

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

R. Markley Dennis, Jr., Circuit Court Judge

Appellate Case No. 2014-002765

Circuit Case No. 2012-CP-10-3858

RECEIVED
MAY 01 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,.....Appellant,

v.

Carolina Concrete Systems, Inc.; Sisroy Engineering, LLC; Robert G. Sisroy, individually; Terrence J. McKelvey; Glasgow Roofing, Inc.; GlassTec, Inc.; Spectec, 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, Defendants,

Of Which Carolina Concrete Systems, Inc.; Sisroy Engineering, LLC, Robert G. Sisroy, individually; Terrence J. McKelvey; Glasgow Roofing, Inc ; GlassTec, Inc.; Sonneborn, 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, are Respondents.

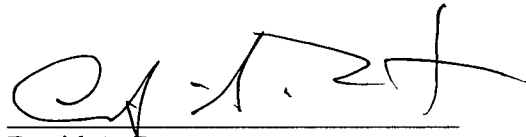
DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL

Respondent proposed the following 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;
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, Inc.'s Motion for Summary Judgment, and Memorandum in Support of Plaintiffs' Motion for Rehearing & Reconsideration;
9. Order of December 1, 2014;
10. Plaintiffs' Notice of Appeal,
11. Plaintiffs' Amended Notice of Appeal.

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



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Attorneys for Respondent BASF
Corporation

Charleston, South Carolina

April 29, 2015

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

SC Court of Appeals

R. Markley Dennis, Jr , Circuit Court Judge

Appellate Case No. 2014-002766

Circuit Case No. 2012-CP-10-3857

Shipwatch Condominium Association, Inc , Appellant,

v.

Carolina Concrete Systems, Inc.; Sisroy Engineering, LLC; Robert G Sisroy, individually;
Terrence J. McKelvey; Glasgow Roofing, Inc.; GlassTec, Inc.; Spectec, 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, Defendants,

Of Which Carolina Concrete Systems, Inc.; Sisroy Engineering, LLC; Robert G Sisroy,
individually; Terrence J. McKelvey; Glasgow Roofing, Inc.; GlassTec, Inc.; Sonneborn, 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, are Respondents.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on April 29, 2015 it served a copy of the
foregoing Respondent BASF Corp.'s Designation of Matter by depositing the same in the U.S.
Mail, First Class postage prepaid, and addressed to the following:

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April 29, 2015

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

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RE: *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 v Carolina Concrete Systems, Inc , Sisroy Engineering, LLC, Robert G Sisroy, individually, Terrence J McKelvey, Glasgow Roofing, Inc , GlassTec, Inc , Spectec, 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*
Appellate Case No.: 2014-002765
Our File No. 8092-2

Dear Ms. Kitchings.

In regards to Appellate Case No. 2014-002765, enclosed for filing please find an original and one (1) copy of Respondent BASF Corp.'s Initial Brief, together with a Certificate of Service Also enclosed for filing please find an original and one (1) copy of Respondent's Designation of Matter, together with a Certificate of Service.

Upon filing, please return one (1) clocked copy of the Initial Brief and Designation of Matter to me in the enclosed, self-addressed, stamped envelope provided for your convenience

Thank you for your consideration in this matter, and with kindest regards, I remain

Very truly yours,

A handwritten signature in black ink, appearing to read 'D. Root', written over the words 'Very truly yours,'.

David A. Root

DAR/mlj

Enclosures. *As stated herein*

kernodlelaw.com

The Honorable Jenny Abbott Kitchings

April 29, 2015

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cc: **Via U.S. Mail and E-Mail**

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