

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS
No. 2014-001472

Appeal from Newberry County
Court of Common Pleas

Frank R. Addy, Jr., Circuit Court Judge
Civil Action No. 2009-CP-36-415

RECEIVED

OCT 16 2014

SC Court of Appeals

John S. Frick,

Appellant,

v.

Keith Fulmer, Eleanor F. Bush,
Benny A. Bush, Joseph R. Childers,
Justin Chadwick, Victoria Chadwick,
S.C. Electric & Gas, and Newberry County

Respondents.

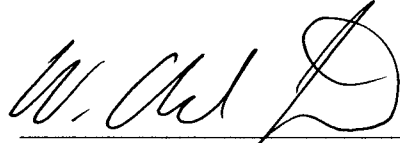
**APPELLANT'S DESIGNATION OF ADDITIONAL MATTER
FOR INCLUSION IN THE RECORD**

In accordance with the SCRAP, Rule 209, Appellant John S. Frick proposes that the following additional matter be included in the Record on Appeal:

1. Complaint and Motion for Preliminary Injunction (Filed Sept. 29, 2009).
2. Answer to Complaint (Dated Nov. 20, 2009, Filed Nov. 24, 2009)
3. Plaintiff's Trial Brief

POPE AND HUDGENS, P.A.

By:

A handwritten signature in black ink, appearing to read "W. Chad Jenkins", written over a horizontal line.

W. Chad Jenkins, Esquire
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ATTORNEYS FOR APPELLANT

Newberry, S.C.
October 16, 2014

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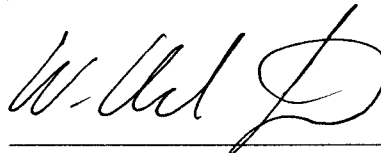
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Benny A. Bush, Joseph R. Childers,
Justin Chadwick, Victoria Chadwick,
S.C. Electric & Gas, and Newberry County

Respondents.

RULE 209(c) CERTIFICATION

In accordance with the SCRAP, Rule 209(c), the undersigned does hereby certify that the additional material Appellant has designated for inclusion in the record on appeal contains no matter that is irrelevant to the appeal.

By:



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PROOF OF SERVICE

I certify that I have served Appellant's Initial Reply Brief, Appellant's Designation of Additional Matter For Inclusion in the Record and Appellant's Rule 209(c) Certification on all Respondents by depositing a copy of same in the United States Mail, postage prepaid, on October 16, 2014, addressed to their attorneys of record, or them personally as follows:

COUNSEL AND PARTIES SERVED:

William H. Edwards, Esquire
Moore, Taylor & Thomas, P.A.
PO Box 5709
West Columbia, SC 29171
Attorney for Defendant Keith Fulmer

Rudolph C. Barnes, Jr., Esquire
156 Barnes Trail
Little Mountain, SC 29075
Attorney for Keith Fulmer

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Newberry County Attorney
Courthouse Annex
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Newberry, SC 29108
Attorney for Newberry County

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SCANA Legal Department
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A handwritten signature in black ink, appearing to read 'Katherine Barnett', written over a horizontal line.

Katherine Barnett
Paralegal to W. Chad Jenkins

THOMAS H. POPE III
W. CHAD JENKINS
KYLE B. PARKER

**DOPE
&
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(1913-1999)

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SC Court of Appeals

Via Hand Delivery

V. Claire Allen, Deputy Clerk
The South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211-1629

RE: John Frick, Appellant v. Keith Fulmer, et al., Respondents
Case Tracking No. 2014-001472
Civil Action No. 2009-CP-36-415

Dear Ms. Allen:

Enclosed herewith for filing please find Appellant's Initial Reply Brief, Appellant's Designation of Additional Matter For Inclusion in the Record and Appellant's Rule 209(c) Certification, as well as my Proof of Service of same.

Also enclosed is a copy of these documents which I would appreciate your having clocked-in. Thank you for your assistance in this matter.

With kind regards.

Sincerely,

POPE AND HUDGENS, P.A.



W. Chad Jenkins

WCJ:kb

Enclosures

cc: Will Edwards, Esq. w/enc.
Rudy Barnes, Esq. w/enc.
Jay Tothacer, Jr., Esq. w/enc.
Jay Bressler, Esq. w/enc.
Defendants Bush w/enc.
Defendants Chadwick w/enc.
Defendant Childers w/enc.