

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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JAN 07 2015

APPEAL FROM RICHLAND COUNTY
Court Of Common Pleas

SC Court of Appeals

The Honorable G. Thomas Cooper, Jr., Judicial Circuit Court Judge
Case No.: 2012-CP-40-07392

Appellate Case No. 2014-001728

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

v.

The City of Forest Acres, Mark M. Williams, Shaun Greenwood, and Clark Frady, in their individual capacities. Respondents.

RESPONDENT THE CITY OF FOREST ACRES' DESIGNATION OF MATTER

Respondent The City of Forest Acres proposes the following to be included in the Record on Appeal:

1. **Hearing Transcript of February 21, 2014 Proceedings**

Pleadings

2. Plaintiff's Summons and Complaint
3. Defendant City of Forest Acres' Answer to Complaint
4. Individual Defendants' Amended Answer to Complaint

Motions

5. Defendant City of Forest Acres' Motion for Summary Judgment
6. Individual Defendants' Motion for Summary Judgment
7. Defendant City of Forest Acres' Memorandum in Support of Motion for Summary Judgment
8. Plaintiff's Consolidated Memorandum in Opposition to Defendants' Motions for Summary Judgment
9. Plaintiff's Memorandum and Motion to Reconsider Judgment on the Pleadings
10. Individual Defendants' Memorandum in Opposition of Plaintiff's Consolidated Rule 59(E) Motion to Alter or Amend Judgment

11. Defendant City of Forest Acres' Memorandum in Opposition of Plaintiff's Consolidated Rule 59(E) Motion to Alter or Amend Judgment

Orders

12. Proposed Order of Defendant City of Forest Acres
13. Proposed Order of Individual Defendants
14. Proposed Order of Plaintiff
15. Order Granting City of Forest Acres' Motion for Summary Judgment
16. Order Granting Individual Defendants' Motion for Summary Judgment
17. Order Denying Plaintiff's Motion to Reconsider

Other Materials

18. Deposition of Frank Haynie
pp. 7, 13, 50, 71, 81-83, 103, 112, 115, 121, 123, 128-130, 199-201, 203, 215-216
19. Affidavit of Mark Williams
20. Deposition of Shaun Greenwood
pp. 11-12, 19, 21, 25
21. Deposition of Mark Williams
pp. 65
22. Deposition of Clark Frady
pp. 38
23. Affidavit of Carl L. Holloway, Jr.
24. Deposition of Paul Cowles
pp. 67-71
25. Affidavit of Clark Frady

Pursuant to Rule 209(c), SCACR, counsel for Respondent certifies that this Designation contains no matter that is irrelevant to this appeal.

January 7, 2015

By: 

A. Johnston Cox (S.C. Bar No. 09081)
Janice Holmes (S.C. Bar No. 75038)
Jessica A. Waller (S.C. Bar No. 100256)
GALLIVAN, WHITE & BOYD, P.A.
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ATTORNEYS FOR RESPONDENT
THE CITY OF FOREST ACRES

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PROOF OF SERVICE

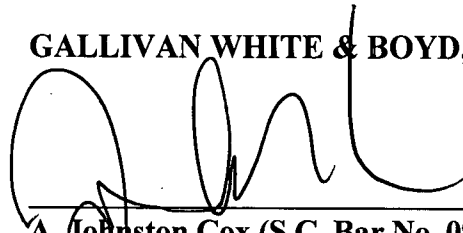
I certify that on this 7th day of January 2015, a copy of Respondent The City of Forest Acres' Initial Brief was served on Appellant and all other Counsel of Record by depositing said copy in the U.S. Mail, with sufficient first class postage, addressed as listed below:

J. Lewis Cromer
J. Paul Porter
J. Lewis Cromer & Associates
PO Box 11675
Columbia, SC 29211

Kirby D. Shealy, III
Adams and Reese, LLP
1501 Main Street, Fifth Floor
Columbia, SC 29201

Signature on next page

GALLIVAN WHITE & BOYD, P.A.

A handwritten signature in black ink, appearing to be 'A. Johnston Cox', written over a horizontal line.

A. Johnston Cox (S.C. Bar No. 09081)

Janice Holmes (S.C. Bar No. 75038)

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January 7, 2015

VIA HAND DELIVERY

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

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SC Court of Appeals

In re: Frank "Doc" Haynie v. The City of Forest Acres, et al.
Appellate Case No.: 2014-001728
GWB File No.: 1948-125

Dear Ms. Kitchings:

With reference to the above matter, please find enclosed the original and two copies of Respondent City of Forest Acres' Initial Brief, along with and the original and two copies of Respondent City of Forest Acres' Designation of Matter.

Please file these documents and return clocked copies to this office via our courier.

By copy of this letter, and as evidenced on the attached Proof of Service, I am serving counsel of record with the same.

If you have any questions, do not hesitate to contact me.

Very truly yours,

GALLIVAN, WHITE & BOYD, P.A.

A. Johnston Cox

AJC/sb
Enclosures

cc: J. Lewis Cromer
Kirby D. Shealy, III