

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

JUL 22 2015

Honorable Alison Renee Lee, Circuit Court Judge

SC Court of Appeals

Appellate Case No.: 2015-000613

Jeffrey Kennedy .....Respondent,

v.

Richland County School District Two, Eric Barnes, and Chuck Earles ..... Appellants.

APPELLANTS' AMENDED DESIGNATION OF MATTER TO BE  
INCLUDED IN THE RECORD ON APPEAL

Pursuant to Rule 209, SCACR, Respondent Anderson School District Five has reviewed Appellants' Designation of Matter to be Included in the Record on Appeal and Respondent proposed the following to be included in the Record on Appeal:

- 1) Notice of Appeal of Circuit Court Order, filed March 13, 2015
- 2) Order Denying Defendants' Post-Trial Motions filed February 24, 2015
- 3) Defendants' Motion for Judgment Notwithstanding the Verdict or, in the Alternative, for New Trial Absolute, or in the Alternative, for New Trial *Nisi* Remittitur filed October 13, 2014
- 4) Memorandum of Law in Opposition to Defendants' Post-Trial Motions filed October 20, 2014
- 5) Form Order, Jury Verdict/Award filed October 10, 2014
- 6) Motion *in Limine* and Motion to exclude Testimony of Bill Simpson filed October 2, 2014

- 7) Defendants' Memorandum of Law Regarding Admissibility of Other Instances of Plaintiff's Misconduct filed October 2, 2014
- 8) Stipulation of Dismissal as to Defendants Katie Brochu, Roosevelt Garrick, and Traci Batchelder filed September 26, 2014
- 9) Complaint filed March 11, 2013
- 10) Defendants' Answer and Affirmative Defenses filed May 20, 2013
- 11) Plaintiff's Trial Exhibits 1, 3, 4, 5, 6, 7
- 12) Court's Trial Exhibit 2
- 13) Defendants' Trial Exhibits 1, 2, 9, 10
- 14) Excerpts from Transcript of Record:

pages:

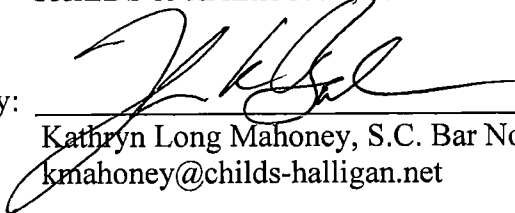
33-62 – Motion in *Limine* Argument  
111-193 – Kennedy Direct, Ruling on Motion in *Limine*, Cross, Redirect  
194-209 – Mitchell Direct, Cross  
210-231 – Reid Direct, Cross  
234-257 – Permenter Direct, Cross, Redirect  
258-379 – Barnes Direct, Cross, Redirect  
380-543 – Earles Direct, Cross, Redirect, Cross  
544-575 – Directed Verdict Arguments and Rulings  
575-593 – Hunter Direct  
769-789 – Batchelder Direct  
824-850 – Garrick Direct  
889-915 – Kennedy Rebuttal Direct and Cross  
916-950 – Directed Verdict Arguments and Rulings  
1014-1015 – Charge on Qualified Privilege  
1032-1035 – Jury Note and Court Ruling

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

Respectfully submitted,

CHILDS & HALLIGAN, P.A.

By: \_\_\_\_\_

  
Kathryn Long Mahoney, S.C. Bar No. 65332  
kmahoney@childs-halligan.net

Thomas K. Barlow, S.C. Bar No. 8995  
tbarlow@childs-halligan.net

P.O. Box 11367  
Columbia, South Carolina 29211  
(803) 254-4035

Attorneys for Appellants

July 22, 2015

Columbia, South Carolina

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CERTIFICATE OF COUNSEL

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The undersigned certifies that this Amended Designation of Matter complies with Rule 209 SCACR.

CHILDS & HALLIGAN, P.A.



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Kathryn Long Mahoney, S.C. Bar No. 65332  
kmahoney@childs-halligan.net

Thomas K. Barlow, S.C. Bar No. 8995  
tbarlow@childs-halligan.net

1301 Gervais Street, Suite 900  
P.O. Box 11367  
Columbia, SC 29211  
(803) 254-4035  
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PROOF OF SERVICE

I certify that I have served the **AMENDED INITIAL BRIEF OF APPELLANTS AND AMENDED DESIGNATION OF MATTER** on counsel for Respondent, by depositing a copy of it in the U.S. Mail, postage prepaid, on July 22, 2015, addressed to T. Jeff Goodwyn, Esq. and Rachel G. Peavy, Esq., Goodwyn Law Firm, 2519 Devine Street, Suite A, Columbia, SC 29205.

Respectfully submitted,

CHILDS & HALLIGAN, P.A.

By: 

Kathryn Long Mahoney, S.C. Bar No. 65332

kmahoney@childs-halligan.net

Thomas K. Barlow, S.C. Bar No. 8995

barlow@childs-halligan.net

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**Hand Delivery**

**CHILDS & HALLIGAN**

A PROFESSIONAL ASSOCIATION  
ATTORNEYS AND COUNSELORS AT LAW

Post Office Box 11367  
Columbia, SC 29211-1367

**TO:**

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