

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

G. Thomas Cooper, Jr., Circuit Court Judge

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Case No. 2012-CP-40-7392  
Appellate Case No. 2014-001728

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Frank "Doc" Haynie,

Appellant,

v.

The City of Forest Acres,  
Mark W. Williams, Shaun  
Greenwood, and Clark Frady,

Respondents.

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DESIGNATION OF MATTER  
TO BE INCLUDED IN THE RECORD ON APPEAL

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Appellant proposes, by and through undersigned counsel and pursuant to Rule 209, SCACR that the following documents be included in the Record on Appeal:

- (1) Transcript of the Record, February 21, 2014;
- (2) Order Denying Plaintiff's Motion to Reconsider;
- (3) Plaintiff's Memorandum and Motion to Reconsider Judgment on the Pleadings;
- (4) Order Granting Defendant City of Forest Acres Motion for Summary Judgment;
- (5) Order Granting Individual Defendants' (as used herein refers to Respondents Williams, Greenwood and Frady) Motion for Summary Judgment;
- (6) Proposed Order of Defendant City of Forest Acres;

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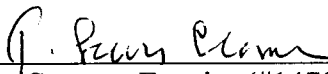
- (7) Proposed Order of Individual Defendants;
- (8) Proposed Order of Plaintiff;
- (9) Plaintiff's Consolidated Memorandum in Opposition to Defendants Motion for Summary Judgment;
- (10) Defendant City of Forest Acres' Motion for Summary Judgment;
- (11) Individual Defendants' Motion for Summary Judgment;
- (12) Plaintiff's Complaint;
- (13) Deposition of Frank Haynie pp. 1-2, 7, 10, 32-34, 78-79, 81, 85-86, 98-99, 102-103, 111-112;
- (14) Deposition of Reverend Barry Epps pp. 1-2, 103-105;
- (15) Deposition of Clark Frady pp. 1-2, 61;
- (16) Deposition of David Cook pp. 1-2, 58-60, 64-65, 98-99;
- (17) Deposition of Paul Cowles pp. 1-2, 42;
- (18) Affidavit of Reverend Barry Epps;
- (19) Affidavit of Carl Holloway, Esq.;
- (20) Affidavit of Margo Pierce;
- (21) Memorandum of Interview Clark Frady;
- (22) Memorandum of Interview Margo Pierce; and
- (23) Engineer Report pp. 1, 3;

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

(Signature Block on Next Page)

*Respectfully Submitted,*

J. Lewis Cromer & Associates, L.L.C.

BY: 

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Attorneys for Appellant

November 7, 2014

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Frank "Doc" Haynie.....Appellant,

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CERTIFICATE OF COUNSEL

I hereby certify, as counsel of record in the above-captioned case, that the Designation submitted herewith contains no matter which is irrelevant to the appeal as required by Rule 209(c), SCACR.

J. Lewis Cromer & Associates, L.L.C.

BY: *J. Lewis Cromer*  
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November 7, 2014  
Columbia, South Carolina

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CERTIFICATE OF SERVICE

I, J. Lewis Cromer, an attorney of J. Lewis Cromer & Associates, L.L.C., hereby certify that I have served the Appellant's Initial Brief and Designation of Matter to Be Included in the Record on Appeal on The City of Forest Acres, Mark W. Williams, Shaun Greenwood, and Clark Frady by depositing a copy of it in the United States Mail, postage pre-paid, on November 7, 2014, addressed to The City of Forest Acres' and the Individual Defendant's attorneys of record, at the following addresses:


Counsel for The City of Forest Acres:

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November 7, 2014  
Columbia, South Carolina

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& ASSOCIATES L.L.C.**

ATTORNEYS AND COUNSELORS AT LAW

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JULIUS W. BABB, IV • J. PAUL PORTER  
ASHLEY C. STORY • RYAN K. HICKS

November 7, 2014

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**Via Hand Delivery**

Jenny Abbott Kitchings  
Clerk of Court  
S.C. Court of Appeals  
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1205 Pendleton Street, 1<sup>st</sup> Floor  
Columbia, SC 29201

**Re: *Frank "Doc" Haynie v. The City of Forest Acres, Mark W. Williams, Shaun Greenwood, and Clark Frady***  
**Case No. 2012-CP-40-7392**  
**Appellate Case No. 2014-001728**

Dear Ms. Kitchings:

Please find enclosed the original and five copies of Appellant's Initial Brief, Designation of Matter, Certificate of Counsel, and Certificate of Service in connection with the above referenced matter. Please file the originals and return the stamped copies to us via our courier.

With kind regards, I remain

Sincerely,



Shannon Polvi

/smp  
Enclosures

cc: A. Johnston Cox, Esquire  
Kirby D. Shealy, III, Esquire  
Frank "Doc" Haynie