

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM KERSHAW COUNTY  
Court of Common Pleas

G. Thomas Cooper, Jr., Circuit Court Judge

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Case No. 2013-CP-28-0250

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RECEIVED  
JUN 22 2015  
SC Court of Appeals

Clifford D. Holley and Sharon Holley, Appellants,  
v.

Dan-Sa, Inc.; Charles E. Oman; Janis M. Niemi;  
Gina L. Pike; Dermac Contractors, LLC; Bluewater  
Development of South Carolina, LLC, and Blue  
Ridge Savings Bank, Inc., Defendants,

Of whom Charles E. Oman and and Janis M. Niemi are the Respondents.

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DESIGNATION OF MATTER  
TO BE INCLUDED IN THE RECORD ON APPEAL

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Appellants propose the following to be included in the Record on Appeal:

1. Order;
2. Summons;
3. Second Amended Complaint;
4. Answer to Second Amended Complaint;
5. Deposition Transcript of Maxie F. Altman, Jr., cover page, appearance index, and pp. 32, 62 – 63;
6. Deposition Transcript of Frank Bradshaw, cover page, appearance index, and p. 5;

7. Deposition Transcript of Danny Gibson, Sr., cover page, appearance index, and pp. 7, 10, 12 – 14, 16, 19 – 21, 26, 28, 30 – 31, 34 – 35, 38, 41 – 42, 45, 57, 59, 61 – 62, 69, 73 – 74, 77, 80 – 81;
8. Deposition Transcript of Cliff Holley, cover page, appearance index, and pp. 22, 24, 28, 57 – 58;
9. Deposition Transcript of Pete Morrison, cover page, appearance index, and pp. 14 – 15;
10. Deposition Transcript of P. Wayne Rabon, cover page, appearance index, and pp. 23, 35, 39, 107;
11. Deposition Transcript of Rollin G. Reynolds, III, cover page, appearance index, and pp. 8 – 9, 27;
12. Affidavit of Neil Baer, P.E.;
13. Affidavit of Oman;
14. Plaintiffs' Exhibit 1 to Deposition of Danny Gibson (Building Permit dated March 2, 2007);
15. Plaintiffs' Exhibit 2 to Deposition of Danny Gibson (Permit Release Letter dated December 18, 2007);
16. Plaintiffs' Exhibit 8 to Deposition of Danny Gibson, p. 3 (Survey Plat dated October 12, 2006) and p. 5 (Survey Plat dated January 2, 2008);
17. Defense Exhibits 2, 7 and 10 to Deposition of Danny Gibson (color photographs);
18. Defense Exhibit 1 to Deposition of Rollin Reynolds, p. 4 (Kershaw County Disclosure Statement, dated March 1, 2007);
19. Memorandum in Support of Motion for Summary Judgment, pp. 1, 13;
20. Defense Exhibit 1 (Survey Plat);
21. Defense Exhibit 2 (Kershaw County Building Permit);
22. Defense Exhibit 3 (Photo of Home);
23. Defense Exhibit 4 (Kershaw County Construction Permit);
24. Defense Exhibit 5 (Contract of Sale);
25. Defense Exhibit 6 (Deed);
26. Defense Exhibit 7 (Kershaw County Building Permit);

- 27. Defense Exhibit 8 (Survey Plat);
- 28. Defense Exhibit 8 (Deed);
- 29. Defense Exhibit 9 (Contract of Sale);
- 30. Defense Exhibit 10 (Special Warranty Deed);
- 31. Defense Exhibit 11 (Contract);
- 32. Defense Exhibit 12. (Deed);
- 33. Defense Exhibit 13 (Alaglass Contract).

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



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Attorney for Appellants

Columbia, South Carolina

June 22, 2015

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PROOF OF SERVICE

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I certify that I have served the *Initial Brief of Appellants and Designation of Matter to be included in the Record on Appeal* on Respondents by depositing a copy of it in the United States Mail, postage prepaid, on June 22, 2015, addressed to their attorney of record, Catharine Garbee Griffin, Post Office Box 8057, Columbia, South Carolina 29202.

June 22, 2015



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June 22, 2015

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SC Court of Appeals

Via hand delivery

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

Re: *Clifford D. Holley and Sharon Holley v. Dan-Sa, Inc., et al.*  
Appellate Case No. 2015-000652


Dear Ms. Kitchings:

Please find enclosed for filing the following documents in the above referenced matter:

- 1.) Initial Brief of Appellants;
- 2.) Designation of Matter to Be Included in the Record on Appeal; and
- 3.) Affidavit of Service.

Thank you for your attention to this matter. I have served copies of the above referenced documents on counsel for Respondents by copy of this letter.

Sincerely,

  
William C. Dillard, Jr.

WCD/sra

cc: Catharine Garbee Griffin, Esq.  
Stephen "Chip" Burn, Esq. (via email)

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