

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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SC Court of Appeals

APPEAL FROM CHARLESTON COUNTY
In The Court of Common Pleas
The Honorable R. Markley Dennis, Jr , Circuit Court Judge

Case No. 2012-CP-10-03857
Appellate Case No. 2014-002766

Shipwatch Condominium Association, Inc ,

Appellant,

vs

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 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
the Respondents

**RESPONDENTS EFCO CORP. AND W.C. JOHNSTON ARCHITECTURAL
SALES, INC.'S DESIGNATION OF MATTER FOR THE RECORD ON APPEAL**

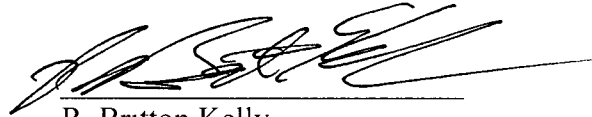
Respondents EFCO Corp. and WC Johnston Architectural Sales, Inc designate the
following to be included in the Record on Appeal:

- (1) EFCO Corp. and WC Johnston Architectural Sales, Inc 's Motion for Summary Judgment;
- (2) EFCO Corp. and WC Johnston Architectural Sales, Inc.'s Memorandum in Support of Motion for Summary Judgment;
- (3) Filed April 7, 2014 Scheduling Order;

- (4) January 5, 6, 12, and 13 of 2015 emails between R. Patrick Flynn, Esquire, R Britton Kelly, Esquire and the Charleston County Clerk of Court regarding hearing motions for summary judgment and impact of appeal,
- (5) April 14, 2015 email of R Patrick Flynn, Esquire to Charleston County Clerk of Court advising of ruling of Judge Dennis on question of stay;
- (6) Linda Jernigan Deposition Transcript Excerpts: Pp. 25, 27, 35-39, 45, 73-74, 97, & 411-523,
- (7) Master Deed of Shipwatch Horizontal Property Regime dated April 24, 1984 (Deposition Exhibit 142);
- (8) Affidavit of Greg Johnston with exhibits;
- (9) Greg Isaacs Deposition Transcript Excerpts: Pp 10-11, 251-278, 301-315, 541-549;
- (10) Elevations with notes of Greg Isaacs showing window and doors counts (Deposition Exhibit 57),
- (11) Jeff Miller Deposition Transcript Excerpts: Pp. 55, 347; 559-579, & 609-611;
- (12) Peter Sherratt Deposition Transcript Excerpts. Pp 86, 93-142;
- (13) Carolina Concrete Systems, Inc Proposal dated September 6, 2007 (PL 05112-05113 & Deposition Exhibit 103),
- (14) Nov 3, 2010 E-mail from Gary Freeman to Bob Wiggins & Linda Jernigan (PL 022008 & Deposition Exhibit 129),
- (15) November 5, 2010 E-mail from Gary Freeman to Bob Wiggins & Linda Jernigan (PL 022014 & Deposition Exhibit 130);
- (16) November 11, 2010 Fax from Charleston Glass Company to Bob Wiggins re: non impact glass products (CCS 1505 & Deposition Exhibit 132),
- (17) November 12, 2010 E-mail from Gary Freeman to Linda Jernigan re: non-impact glass windows (PL 022027 & Deposition Exhibit 133);
- (18) December 7, 2010 email exchange between Gary Freeman and Shipwatch regarding non-impact glass sliding glass doors (Freeman 113 & Deposition Exhibit 134);
- (19) Charleston Glass Company Proposal dated January 18, 2008, for doors (CCS 1086 & Deposition Exhibit 139);
- (20) Chart of "Shipwatch Townhouse Sliding Glass Doors Replaced" (PL 0829 & Deposition Exhibit 140);
- (21) Plaintiff's Complaint;
- (22) Appellant's Initial Brief,
- (23) Appellant's Return to Acrocrete & Glasstec's Motion to Dismiss Appeal, and
- (24) Plaintiff's expert witness disclosures to WCJ

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

Respectfully submitted,



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April 30, 2015
Charleston, SC

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Of Which Carolina Concrete Systems, Inc.; Sisroy Engineering, LLC, Robert G. Sisroy, individually; Terrence J McKelvey; Glasgow Roofing, Inc , GlassTec, Inc.; Sonneborn, Inc ; EFCO Corporation, W C. Johnston Architectural Sales, Inc.; Charelston Glass Company, Inc , First Exteriors, LLC; Acrocrete, Inc , BASF Corp.; Gary Freeman Architect, Inc , and Gary Freeman, individually, are the Respondents.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on April 30, 2015 a true and correct copy of *Respondents EFCO Corporation and W C Johnston Architectural Sales, Inc 's Designation of Matter and Initial Brief* was delivered via US Mail and/or electronic transmission to the following:

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April 30, 2015
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