

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
J.C. Nicholson, Jr., Circuit Court Judge

Case No. 2012-CP-10-7594

Case Tracking No. 2014-002115

One Bell Hall Property Owners Association, Inc. and Brandy Ramey,
individually, and on behalf of all others similarly situated,

Respondents,

v.

Trammell Crow Residential Company; TCR NC Construction I, LP; Belle Hall Direct 101, LP; TCR RLD Condominiums, Inc.; CS 101 Belle Hall, LP; TCR Southeast, Inc.; TCR Carolina Properties, Inc.; TCR SE Construction, Inc.; TCR SE Construction II, Inc.; TCR Construction, a division of Trammell Crow Residential; TCR Development, a division of Trammell Crow Residential; Trammell Crow Residential Carolina, a division of Trammell Crow Residential; and Tauer Consulting Company, Inc., a division of Trammell Crow Residential, each individually, and collectively d/b/a "Trammell Crow Residential," "Trammell Crow" or "TCR"; Halter Properties, LLC; Halter Realty LLC; and Halter Realty Group, LLC, each individually, and collectively d/b/a "Halter Companies", Jane Doe 1-5; ABG Caulking & Waterproofing of Morristown, Inc. a/k/a ABG Caulking Contractors; Advanced Building Products & Services, LLC; BASF Corporation; Budget Mechanical Plumbing, Inc.; Builders First Source – Southeast Group, LLC; Builders Services Group, Inc., individually, and d/b/a Gale Contractor Services, Inc.; Century Fire Protection, LLC; Cline Design Associates, P.A. and Gary D. Cline; Coastal Lumber & Framing, LLC; Dodson Brothers Exterminating Co., Inc. a/k/a Dodson Pest Control; First Exteriors, LLC; Flooring Services, Inc.; General Heating & Air Conditioning Company of Greenville, Inc. d/b/a General Heating and Air; Jimmy Warner, individually, and d/b/a Warner Heating & Air; Glazing Consultants, Inc.; GWC Roofing, Inc., individually, and d/b/a Southcoast Exteriors, Inc.; Houston Stafford Electrical Contractors, LP a/k/a IES Residential, Inc. d/b/a Houston Stafford Electric; KMAC of the Carolinas, Inc.; P&P Metal Sales Co., Inc. a/k/a P&P Metal Sales, LLC a/k/a P&P Metal Sales, Inc. a/k/a Carolina Metals; Pleasant Places, Inc.; Raymond Building Supply Corporation d/b/a Energy Saving Products of Florida, Inc. a/k/a Energy Saving Products of Florida; RS Custom Homes, LLC; Southern Specialties, Inc.; Structural Contractors South, Inc.; Superior Construction Services, Inc., individually, and d/b/a Superior Masonry Unlimited, Inc.; TAMKO Building

Products, Inc. f/k/a TAMKO Roofing Products, Inc.; VNS Corporation, individually, and d/b/a Wholesale Building Products f/k/a Wholesale Building Materials, Inc.; What Don't We Do; and John Doe 1-25, Defendants,

Of whom TAMKO Building Products, Inc. is the Appellant.

Appellant.

VNS Corporation, individually, and d/b/a Wholesale Building Products f/k/a Wholesale Building Materials, Third-Party Plaintiff,

v.

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Billy Gray, d/b/a United Builders, LLC,, Third-Party Defendant,

JAN 28 2015

SC Court of Appeals

Houston Stafford Electrical Contractors, LP a/k/a IES Residential, Inc. d/b/a Houston Stafford Electric, Third-Party Plaintiff,

v.

J. Correa Electrical Company, LLC, Third-Party Defendant,

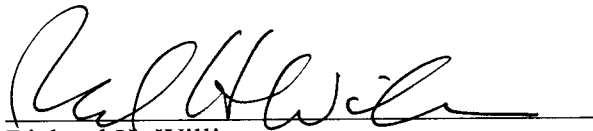
**DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL**

Appellant proposes the following be included in the Record on Appeal:

1. Order Denying TAMKO's Motion to Dismiss and Compel Arbitration;
2. Complaint;
3. Amended Complaint;
4. Transcript of June 25, 2014 hearing;
5. TAMKO's Motion to Dismiss and Compel Arbitration;
6. OBH's Memorandum in Opposition to TAMKO's Motion to Dismiss and Compel Arbitration;
7. TAMKO's Supplemental Memorandum in Support of Its Motion to Dismiss and Compel Arbitration;
8. OBH's Supplemental Memorandum in Opposition to TAMKO's Motion to Dismiss and Compel Arbitration;

9. Warranty;
10. Alex Hines Affidavit;
11. Patrick Cleary Affidavit;
12. Exhibit 6 to Cleary Affidavit;
13. Email dated 08/14/14 from Judge Nicholson's law clerk.

