

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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SC Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

Edward W. Miller, Circuit Court Judge

Appellate Case No. 2013-002790

Andrew P. (Andy) Ballard,..... Respondent,

v.

Tim Robertson, Rick Thoennes, Rick Thoennes III,
And Warpath Development, Inc.....Appellants.

**RESPONDENT'S DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL
and
CERTIFICATE OF COUNSEL**

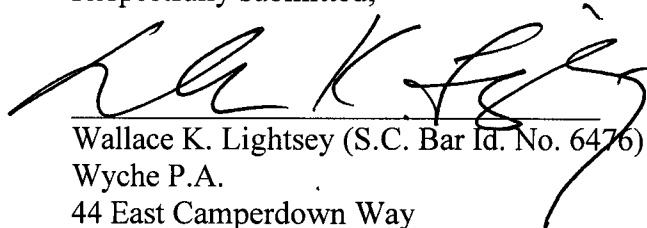
Pursuant to Rule 208, SCACR, respondent hereby designates the following matter
to be included in the record on appeal:

1. Order filed May 4, 2010;
2. Order of Judgment filed October 3, 2013;
3. Form 4 Order (denying motion for reconsideration) filed November 8, 2013;
4. Order Denying Defendants' Motion To Stay Execution filed March 27, 2014;
5. Order Appointing Receiver filed April 23, 2014;

6. Charging Order filed April 23, 2014;
7. Complaint filed July 30, 2008;
8. First Amended Complaint filed August 25, 2009;
9. Amended Answer and Counterclaims filed September 17, 2009;
10. Reply to Counterclaims filed September 18, 2009;
11. Plaintiff's Memorandum for Valuation (Damages) Hearing filed May 31, 2013;
12. Plaintiff's Post-Hearing Memorandum for Valuation (Damages) Hearing filed August 23, 2013;
13. Brief of Appellants (2010 appeal), Cover and Table of Contents;
14. Transcript of June 4, 2013, Hearing;
15. Transcript of August 6, 2013, Hearing;
16. Transcript of March 13, 2014, Hearing;
17. Transcript of April 23, 2014, Hearing;
18. Plaintiff's August 2013 Trial Exhibits 1-9;
19. Woodside Summary Report;
20. Letter from B. Perry Woodside dated May 9, 2013;
21. Analysis of Charles L. Alford, Ph. D. (Plaintiff's Exhibit 12);
22. Letter from Charles Alford to Judge Edward Miller dated August 15, 2013.

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

Respectfully submitted,



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Date: June 19, 2014
Greenville, South Carolina

Attorneys for Respondent