

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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MAR 23 2015
SC Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

Larry B. Hyman, Jr., Circuit Court Judge

CASE NO. 2012-CP-26-3873

Catalina London Limited f/k/a Alea London Limited..... Respondent

vs.

Elisa Narruhn and R.K.C. Entertainment LLC d/b/a The Red Room..... Appellants

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

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

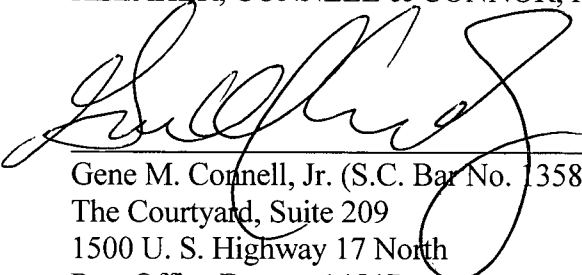
1. Order of The Honorable Larry B. Hyman, Jr. dated December 11, 2013 and filed December 17, 2013.
2. Order Denying Defendants' 59(e) Motion for Reconsideration dated October 13, 2014.
3. Transcript of Record October 3, 2013
4. Transcript of Record March 3, 2014
5. Defendant's Notice of Motion and Motion for Reconsideration December 23, 2013 and Exhibit A [Transcript of Cato Guilty Plea Hearing].
6. Defendant's Memorandum of Law in Opposition to Plaintiff's Motion for Summary Judgment and Exhibits 1-16.
 - Ex. 1 Deposition of Cato September 26, 2013
 - Ex. 2 Order of Judge Baxley June 25, 2009
 - Ex. 3 Order of Special Referee March 3, 2010
 - Ex. 4 Supreme Court Opinion No. 27270 filed June 2013
 - Ex. 5 Order dismissing Declaratory Judgment action (Case No. 4:11-cv-1661)

- Ex. 6 Newspaper accounts
- Ex. 7 Answer of Cato
- Ex. 8 Notice of Cancellation
- Ex. 9 Declaration page showing Alea London as the insurer
- Ex. 10 Deposition of Robert Wayne Hiers April 20, 2011
- Ex. 11 Affidavit of Dwight Hudson September 25, 2013)
- Ex. 12 Charleston Premium Finance Agreement
- Ex. 13 Return receipt of Cronce
- Ex. 14 Liquor Liability Coverage Form
- Ex. 15 Affidavit of Elisa Narruhn
- Ex. 16 Affidavit of Willard D. Hanna, Jr.
- Ex. 17 S.C. Code § 38-39-90. Cancellation of insurance contracts by premium service company
- Ex. 18 *Steele v. Seibels Bruce and Co.*, 295 S.C. 206, 367, S.E.2d 695 (S.C. 1988); *South Carolina Insurance Co. v. Brown*, 280 S.C. 574, 313 S.E.2d 348 (S.C.App. 1984)

- 7. Catalina London's First Amended Responses to Defendant's Interrogatories and Request for Production of Documents dated July 31, 2013
- 8. Plaintiff's Motion for Summary Judgment dated April 4, 2013
- 9. Answer of Defendants dated July 2, 2012
- 10. Plaintiff's Complaint dated May 8, 2012

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

KELAHER, CONNELL & CONNOR, P.A.



Gene M. Connell, Jr. (S.C. Bar No. 1358)
The Courtyard, Suite 209
1500 U. S. Highway 17 North
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Attorney for Appellant

March 20, 2015
Surfside Beach, South Carolina

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vs.

Elisa Narruhn and R.K.C. Entertainment LLC d/b/a The Red Room..... Appellants

PROOF OF SERVICE

PERSONALLY appeared before me, Shelia Y. McCumbee, who being duly sworn, deposes and says that she is an employee of KELAHER, CONNELL & CONNOR, P.C., Attorneys at Law, and that she has served Appellants' **Designation of Matter to be Included in Record on Appeal** on Respondent, through attorney of record, by depositing a copy of same in the United States Mail, postage prepaid, to:

Mark V. Gende, Esquire
Sweeny Wingate & Barrow, P.A.
P.O. Box 12129
Columbia, SC 29211

DATE OF MAILING: March 20, 2015

Shelia Y. McCumbee
Shelia Y. McCumbee

SWORN AND SUBSCRIBED before me,
this 20th day of March, 2015.

Marie P. Freeman
Notary Public for South Carolina
My Commission Expires: 6/11/24

KELAHER, CONNELL & CONNOR, P.C.

ATTORNEYS AT LAW

SUITE 209

THE COURTYARD

1500 U.S. HIGHWAY 17 NORTH

P.O. DRAWER 14547

SURFSIDE BEACH, SOUTH CAROLINA 29587

EDWARD T. KELAHER*
GENE M. CONNELL, JR.
L. SIDNEY CONNOR, IV
LISA POE DAVIS

* OF COUNSEL

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MAR 23 2015

AREA CODE 843

238-5648

FAX: 238-5050

SC Court of Appeals

March 20, 2015

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

RE: Appellate Case No. 2014-002305
*Catalina London Limited f/k/a Alea London Limited v. Elisa Narruhn and R.K.C.
Entertainment LLC d/b/a The Red Room*
Case No. 2012-CP-26-3873
Our File No. 2008-0383C

Dear Ms. Kitchings:

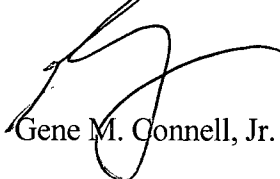
Enclosed please find the following for filing in the above-captioned matter:

- (1) Original and one copy of Initial Brief of Appellant, with Proof of Service;
- (2) Original and one copy of Appellant's Designation of Matter to be Included in Record on Appeal, with Proof of Service;
- (3) Self-addressed, stamped envelope for return of a filed copy of each to this office.

By copy of this letter, we hereby serve copies of the Initial Brief and Designation of Matter on Respondent through counsel of record.

With best regards, I am

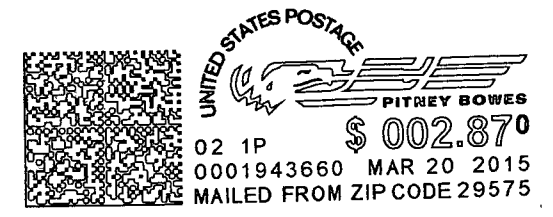
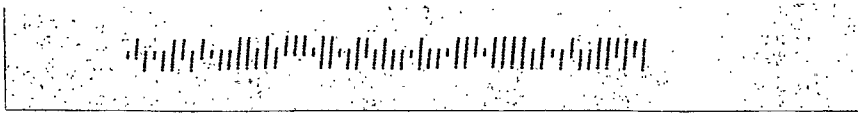
Sincerely yours,



Gene M. Connell, Jr.

GMC,Jr.:sm
Enclosures

cc: Mark V. Gende, Esquire



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ATTORNEYS AT LAW
P. O. DRAWER 14547
SURFSIDE BEACH, SOUTH CAROLINA 29587

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