

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. 2014-002766

Circuit Case No. 2012-CP-10-3857

RECEIVED
MAY 01 2015
SC Court of Appeals

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.

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.



David A. Root
KERNODLE ROOT + COLEMAN
914 Folly Road, Suite 2 (29412)
P. O. Box 13897
Charleston, SC 29422
(843) 795-7800
Attorneys for Respondent BASF
Corporation

Charleston, South Carolina

April 29, 2015

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. 2014-002766

Circuit Case No. 2012-CP-10-3857

RECEIVED
MAY 01 2015
SC Court of Appeals

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:

via US Mail and Email

R. Patrick Flynn, Esquire
Robertson Hollingsworth & Flynn
177 Meeting Street, Suite 300
Charleston, SC 29401

via US Mail and Email

David S. Cobb, Esquire
Turner Padgett Graham & Laney, PA
P.O. Box 22129
Charleston, SC 29401

via US Mail and Email

Erin D. Dean, Esquire
Stacey P. Canaday, Esquire
Tupper, Grimsley & Dean, P.A.
P.O. Box 2055
Beaufort, SC 29901-2055

via US Mail and Email

R. Britton Kelly Esquire
Rosen, Rosen & Hagood, LLC
151 Meeting St., Suite 400
Charleston SC 29401

via US Mail and Email

Paul Sperry, Esquire
Tyler P. Winton, Esquire
Carlock, Copeland & Stair, LLP
40 Calhoun Street, Suite 400
Charleston, SC 29401

via US Mail and Email

James H. Elliott, Jr., Esquire
Richardson Plowden & Robinson, P.A.
40 Calhoun Street, Suite 220
Charleston, SC 29401

via US Mail and Email

J.J. Anderson, Esquire
Danielle Wegener, Esquire
Anderson, Reynolds & Stephens, LLC
37 ½ Broad Street
Charleston, SC 29401

April 29, 2015
Charleston, S.C.

via US Mail and Email

K. Michael Barfield, Esquire
Barnwell Whaley Patterson & Helms
P.O. Drawer H
Charleston, SC 29402

via US Mail and Email

Samia Nettles, Esquire
Richardson Plowden & Robinson, P.A.
40 Calhoun Street, Suite 220
Charleston, SC 29401

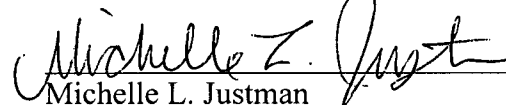
via US Mail and Email

Amanda R. Maybank, Esquire
Marshall A. Earhart, Esquire
Maybank Law Firm, LLC
P.O. Box 12579
Charleston, SC 29422

via US Mail and Email

L. Gregory Horton, Esquire
Adriane M. Belton, Esquire
Womble Carlyle Sandridge & Rice, PLLC
P. O. Box 999
Charleston, SC 29402

KERNODLE ROOT + COLEMAN


Michelle L. Justman

914 Folly Road, Suite 2
P.O. Box 13897
Charleston, SC 29422-3897
Phone (843) 795-7800
Fax (843) 795-3032

**KERNODLE
ROOT 
COLEMAN**
ATTORNEYS AT LAW

David A. Root, Esquire
droot@kernodlelaw.com

April 29, 2015

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

RECEIVED

MAY 01 2015

SC Court of Appeals

RE: *Shipwatch Condominium Association, Inc. v. Carolina Concrete Systems, 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 Arcitectural
Sales, Inc.; Charleston Glass Company, Inc.; First Exteriors, LLC; Acrocrete Inc.;
BASF Corp.; Gary Freeman Architect, Inc.; Gary Freeman, individually*
Appellate Case No.: 2014-002766
Our File No. 8092-1

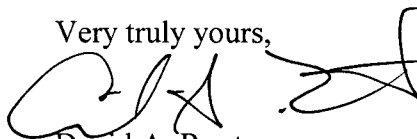
Dear Ms. Kitchings:

In regards to Appellate Case No. 2014-002766, 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,


David A. Root

DAR/mlj

Enclosures: *As stated herein.*

kernodlelaw.com

The Honorable Jenny Abbott Kitchings

April 29, 2015

Page 2

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

R. Patrick Flynn, Esquire

Erin D. Dean, Esquire / Stacey P. Canaday, Esquire

R. Britton Kelly Esquire

Paul Sperry, Esquire / Tyler P. Winton, Esquire

James H. Elliott, Jr., Esquire

J.J. Anderson, Esquire / Danielle Wegener, Esquire

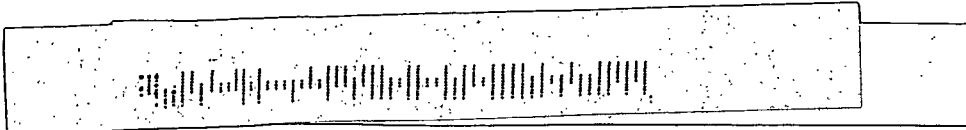
David S. Cobb, Esquire

K. Michael Barfield, Esquire

Samia Nettles, Esquire

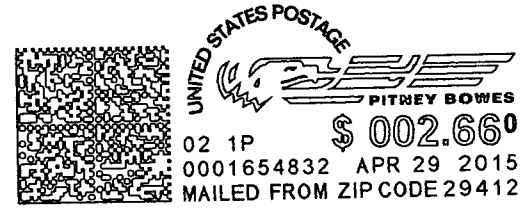
Amanda R. Maybank, Esquire / Marshall A. Earhart, Esquire

L. Gregory Horton, Esquire / Adriane M. Belton, Esquire



KERNODLE
ROOT +
COLEMAN
ATTORNEYS AT LAW

P. O. Box 13897
Charleston, SC 29422-3897



RECEIVED
MAY 07 2015
SC Court of Appeals

8092-1
The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211