

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

The Honorable R. Markley Dennis, Jr., Circuit Court Judge

Case No. 2012-CP-10-03858
Appellate Case No: 2014-002765

RECEIVED

MAY 05 2015

SC Court of Appeals

Oscar Mendiondo, individually and as representative of a class of similarly situated owners of condominium units in the horizontal property regime known as Shipwatch Condominiums,

Appellants,

v.

Carolina Concrete Systems, Inc.; Sisroy Engineering, LLC; Robert G. Sisroy, individually; Terrence J. McKelvey; Glasgow Roofing, Inc.; GlassTec, Inc.; Spectech, Inc.; Sonneborn, Inc.; Chimney Sweeps, Inc.; Low Country Chimneys, Inc.; EFCO Corporation; W.C. Johnston Architectural Sales, Inc.; Charleston Glass Company, Inc. First Exteriors, LLC; Acrocrete, Inc.; BASF Corp.; Gary Freeman Architect, Inc.; Gary Freeman, individually;

Respondents.

DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD OF APPEAL

Respondent, Charleston Glass Company, Inc. proposes the follow to be included in the Record of Appeal:

1. Plaintiffs' Summons and Complaint;
2. Defendant Carolina Concrete Systems, Inc.'s Notice of Motion and Motion for Summary Judgment;

3. Defendant Carolina Concrete Systems, Inc.'s Memorandum in Support of Motion for Summary Judgment with Exhibits;
4. Transcript of Hearing of October 27, 2014;
5. Plaintiffs' Response in Opposition to Carolina Concrete Systems, Inc.'s Motion for Summary Judgment;
6. Order of October 30, 2014;
7. Plaintiffs' Motion for Rehearing and/or reconsideration of Order Granting Summary Judgment in Part to Defendant Carolina Concrete Systems, Inc.;
8. Plaintiffs' Supplemental Response in Opposition to Carolina Concrete Systems' Motion for Summary Judgment, and Memorandum in Support of Plaintiffs' Motion for Rehearing & Reconsideration with Exhibits;
9. Defendant Charleston Glass Company's Motion for Summary Judgment and Memorandum in Support of Summary Judgment.
10. Email from Pat Flynn to Caroline Leonard dated January 6, 2015.
11. Order of December 1, 2014;
12. Plaintiffs' Notice of Appeal;
13. Plaintiffs' Amended Notice of Appeal.

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

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THE STATE OF SOUTH CAROLINA
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Respondents.

PROOF OF SERVICE

The undersigned hereby certifies that on May 1, 2015 a true and correct copy of *Charleston Glass Company's Initial Brief and Designation of Matter* was served and delivered by depositing a copy in the U.S. Mail, postage paid addressed to the following:

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May 1, 2015

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MAY 05 2015

SC Court of Appeals

EMAIL: amanda@maybanklaw.com

Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
1015 Sumter Street
Columbia, SC 29201

RE: SHIPWATCH CONDOMINIUM ASSOCIATION, INC. V. CAROLINA CONCRETE SYSTEM, INC., SISNROY ENGINEERING, LLC, ROBERT G. SISNROY, INDIVIDUALLY, TERRENCE J. MCKELVEY, GLASGOW ROOFING, INC., GLASSTEC, INC., SPECTECH, INC., SONNEBORN, INC., CHIMNEY SWEEPS, INC., LOW COUNTRY CHIMNEYS, INC., EFCO CORP., W.C. JOHNSTON ARCHITECTURAL SALES, INC., CHARLESTON GLASS COMPANY, INC., FIRST EXTERIORS, LLC, ACROCRETE, INC., BASF CORP., GARY FREEMAN ARCHITECT, INC., GARY FREEMAN, INDIVIDUALLY
CASE NO: 2012-CP-10-3857
APPELLATE CASE NO: 2014-002766
A/O CLAIM NO: 72-3304-2012
L/M CLAIM NO: 324154115039
MLF FILE: 104.144

RE: OSCAR MENDIONDO, INDIVIDUALLY AND AS REPRESENTATIVE OF A CLASS SIMILARLY SITUATED OWNERS OF CONDOMINIUMS UNITS IN THE HORIZONTAL PROPERTY REGIME KNOWN AS SHIPWATCH CONDOMINIUMS V. CAROLINA CONCRETE SYSTEM, INC., SISNROY ENGINEERING, LLC, ROBERT G. SISNROY, INDIVIDUALLY, TERRENCE J. MCKELVEY, GLASGOW ROOFING, INC., GLASSTEC, INC., SPECTECH, INC., SONNEBORN, INC., CHIMNEY SWEEPS, INC., LOW COUNTRY CHIMNEYS, INC., EFCO CORP., W.C. JOHNSTON ARCHITECTURAL SALES, INC., CHARLESTON GLASS COMPANY, INC., FIRST EXTERIORS, LLC, ACROCRETE, INC., BASF CORP., GARY FREEMAN ARCHITECT, INC., GARY FREEMAN, INDIVIDUALLY
CASE NO: 2012-CP-10-3858
APPELLATE CASE NO: 2014-002765
A/O CLAIM NO: 72-3304-2012
L/M CLAIM NO: 704974090001
MLF FILE: 104.144

Dear Ms. Kitchings:

Enclosed please find the originals and copies of Charleston Glass Company's Initial Brief, Designation of Matter and Proof of Service for each of the above referenced matters.

Please file the originals and return the filed copies for our file. A self-addressed, prepaid envelope is provided for this purpose.

Should you have any questions, please do not hesitate to call.

With kind regards, I am

Yours truly,

A handwritten signature in black ink, appearing to read "Amanda R. Maybank". The signature is fluid and cursive, with a long horizontal stroke at the end.

Amanda R. Maybank

ARM/eam

Enclosures

cc: All Counsel of Record