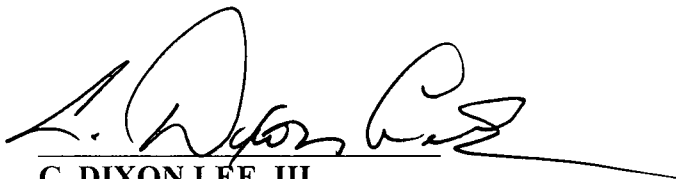
Plaintiff's Exhibit # 2 from September 13, 2013 hearing (City of Columbia Water & Sewer Fee Ordinances)

OTHER MATERIALS AND DOCUMENTS

Appellants' Notice of Appeal filed January 6, 2014

CERTIFICATION OF COUNSEL

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



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Dated: May 16, 2014