

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

**RECEIVED**

JUN 17 2015

SC Court of Appeals

APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

Allison Renee Lee, Circuit Court Judge

Case No. 2012-CP-40-4652  
S.C. Appellate Tracking No. 2014-000663

James W. Trexler.....Appellant,

v.

The Humane Society for the Prevention of Cruelty  
To Animals, and Wayne Brennessel, individually and  
As Executive Director of the Humane Society for the  
Prevention of Cruelty to Animals.....Respondents.

**SECOND AMENDED DESIGNATION OF MATTER TO BE INCLUDED IN  
RECORD ON APPEAL**

William O. Sweeny, III  
John E. Tyler  
Sweeny, Wingate and Barrow, P.A.  
1515 Lady Street  
Post Office Box 12129  
Columbia, South Carolina 29211  
(803) 256-2233  
**Attorneys for Respondents**

Respondents designate the following matter to be included in the Record on Appeal:

- All material previously designated by opposing counsel.
- Memorandum of Law in Support of Defendants' Motion for Summary Judgment, including all exhibits attached thereto, file stamped September 10, 2013.
- Indictments of James W. Trexler from March 12, 2008, Attached as Exhibit 1 to the 9/10/2013 Memorandum.
- Article: "Neglected Horses Still Up for Adoption" by Sydney Cummins, Attached as Exhibit 2 to the 9/10/2013 Memorandum.
- Order Granting Summary Judgment, 2010-CP-40-1249, Attached as Exhibit 4 to the 9/10/2013 Memorandum.
- Documentation related to ownership of various horses, Bates labeled HSPCA0518 – HSPCA0534, HSPCA0539 – HSPCA0540.

Respectfully submitted,

**SWEENEY, WINGATE & BARROW, P.A.**



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William O. Sweeny, III, Esquire  
John E. Tyler, Esquire  
1515 Lady Street  
Post Office Box 12129  
Columbia, South Carolina 29211

Columbia, South Carolina

June 17, 2015

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**PROOF OF SERVICE**

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I certify that I have served Respondents The Humane Society for the Prevention of Cruelty To Animals, and Wayne Brennessel, individually and As Executive Director of the Humane Society for the Prevention of Cruelty to Animals, Respondent's Second Amended Designation of Matter to be Included in Record on Appeal by depositing a copy of it in the United States Mail, postage prepaid, on June 17, 2015, addressed to all counsel of record, listed as follows:

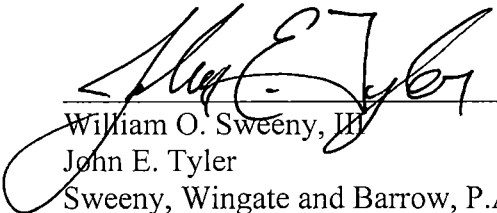
W. Westbrook Wills, III, Esquire  
38 Broad Street, Suite 200  
Charleston, SC 29401  
Attorney for Plaintiff James W. Trexler

William H. Johnson, Esquire  
Law Offices of William H. Johnson, LLC  
411 North Brooks Street  
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Attorney for Plaintiff James W. Trexler

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Roopal Ruparelia, Esquire  
Haynsworth Sinkler & Boyd, P.A.  
1201 Main Street  
Columbia, SC 29201-3232

June 17, 2015



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William O. Sweeny, III  
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**Attorneys for Respondents**

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SWEENEY WINGATE & BARROW P.A.  
June 17, 2015

SC Court of Appeals

Reply to: Main Office  
John E. Tyler  
(803) 256-2233 x7110  
jet@swblaw.com

**VIA HAND DELIVERY**

V. Claire Allen  
Deputy Clerk of Court  
South Carolina Court of Appeals  
1015 Sumter Street  
Post Office Box 11629  
Columbia, SC 29202

RE: James W. Trexler v. The Humane Society  
Civil Action No.: 2012-CP-40-4652  
Our File: 1395-8358

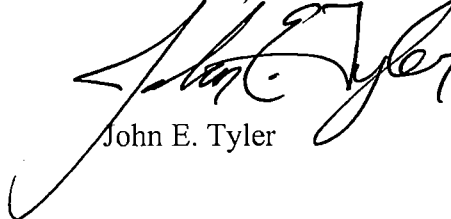
Dear Ms. Allen:

Enclosed please find the original and one (1) copy of Respondents' Second Amended Designation of Matter to be Included in the Record on Appeal and Proof of Service in the above-referenced case. Please file the original and return a stamped, clocked copy to our courier.

Should you have any questions or concerns regarding this matter, please do not hesitate to contact me.

Respectfully,

SWEENEY, WINGATE & BARROW, P.A.



John E. Tyler

JET/smt  
Enclosures

CC: William H. Johnson, Esquire, w/enc.  
W. Westbrook Wills, III, Esquire, w/enc.  
Matthew D. Hamrick, Esquire, w/enc.  
Roopal Ruparelia, Esquire, w/enc.