

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

J.C. Nicholson, Jr., Circuit Court Judge

Appellate Case No. 2013-002796
Trial Court Case No. 2011-CP-10-05774

Pavilion Development Corp. & Larry McNair Appellants,

v.

Nexsen Pruet, LLC.....Respondent,

v.

DC & Sons, LLC..... Counterclaim Defendant.

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

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

1. Order granting summary judgment (Oct. 9, 2013)
2. Order denying Plaintiffs' Motion to Reconsider, Alter, or Amend (Nov. 25, 2013).
3. Complaint (Aug. 16, 2011)
4. Affidavit of Bruce Wallace (Oct. 19, 2011)
5. Answer and Counterclaim with exhibits (Oct. 21, 2011)
6. Motion for Summary Judgment with exhibits (Jan. 14, 2013)
7. Affidavit of Bruce Wallace (Jan. 14, 2013)

RECEIVED

AUG 20 2014

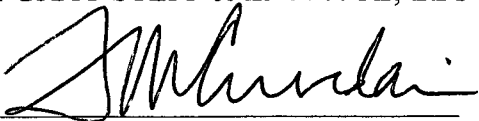
SC Court of Appeals

8. Opposition to Motion for Summary Judgment (Feb. 4, 2013)
9. Memorandum in Support of Motion for Summary Judgment with exhibits (Mar. 11, 2013)
10. Nexsen Pruet's Reply Brief in Support of Motion for Summary Judgment with exhibits (Apr. 12, 2013)
11. Plaintiffs' Sur-Reply to Nexsen Pruet's Memorandum in Support of Motion for Summary Judgment (Apr. 19, 2013)
12. Nexsen Pruet's Final Reply Brief in Support of Motion for Summary Judgment with exhibit (May 10, 2013)
13. Plaintiffs' Motion to Reconsider, Alter, or Amend (Oct. 28, 2013)
14. Nexsen Pruet's Response to Plaintiffs' Motion to Reconsider, Alter, or Amend (Nov. 12, 2013)
15. Transcript of Hearing (Mar. 13, 2013)
16. Form 4 order regarding proposed amended settlement agreement (Mar. 13, 2013)
17. Notice of Entry of Judgment regarding Mar. 21, 2013 hearing (Mar. 27, 2013)
18. Notice of Filing Transcript of Mar. 21, 2013 Hearing with exhibit (June 24, 2013)

I certify that this designation does not contain any matter that is irrelevant to this appeal.

[Signature Page to Follow]

SOWELL GRAY STEPP & LAFFITTE, LLC

By: 

Elizabeth Van Doren Gray

Tina Cundari

Benjamin Gooding

1310 Gadsden Street

Post Office Box 11449

Columbia, South Carolina 29211

(803) 929-1400

egray@sowellgray.com

tcundari@sowellgray.com

bgooding@sowellgray.com

Attorneys for Respondent

Columbia, South Carolina
August 20, 2014