

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY

J.C. Nicholson, Jr., Circuit Court Judge

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APR 01 2015

SC Court of Appeals

Case No. 2012-CP-10-7594

Case Tracking No. 2014-002115

One Belle 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 and 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.

v.

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

v.

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.

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

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

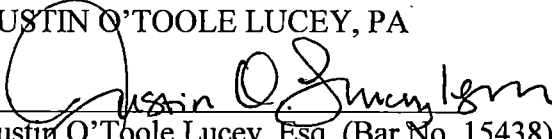
1. Order Denying TAMKO's Motion to Dismiss and Compel Arbitration;
2. Complaint;
3. Amended Complaint;
4. Transcript of June 25, 2014 hearing;
5. TAMKO's Motion to Dismiss and Compel Arbitration;
6. OBH's Memorandum in Opposition to TAMKO's Motion to Dismiss and Compel Arbitration;
7. TAMKO's Supplemental 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 and Accompanying Exhibits;
11. Patrick Cleary Affidavit and Accompanying Exhibits;
12. Email dated 08/14/14 from Judge Nicholson's law clerk.

Pursuant to Rule 208(c), SCACR, the undersigned, Justin O'Toole Lucey, Esquire, certifies that this Designation of Record on Appeal contains no matter which is irrelevant to this appeal.

Respectfully Submitted,

JUSTIN O'TOOLE LUCEY, PA


Justin O'Toole Lucey, Esq. (Bar No. 15438)

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Attorneys for the Respondents

March 30, 2015
Charleston, South Carolina

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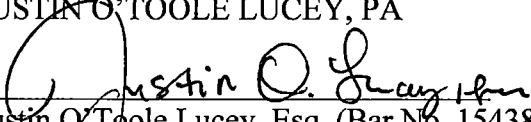
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SC Court of Appeals

**CERTIFICATE OF SERVICE FOR RESPONDENTS'
DESIGNATION OF MATTER FOR RECORD ON APPEAL**

The undersigned hereby certifies that on March 30, 2015, a true copy of the attached and foregoing Respondents' Designation of Matter for Record on Appeal, together with this Certificate of Service, has been served upon all parties by causing a copy of the same to be placed in the United States Mail, sufficient postage prepaid, to Richard H. Willis, Angela G. Strickland and Paula M. Burlison at 1441 Main Street, Suite 1200, Columbia, SC 29201.

JUSTIN O'TOOLE LUCEY, PA


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March 30, 2015
Charleston, South Carolina