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



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1441 Main Street, Ste 1200
Columbia, SC 29201
Telephone: (803) 726-7420

Attorneys for Appellant TAMKO Building Products, Inc.

Columbia, South Carolina
January 28, 2015

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individually, and d/b/a Wholesale Building Products f/k/a Wholesale Building Materials, Inc.; What Don't We Do; and John Doe 1-25, Defendants,

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Houston Stafford Electrical Contractors, LP a/k/a IES Residential, Inc. d/b/a Houston Stafford Electric, Third-Party Plaintiff,

v.

J. Correa Electrical Company, LLC, Third-Party Defendant,

CERTIFICATE OF COUNSEL

The undersigned certifies that Appellant's Designation of Matter complies with Rule 209 and 209(c), SCACR.

By: 
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Attorneys for Appellant TAMKO Building Products, Inc.

January 28, 2015

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Pleasant Places, Inc.; Raymond Building Supply Corporation d/b/a Energy Saving Products of Florida, Inc. a/k/a Energy Saving Products of Florida; RS Custom Homes, LLC; Southern Specialties, Inc.; Structural Contractors South, Inc.; Superior Construction Services, Inc., individually, and d/b/a Superior Masonry Unlimited, Inc.; TAMKO Building Products, Inc. f/k/a TAMKO Roofing Products, Inc.; VNS Corporation, individually, and d/b/a Wholesale Building Products f/k/a Wholesale Building Materials, Inc.; What Don't We Do; and John Doe 1-25, Defendants,

Appellant.

Of whom TAMKO Building Products, Inc. is the Appellant.

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Billy Gray, d/b/a United Builders, LLC., Third-Party Defendant,

Houston Stafford Electrical Contractors, LP a/k/a IES Residential, Inc. d/b/a Houston Stafford Electric, Third-Party Plaintiff,

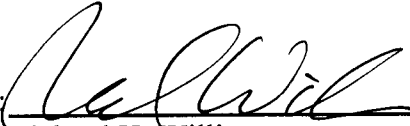
v.

J. Correa Electrical Company, LLC, Third-Party Defendant,

PROOF OF SERVICE

I certify that I have served the Initial Brief of Appellant, Tamko Building Products, Inc. and the Designation of Matter to Be Included in the Record on Appeal on One Belle Hall Property Owners Association, Inc. and Brandy Ramey, individually, and on behalf of all others similarly situated, by depositing a copy of it in the United States Mail, postage prepaid, on January 28, 2015, addressed to their attorneys of record, Justin Lucey and Dabny Lynn, Post Office Box 806, Mt. Pleasant, SC 29465.

BOWMAN AND BROOKE LLP

By:  _____

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Attorneys for Appellant TAMKO Building
Products, Inc.

January 28, 2015

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January 28, 2015

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SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: One Belle Hall Property Owners Association, Inc. and Brandy Ramey,
individually and on behalf of all others similarly situated vs. Trammell Crow
Residential Company, et al.
Case No. 2012-CP-10-7594
Appellate Case No. 2014-002115

Dear Ms. Kitchings:

Please find enclosed for filing the original and one (1) copy of the *Initial Brief of Appellant, TAMKO Building Products, Inc. and the Designation of Matter to be Included in the Record on Appeal*. I have enclosed a proof of service of this document on counsel for the Respondent. Please return the additional clocked copy to me via our courier.

Sincerely,



Richard H. Willis
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1441 Main Street, Suite 1200
Columbia, SC 239201
(803) 726-7420
Attorney for Appellant

RHW/ejb
Enclosures

cc: Justin Lucey, Esquire
Dabny Lynn, Esquire