

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
DeAndrea Gist Benjamin, Circuit Court Judge

Case No. 2010-CP-40-1343

RECEIVED

APR 02 2015

SC Court of Appeals

James W. Trexler, Appellant,

v.

Richland County and the Sheriff of Richland County,
in his official capacity, a/k/a Richland County
Sheriff's Department, Respondents.

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

The Respondents propose that the following be included in the Record on Appeal:

1. Form 4 Order Consolidating Cases and Setting Trial Date, filed March 1, 2011
2. Order Granting Plaintiff's Motion for Leave to Amend his Amended Complaint, filed January 24, 2012
3. Form 4 Granting Summary Judgment, filed May 15, 2014

4. Order Granting Defendants' Motion for Summary Judgment, filed August 20, 2014
5. Second Amended Complaint, dated February 2, 2012
6. Answer to Second Amended Complaint, filed February 23, 2012
7. Defendants' Motion for Summary Judgment, filed September 5, 2013
8. Defendants' Memorandum in Support of Motion for Summary Judgment, with attached exhibits, dated October 16, 2012

Exhibit A: Statement of Michele Hart

Exhibit B: RCSD Report Documentation; Excerpt From Deposition of Holly Wagner

Exhibit C: Incident Report and Excerpts From Deposition of Charley Simpson

Exhibit D: Search Warrant

Exhibit E: 3 Year Driver Record for James Trexler

Exhibit F: Arrest Report

Exhibit G: Affidavit of Chris Cowan

Exhibit H: Article from The State Newspaper dated February 28, 2008; Excerpt from Deposition of Chris Cowan

Exhibit I: Plaintiff's Answers to Defendant's Requests for Admissions

Exhibit J: Order Granting Summary Judgment in Companion Case, Civil Action Number 2010-CP-40-1249

Exhibit K: Excerpts From Deposition of Elisabeth Perry

Exhibit L: Arrest Warrants

Exhibit M: Warrants and Indictments; Grand Jury True Bill

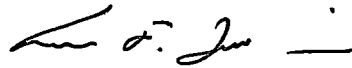
Exhibit N: Excerpts From James Trexler Deposition

Exhibit O: May 9, 2009 Letter From Fifth Judicial Circuit Solicitor to SC Attorney General's Office

9. Transcript of Motion Hearing, January 27, 2014, pp. 1-61

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

DAVIDSON & LINDEMANN, P.A.

BY:  _____

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Columbia, South Carolina

March 30, 2015

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CERTIFICATE OF SERVICE

The undersigned employee of Davidson & Lindemann, P.A., counsel for the Respondents, does hereby certify that service of the **Initial Brief of Respondents** and **Respondents' Designation of Matter to be Included in the Record on Appeal** in the above-captioned matter was made upon all counsel of record by placing copies in the United States Mail, first class postage prepaid, at the below listed addresses clearly indicated on said envelopes this the 30th day of March 2015:

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†Certified Mediator

March 30, 2015

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APR 02 2015

SC Court of Appeals

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

RE: James W. Trexler v. Richland County and the Sheriff of Richland County, in his official Capacity, a/k/a Richland County Sheriff's Department
Appellate Case Number: 2014-002032
Civil Action Number: 2010-CP-40-1343
Our File Number: 314.8441

Dear Ms. Kitchings:

Please find enclosed for filing the originals and one copy each of the **Initial Brief of Respondents and Respondents' Designation of Matter to be Included in the Record on Appeal** in the above referenced matter. Please file the originals and return a clocked-in copy of each document to me in the enclosed envelope.

By copy of this letter, I am serving copies on all counsel of record.

Thank you for your assistance in this matter.

Sincerely,

DAVIDSON & LINDEMANN, P.A.



Andrew F. Lindemann

AFL/jmb
Enclosures

The Honorable Jenny Abbott Kitchings
March 30, 2015
Page Two

cc: (w/ Enclosures)

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