

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

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

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Case No. 2013-CP-10- 3864

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**RECEIVED**  
OCT 24 2014  
**SC Court of Appeals**

Arkay, LLC and Robert R.  
Knoth, its member,

Respondents

v.

City of Charleston, City of  
Charleston Board of Zoning  
Appeals, Andrew Pinckney  
Inn and Michael A. Molony,

Appellants.

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APPELLANTS' DESIGNATION OF MATTER  
TO BE INCLUDED IN THE RECORD ON APPEAL

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Appellants propose the following to be included in the Record on Appeal:

1. Corrective Order dated June 19, 2014
2. Motion to Reconsider, Alter or Amend Judgment
3. Petition and Appeal
4. Return – City of Charleston and City of Charleston Board of Zoning Appeals
5. Answer – Andrew Pinckney Inn

6. Return – Michael A. Molony
7. Transcript of Proceedings of April 11, 2014
8. Circuit Court Record on Appeal

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

10/22, 2014

Frances I. Cantwell

Charlton de Saussure  
Corporation Counsel

Frances I. Cantwell  
Assistant Corporation Counsel  
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Tel. (843) 724-3730  
Attorney for Appellants  
City of Charleston and  
City of Charleston Board of Zoning Appeals

Wilbur E. Johnson by FE w/permission

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Attorney for Appellant Andrew Pinckney Inn

Thomas S. Tisdale, Jr. by FE w/permission

Thomas S. Tisdale, Jr.  
Hellman, Yates & Tisdale  
105 Broad Street  
Charleston, South Carolina 29401  
Attorney for Appellant Michael A. Molony, personally  
and as Personal Representative of the Estate of Robert  
E. Molony and as Trustee for Sadie Molony, now deceased

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City of Charleston, City of  
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Appellants.

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CERTIFICATE OF SERVICE

The undersigned certifies that on the 22<sup>nd</sup> day of October, 2014 a true and correct copy of the Appellants' City of Charleston, City of Charleston Board of Zoning Appeals, Andrew Pinckney Inn and Michael A. Molony's Initial Brief of Appellants and the Designation of Matter To Be Included In The Record On Appeal were placed in an envelope with first class postage

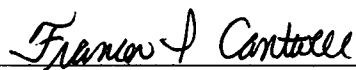
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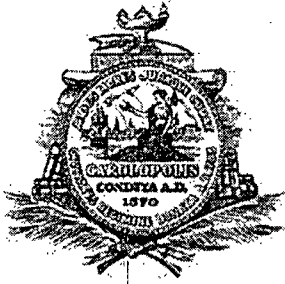
**SC Court of Appeals**

prepaid and affixed thereto and mailed to the following:

Capers G. Barr, III, Esq.  
Barr, Unger & McIntosh  
PO Box 1037  
Charleston, South Carolina 29402

A handwritten signature in cursive script, reading "Frances I. Cantwell", is written over a horizontal line.

Frances I. Cantwell  
Assistant Corporation Counsel  
City of Charleston



*City of Charleston*

WILLIAM B. REGAN LEGAL CENTER

**CORPORATION COUNSEL**

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OCT 24 2014

October 22, 2014

**SC Court of Appeals**

The Honorable Jenny Abbott Kitchings  
Clerk of The Court of Appeals  
PO Box 11629  
Columbia, SC 29211

Re: Arkay, LLC and Robert R. Knoth, its member, v.  
City of Charleston, City of Charleston Board of Zoning Appeals,  
Andrew Pinckney Inn and Michael A. Molony  
Case No. 2013- CP-10-3864  
Case Information No. 2014-001466

Dear Ms. Kitchings:

In regard to the above, enclosed please find an original and one (1) copy of the Appellants' City of Charleston, City of Charleston Board of Zoning Appeals, Andrew Pinckney Inn and Michael A. Molony's Initial Brief of Appellants and the Designation of Matter To Be Included In The Record On Appeal, as well as a Certificate of Service.

Please file the originals referred to above, and return a clocked copy of each pleading to me in the self-addressed, stamped envelope provided.

By copy hereof to counsel, I am providing them with copies of these pleadings.

With kind regards, I am  
Yours truly,

*Frances I. Cantwell*

Frances I. Cantwell  
Assistant Corporation Counsel

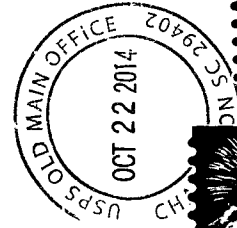
FIC/djc

Enclosures

cc: Capers G. Barr, III, Esq.  
Thomas S. Tisdale, Esq.  
Wilbur E. Johnson, Esq.  
Charlton deSaussure, Jr., Esq.

*City of Charleston*

Legal Department  
50 Broad Street  
Charleston, SC 29401



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**SC Court of Appeals**

The Honorable Jenny Abbott Kitchings  
Clerk of The Court of Appeals  
PO Box 11629  
Columbia, SC 29211

