

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

RECEIVED

JUL 22 2014

Appeal from Richland County
Joseph M. Strickland, Master-In-Equity
James F. Barber, Jr., Supervising Circuit Court Judge
Case No.: Case No.: 2009-CP-40-05911
Case No.: 2010-CP-40-02889

S.C. Supreme Court

Appellate Case No. 2014-000965

1634 Main, L.P.

Appellant

v.

Shirley Hammer,

Respondent

v.

Howard Hammer,

Appellant,

and

Howard Hammer

Appellant,

v.

Shirley Hammer,

Respondent

APPELLANTS' INITIAL DESIGNATION OF MATTER

AIKEN & HIGHTOWER, PA

Arthur K. Aiken

2231 Devine Street, Suite 201

Columbia, South Carolina 29205

Phone: 803-799-5205

Fax: 803-799-5206

Email: art@aikenandhightower.com

ATTORNEYS FOR APPELLANTS

The Appellants, Howard Hammer and 1634 Main, LP, designate the following matter to be included in the record on appeal:

ORDERS

1. Order of Reference for Case No.: 2009-CP-40-05911
2. Order of Reference for Case No.: 2010-40-2889
3. Master's Order of June 10, 2013
4. Master's Order of January 21, 2014
5. Master's Order of March 21, 2014

PLEADINGS

6. Rule to Show Cause as to Howard Hammer
7. Rule to Show Cause as to 1634 Main, LP

MOTIONS

8. Motion to Dismiss as to Howard Hammer filed May 330, 2013
9. Motion to Dismiss as to 1634 Main, LP filed May 30, 2014
10. Motion to Quash Subpoena to Bernard N. Ackerman, CPA filed July 23, 2013
11. Appellants' Joint Motion for Summary Judgment filed September 18, 2013
12. Appellants' Rule 59(e) SCRCF Joint Motion to Alter or Amend dated February 3, 2014

HEARING TESTIMONY

13. The following excerpts from the Transcript of the June 4, 2913 hearing:

P. 3 Ln. 1 through P. 10 Ln. 4
P. 13 Ln. 5 through Ln. 9
P. 15 Ln. 8 through Ln. 25
P. 17 Ln. 12 through Ln. 14
P. 54 Ln. 16 through P. 55 Ln. 9
P. 56 Ln. 10 through P. 59 Ln. 3
P. 75 Ln. 3 through P. 76 Ln. 12

P. 77 Ln. 20 through P. 79 Ln. 25
P. 86 Ln. 4 through Ln. 16
P. 90 Ln. 13 through Ln. 23
P. 91 Ln. 10 through Ln. 14
P. 106 Ln. 2 through P. 107 Ln. 12

14. The following excerpts from the Transcript of the August 12, 2013, hearing;

P. 4 Ln. 14 through P. 4 Ln. 25
P. 5 Ln. 24 through P. 6 Ln. 20
P. 7 Ln. 15 through P. 8 Ln. 18
P. 10 Ln. 24 through P. 13 Ln. 3
P. 28 Ln. 23 through P. 29 Ln. 25
P. 31 Ln. 20 through P. 39 Ln. 5
P. 42 Ln. 10 through P. 42 Ln. 22
P. 44 Ln. 24 through P. 45 Ln. 17
P. 46 Ln. 13 through P. 47 Ln. 12

15. The following excerpts from the Transcript of the January 9, 2014, hearing;

P. 4 Ln. 20 through P. 9. Ln. 14
P. 12 Ln. 9 through Ln. 15
P. 13 Ln. 22 through P. 14 Ln. 22
P. 15 Ln. 14 through P. 23 Ln. 25
P. 25 Ln. 19 through P. 26 Ln. 5
P. 27 Ln. 19 through Ln. 23
P. 29 Ln. 10 through Ln. 19
P. 31 Ln. 9 through P. 33 Ln. 19
P. 39 Ln. 11 through P. 36 Ln. 15
P. 38 Ln. 13 through P. 40 Ln. 10
P. 42 Ln. 18 through P. 45 Ln. 10
P. 55 Ln. 4 through P. 56 Ln. 25
P. 57 Ln. 20 through P. 58 Ln. 5
P. 60 Ln. 13 through P. 61 Ln. 17
P. 63 Ln. 17 through P. 64 Ln. 21
P. 67 Ln. 6 through P. 68 Ln. 25

EXHIBITS

16. Master's Deed dated January 22, 2014
17. Deed from Shirley Hammer to Hightower, LLC

Respectfully Submitted,
(SIGNATURE ON THE FOLLOWING PAGE)

AIKEN & HIGHTOWER, PA

By: 

ARTHUR K. AIKEN

2231 Devine Street, Suite 201

Columbia, South Carolina 29205

Phone: 803-799-5205

Fax: 803-799-5206

Email: art@aikenandhightower.com

ATTORNEYS FOR APPELLANTS

Columbia, South Carolina

Dated: July 21, 2014

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

RECEIVED

JUL 22 2014

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

S.C. Supreme Court

Joseph M. Strickland, Jr.
Master-in-Equity

Case No. 2009-CP-40-0511

1634 Main, LP, Appellant v. Shirley Hammer, Respondent

v.

Howard Hammer, Appellant

and

Howard Hammer, Appellant

v.

Shirley Hammer Respondent

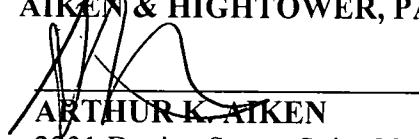
Appellate Case No. 2014-000965

PROOF OF SERVICE

I hereby certify that I served Appellant's Designation of Matter on the Respondent by hand delivering a copy to her attorney, Desa Ballard, at Ms. Ballard's office on July 22, 2014.

(SIGNATURE ON THE FOLLOWING PAGE)

AIKEN & HIGHTOWER, PA



ARTHUR K. AIKEN

2231 Devine Street, Suite 201

Columbia, SC 29205

Telephone: 803-799-5205

Fax: 803-799-5206

Email: art@aikenandhightower.com

ATTORNEYS FOR APPELLANTS

Columbia, SC
July 22, 2014