

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM NEWBERRY COUNTY
Court of Common Pleas

James S. Verner, Esquire – Special Referee

Case No.: 2015-000872

RECEIVED

JUN 11 2015

SC Court of Appeals

St. Paul Independent Church Pomaria, Inc., Appellant,

v.

African Methodist Episcopal Church, Inc., St. Paul A.M.E. Church, Inc., Elder Joseph Postell (in his capacity as an Elder for the A.M.E. Church, Inc.), Respondents,

v.

Shirley Wise, Lisa Houseal, and Thomas Flemon, in their capacities as former Trustees of St. Paul A.M.E. Church Pomaria, Inc., Third-Party Appellants.

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

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

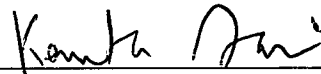
1. History of St. Paul A.M.E. Church-1986 Souvenir Journal for 103rd St. Paul A.M.E. Church Anniversary;
2. Deed, dated March 14, 1885;
3. The Doctrine and Discipline of the African Methodist Episcopal Church 2012, pp. 60-61, 64-66;
4. Meeting Minutes of New St. Paul Church, dated November 14, 2013;
5. Plaintiff's Memorandum in Support of Application for Preliminary Injunction;
6. Summons and Complaint;
7. Plaintiff's Amended Summons and Complaint;
8. Defendants' Answer;
9. Defendants' Amended Answer;
10. Defendants' Third-Party Complaint;

11. Letter to the 7th Episcopal District of the A.M.E. Church, dated November 15, 2013;
12. Plaintiff's Motion for Temporary Restraining Order with attachments;
13. Certificate of Incorporation, dated November 26, 2013;
14. Police Report, dated December 5, 2013;
15. Quitclaim Deed, dated December 6, 2013;
16. Police Report, dated December 8, 2013;
17. Temporary Restraining Order, issued December 23, 2013;
18. Plaintiff's and Third-Party Defendants' Motion for Summary Judgment;
19. Plaintiff's and Third Party Defendants' Memorandum in Support of Motion for Summary Judgment;
20. Defendants' Motion for Summary Judgment;
21. Defendants' Memorandum in Support of Defendants' Motion for Summary Judgment;
22. Order Granting Summary Judgment to Defendants;
23. Affidavit of Frederick Houseal;
24. Deposition of Melvin Flemon pp. 9-12;
25. Deposition of Thomas Flemon p. 22, p. 47;
26. Deposition of Tenetha Hall pp. 36-37, p. 40;
27. Deposition of Dorothy Houseal pp. 16-17;
28. Deposition of Frederick Houseal pp. 51-54, p. 57, p. 62;
29. Deposition of Lisa Houseal pp. 13-14, 16;
30. Deposition of Tobie Pollock pp. 16-19;
31. Deposition of Joseph Postell pp. 26-27, p. 34; and
32. Deposition of Shirley Wise pp. 14-15, pp. 24- 25, pp. 33-34, p. 36, pp. 41-42, p. 67.

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

Respectfully submitted,

BOYKIN & DAVIS, LLC

By: 

Charles J. Boykin (Bar No. 65149)
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Attorneys for Respondents

June 11, 2015
Columbia, South Carolina

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v.

Shirley Wise, Lisa Houseal, and Thomas Flemon, in their capacities as former Trustees of St. Paul A.M.E. Church Pomaria, Inc.,..... Third-Party Appellants.

PROOF OF SERVICE

The undersigned of Boykin & Davis, LLC, hereby certifies that he has served the **DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL** on Appellants Counsel of record, by mailing a copy of same, postage prepaid, and return address clearly indicated, addressed to the following on this 11th day of June 2015:

Stephanie R. Fajardo, Esq.
The Fajardo Law Firm, LLC
P.O. Box 2177
Irmo, South Carolina 29063

[SIGNATURE BLOCK ON FOLLOWING PAGE]

Respectfully submitted,

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SC Court of Appeals

VIA HAND-DELIVERY

The Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201

Re: St. Paul Independent Church Pomaria, Inc. vs. African Methodist Episcopal Church, Inc., St. Paul A.M.E. Church, Inc., Elder Joseph Postell (in his capacity as an Elder of the A.M.E. Church, Inc.) vs. Shirley Wise, Lisa Houseal, and Thomas Flemon, in their capacities as former Trustees of St. Paul A.M.E. Church Pomaria, Inc.

Appellate C.A. No.: 2015-000872

Dear Ms. Kitchings:

Enclosed herewith for filing, please find the original and two (2) copies of the Initial Brief of Respondents and the original and two (2) copies of the Designation of Matter Included in the Record on Appeal regarding the above-referenced matter. Please return two (2) file-stamped copies of the Initial Brief and the Designation of Matter to our courier.

By copy of this letter, we are serving a copy on the Appellants' counsel of record. Should you have any questions, please feel free to contact our office.

Sincerely,


Kenneth A. Davis

/pmt

Enclosures

cc: Stephanie R. Fajardo, Esq. (via U.S. Mail, w/encls.)
Charles J. Boykin, Esq. (w/o encls.)
Tierney F. Goodwyn, Esq. (w/o encls.)

BOYKIN & DAVIS, LLC
Attorneys and Counselors at Law

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COLUMBIA, SOUTH CAROLINA 29211

VIA HAND DELIVERY

The Honorable Jenny A. Kitchings
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1220 Senate Street
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