

IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM LEE COUNTY
Court of Common Pleas

W. Jeffrey Young, Presiding Judge, Third Judicial Circuit

Appellate Case No. 2014-0002451

Ernestine N. Palmer, as Trustee of the
Article IV Trust created under the Will of
Mary Denman Newman, deceased, Ronald
O. Palmer, Ernestine N. Palmer, as Trustee
of the Article IV Trust created under the
Will of James E. Newman, deceased,

Respondents,

v.

Hatcham Grove, Inc., and David H.
Lucas,

Appellants.

DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL

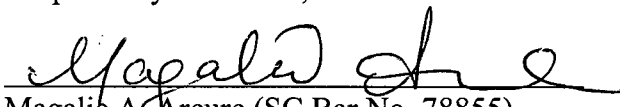
Appellant proposes the following to be included in the Record on Appeal:

1. Complaint in Civil Action No. 2013-CP-31-00130, filed July 9, 2013;
2. Answer and Counterclaims and Third-Party Complaint of Defendants, filed September 30, 2013;
3. Plaintiffs' Reply to Defendants' Counterclaims filed November 1, 2013;
4. Consent Order Realigning Parties, filed November 20, 2013;
5. Plaintiffs' Motion for Partial Summary Judgment filed May 22, 2014;
6. Plaintiffs' responses to Defendants' First Request for Admission, served July 25, 2014;
7. Deposition Transcript of David Lucas, taken August 1, 2014;

8. Plaintiffs' responses to Defendants' Requests for Production served August 15, 2014;
9. Defendants' Return to Plaintiff's Motion for Partial Summary Judgment filed September 10, 2014;
10. Transcript of Motion hearing held on November 10, 2014;
11. Order Granting Plaintiffs' Motions for Partial Summary Judgment and for Additional Time to Respond to Defendants' Requests for Admission, or in the Alternative, Motion to Withdraw or Amend Under Rule 36(b) and Denying Defendants' Motion for Summary Judgment, filed October 15, 2014; and
12. Notice of Appeal, filed November 10, 2014.

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

Respectfully submitted,



Magalie A. Arcure (SC Bar No. 78855)

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Attorney for Appellants

March 18, 2015

Opposing counsel:

Kyle B. Parker, Esq.

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IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM LEE COUNTY

W. Jeffery Young, Presiding Judge, Third Judicial Circuit

Appellate Case No. 2014-0002451

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SC Court of Appeals

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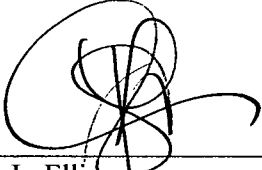
v.

Hatcham Grove, Inc., and David H.
Lucas,

Appellants,

PROOF OF SERVICE

I certify that on the 18th day of March, 2015, I served the *Initial Brief of Appellants* and *Designation of Matter to be Included in the Record on Appeal* on, Kyle B. Parker, by depositing a copy in the U.S. Mail, postage prepaid, to their offices at POPE & HUDGENS, P.A., Post Office Box 190, Newberry, South Carolina 29108.



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REPLY TO:
CHARLESTON LITIGATION

March 18, 2015

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

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SC Court of Appeals

RE: *Ernestine N. Palmer, as Trustee of the Article IV Trust created under the Will of Mary Denman Newman, deceased, Ronald O. Palmer, Ernestine N. Palmer, as Trustee of the Article IV Trust created under the Will of James E. Newman, deceased v. Hatcham Grove, Inc. and David H. Lucas*
Appellate Case No.: 2014-002451
Our File No.: 58220.47137

Dear Ms. Kitchings:

Enclosed please find the *Initial Brief of Appellants, Designation of Matter to be Included in the Record on Appeal* and the related *Proof of Service* which we have prepared in connection with the above referenced appeal. It would be greatly appreciated if you would file same and return the file-stamped copy in the enclosed envelope.

By copy of this letter, I am serving same on Respondents' attorney, Kyle B. Parker.

If you have any questions or concerns, please contact me at your convenience.

With warmest regards, I am

Sincerely,


Jennifer L. Ellis
Litigation Paralegal

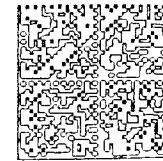
:jle
Enclosure

cc: Kyle B. Parker, Esq. (w/encl.)

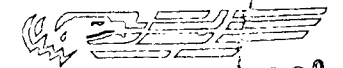
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