

THE STATE OF SOUTH CAROLINA  
In The Court Of Appeals

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APPEAL FROM CHEROKEE COUNTY  
Court of Common Pleas

J. Mark Hayes, II, Circuit Court Judge

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Case No. 2013-00137

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Christopher Drye, d/b/a Drye's Auto Crushing.....Respondent,

v.

Mike Gault and Mary T. Gault, d/b/a Gault's Used Cars, Total Inc., Edward Keith Potter,  
Individually and as President of Total Inc.....Defendants,

Of whom Mike Gault is.....Appellant.

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**RESPONDENT'S DESIGNATION OF MATTER TO BE INCLUDED  
IN RECORD ON APPEAL**

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JUN 13 2013

SC Court of Appeals

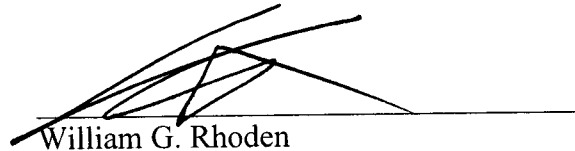
Respondent hereby designates the following material to be included in the Record on Appeal in addition to the material proposed by Appellant:

1. May 7, 2012 Notice Of Motion And Motion with attached affidavit;
2. Transcript Pages 1-[End] Of June 11, 2012 Hearing Before Hon. J. Mark Hayes, II;
3. June 13, 2012 Amended Order To Appoint Receiver;

4. August 1, 2012 Notice Of Motion And Motion;
5. Transcript Pages 1-97 Of August 13, 2012 Hearing Before Hon. J. Mark Hayes, II;
6. August 14, 2012 Order On Motion For Contempt;
7. October 24, 2012 Notice And Motion To Terminate Receivership And Return Personal Property;
8. December 13, 2012 Reply Of Plaintiff To Motion To Terminate Receivership And Return Personal Property with exhibits;
9. February 19, 2013 Defendant Mike Gault's Motion To Dismiss Pursuant To SCRCF Rule 12(b)(1);
10. April 11, 2013 Plaintiff's Reply To Defendant Mike Gault's Motion To Dismiss Pursuant To SCRCF Rule 12(b)(1);
11. Transcript Pages 1-25 Of April 18, 2013 Hearing Before Hon. J. Mark Hayes, II;
12. May 22, 2013 Notice Of Rule To Show Cause For Contempt with exhibits;
13. Transcript Pages 1-120 Of June 19, 2013 Hearing Before Hon. J. Mark Hayes, II;
14. June 21, 2013 Order Of The South Carolina Court Of Appeals, Hon. Jasper M. Cureten;
15. March 21, 2012 Affidavit of Ben D. Kochenower;
16. March 21, 2012 Affidavit of Tammy M. Ward.

I certify that no information is included in this Designation that is irrelevant.

May 29, 2014.



William G. Rhoden  
WINTER & RHODEN, LLC  
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Gaffney, South Carolina 29340  
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*Attorney for Respondent.*

**CERTIFICATE OF SERVICE**

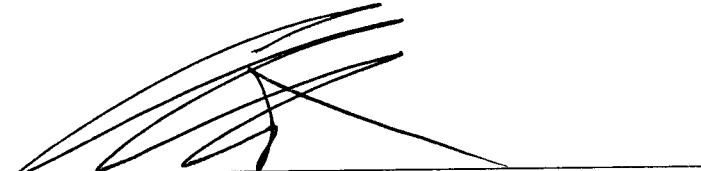
By my signature below, I certify that I have served all parties and/or their counsel with the above and foregoing **DESIGNATION OF MATTER TO BE INCLUDED IN RECORD ON APPEAL** by depositing it in an official United States Postal Service receptacle, with adequate postage, addressed as follows:

D. Alan Lazenby  
Ginger D. Goforth  
LAZENBY LAW FIRM  
P.O. Box 6099  
Spartanburg SC 29304

*Attorneys for Appellant*

This ~~27~~<sup>th</sup> day of May 2014

29<sup>th</sup>



William G. Rhoden

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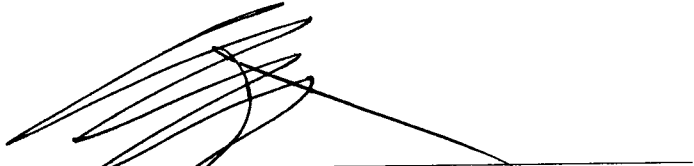
**CERTIFICATE OF SERVICE**

By my signature below, I certify that I have served all parties and/or their counsel with the above and foregoing **INITIAL BRIEF OF RESPONDENT** by depositing it in an official United States Postal Service receptacle, with adequate postage, addressed as follows:

D. Alan Lazenby  
Ginger D. Goforth  
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Post Office Box 6099  
Spartanburg SC 29304

*Attorneys for Appellant*

This 29<sup>th</sup> day of May 2014



William G. Rhoden

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