THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM FLORENCE COUNTY
Court of Common Pleas
Michael G. Nettles, Circuit Court Judge

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SEP 19 2014
SC Court of Appeals

Case No. 2013-CP-21-2395

Appeal Tracking No. 2014-001626

Anthony Fischetti as Executor of the Estate of Concetta Fischetti,.....Respondent,

v.

SeaTruck, Inc., KC Freight LLC and Carlos L.Ceballos.....Appellants.

APPELLANTS' DESIGNATION OF MATTER FOR INCLUSION IN THE RECORD ON APPEAL

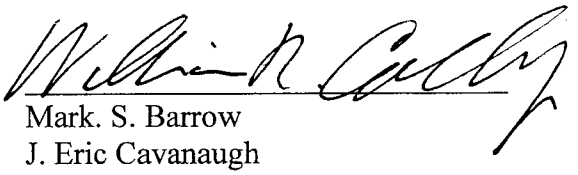
Under the provisions of Rule 209, SCACR, the Appellants designate the following documents to be included in the Record on Appeal:

1. Order Granting Plaintiff's Motion for Partial Summary Judgment, July 16, 2014;
2. Summons and Complaint, September 12, 2013
3. SeaTruck, Inc.'s Answer to Complaint, November 15, 2013
4. Carlos Ceballos' Answer to Complaint, November 18, 2013
5. KC Freight, LLC's Answer to Complaint, November 18, 2013
6. Transcript of Motions Hearing on June 16, 2014
7. Transcript of Deposition of Anthony Fischetti, March 31, 2014
8. Transcript of Deposition of Jennifer Fischetti, March 31, 2014
9. MAIT Report DA-163-12, October 18, 2012

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

September 19, 2014

Respectfully submitted,



Mark. S. Barrow
J. Eric Cavanaugh
William R. Calhoun, Jr.
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Post Office Box 12129
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(803) 256-2233
Attorneys for Appellants

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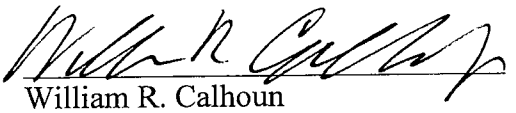
PROOF OF SERVICE

I certify that I have served the Initial Brief of Appellant and Designation of Matter on Anthony Fischetti as Executor of the Estate of Concetta Fischetti, individually and on behalf of all other similarly situated Plaintiffs, by depositing a copy of it in the United States Mail, postage prepaid, on September 19, 2014, addressed to his attorney of record and all counsel of record, listed as follows:

W. Hugh McAngus, Jr., Esquire
Chappell, Smith & Arden, P.A.
Post Office Box 12330
Columbia, SC 29211

Attorney for Respondent



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S·W·B

SWEENY WINGATE & BARROW P.A.

September 19, 2014

Reply to: Main Office

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(803) 256-2233 x7150
jec@swblaw.com

VIA HAND DELIVERY
The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
1015 Sumter Street
Columbia, South Carolina 29201

RE: Anthony Fischetti, et. al. v. SeaTruck, Inc., KC Freight, LLC and Carlos L. Ceballos
Appellate Case No.: 2014-001626 / Civil Action No.: 2013-CP-21-2395
Our File: 2870-8959

Dear Ms. Kitchings:

Enclosed for filing is the original and six copies of SeaTruck, Inc., KC Freight LLC and Carlos L.Ceballos' Initial Brief of Appellants and Designation of Matter, along with the Proof of Service. Please return a filed stamped copy of the Initial Brief of Appellants and Proof of Service with the courier.

By copy hereof, all counsel of record are being served with the above.

Thank you for your assistance, and should you have any questions, please do no hesitate to contact me.

Best Regards,

SWEENY, WINGATE & BARROW, P.A.

S/ J. Eric Cavanaugh

J. Eric Cavanaugh

JEC/elw
Enclosures

cc: W. Hugh McAngus, Jr., Esquire
Office of Court Administration

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