

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

**RECEIVED**

OCT 30 2014

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

**SC Court of Appeals**

James C. Williams, Circuit Court Judge sitting as Special Referee  
Trial Case No. 2011-CP-10-2232

Appellate Case No. 2014-001915

The Bristol Condominium  
Property Owners  
Association,.....Respondent,

v.

John T. Lucas, Sr. as Trustee of the John T. Lucas Revocable  
Trust Dated November 10, 2004, and Carolyn C. Lucas  
Revocable Trust Dated November 10,  
2004,.....Defendants/Counterclaim Plaintiffs,

Of Whom John T. Lucas, Sr. is the Appellant,

v.

The Bristol Condominium  
Property Owners  
Association,.....Counterclaim Defendant.


DESIGNATION OF MATTER  
TO BE INCLUDED IN THE RECORD ON APPEAL

The appellant proposes the following be included in the Record on Appeal:

1. Complaint filed in *The Bristol Condominiums Property Owners' Association v. Brittlebank Condominiums, LLC, et al.*, 2007-CP-10-0612 dated February 9, 2007;
2. Complaint filed in *Janice L. Landry, et al., v. Brittlebank Condominiums, et al.*, 2007-CP-10-607, dated February 9, 2007;
3. Complaint filed in *Kenneth Hanger, et. al. v. The Beach Company, et. al.*, 2005-CP-10-3029, dated July 26, 2005;
4. Judge Clifford Newman's Order in *The Bristol Condominiums Property Owners' Association v. Brittlebank Condominiums, et al.*, 2007-CP-10-0612, dated March 10, 2009;

5. *John T. Lucas, et. al. v. The Bristol Condominiums Property Owners' Association*, 2010-CP-10-3240 filed April 20, 2010
6. Amended Summons and Complaint *John T. Lucas, et. al. v. The Bristol Condominiums Property Owners' Association*, 2010-CP-10-3240 filed April 4, 2011
7. *The Bristol Condominiums Property Owners' Association v. John T. Lucas, et. al.*, 2011-CP-10-2232 filed March 25, 2011
8. Answer and Counterclaim in *The Bristol Condominiums Property Owners' Association v. John T. Lucas, et. al.*, 2011-CP-10-2232 filed May 9, 2011
9. Order to Consolidate filed July 28, 2011
10. Motion for Summary Judgment dated June 30, 2011;
11. Form 4 entered by Judge J.C. Nicholson on February 18, 2014 documenting hearing on August 16, 2012;
12. Transcript of Proceedings of May 22, 2013 and May 23, 2013;
13. Judge James C. Williams, Jr.'s Final Order filed August 19, 2013;
14. Judge James C. Williams, Jr.'s Order of August 26, 2013;
15. Special Referee Decree filed September 6, 2013
16. Judgment of Foreclosure filed September 6, 2013
17. Partial Release of Judgment and Notice of Lien filed on February 26, 2014
18. Lucas' Motion to Alter or Amend and Motion for New Trial dated September 5, 2013
19. Order denying New Trial filed December 2, 2013
20. Judge James C. Williams Order dated August 11, 2014
21. Notice of entry of Order dated August 15, 2014
22. Master Deed filed August 26, 2002;
23. Letter to Vest from Mooneyham dated March 11, 2010
24. Letter to Warner from Mooneyham dated October 7, 2009
25. Letter to Mooneyham from Wheeler dated January 5, 2010
26. Lucas payments to Association, Trial Exhibit 48
27. Trial Testimony, Lona Vest pp. 30, 33,34, 36, 38, 39, 41, 42, 44, 45, 49, 51, 52, 144, 145
28. Deposition Transcript, John Lucas pp. 100
29. Deposition Transcript, Dave Landry pp. 24, 25, 26, 34
30. Deposition Transcript, Brad Sherlock pp. 71, 72
31. Affidavit of David Wheeler
32. Form 4 dated September 6, 2013

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

  
 \_\_\_\_\_  
 Joe Mooneyham, S.C. Bar No. 004041  
 Mooneyham Berry, LLC  
 Post Office Box 8359  
 Greenville, South Carolina 29604  
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Of Whom John T. Lucas, Sr. is the Appellant,

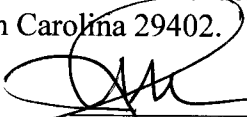
v.

The Bristol Condominium  
Property Owners  
Association,.....Counterclaim Defendant.

PROOF OF SERVICE

I certify that I have served the Brief of Appellant and Designation of Matter to be  
Included on The Bristol Condominium Property Owners Association by Federal Express, on  
October 29, 2014, addressed to its attorneys of record, David B. Wheeler and Joseph T. Belton,  
Post Office Box 22828, Charleston, South Carolina 29413 and K. Michael Barfield and M.  
Dawes Cook, Post Office Drawer H, Charleston, South Carolina 29402.

October 29, 2014

  
\_\_\_\_\_  
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EIN: 46-2893359

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**SC Court of Appeals**

**Via Federal Express**

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

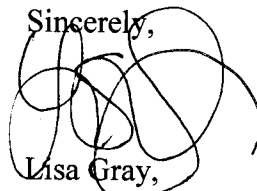
RE: John T. Lucas v. The Bristol Condominium  
Appellate Case No.: 2014-001915

Dear Madame Clerk:

Enclosed please find John Lucas' Brief of Appellant, Designation of Matter to be Included in the Record on Appeal, Proof of Service and copies of same for filing in the above referenced matter. I have also enclosed a self-addressed stamped envelope for the return of the filed copies to our office.

Please feel free to contact me if you have any questions or concerns.

Sincerely,



Lisa Gray,

Legal Assistant to Joe Mooneyham

/lkg  
Enclosures

cc: M. Dawes Cook, Esquire  
K. Michael Barfield, Esquire  
David B. Wheeler, Esquire  
Joseph T. Belton, Esquire

We strive to provide exceptional personal and professional legal services by partnering with our clients to identify and respond to their needs comprehensively, ethically and compassionately.