

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ANDERSON COUNTY
Court of Common Pleas

Alexander S. Macaulay, Circuit Court Judge

Case No. 2007-CP-04-4113

Action Concrete Contractors, Inc.Respondent,

v.

Elvira Chappellear, Craig Chappellear,
Premier Southern Homes, LLC, Henry
G. Beal, Jr., Wells Fargo Bank, N.A.,
First Citizens Bank and Trust Co., Inc., of
whom Elvira Chappellear and Craig Chappellear, Appellants.

DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL

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

1. Notice and Certificate of Mechanic's Lien
2. Complaint and Lis Pendens of Action Concrete
3. Answer of Elvira Chappellear and Craig Chappellear
4. Release of Lien Bond
5. Action Concrete's Motion for Summary Judgment
6. Chappellears' Memorandum in Opposition to Motion for Summary Judgment
7. Motion for Summary Judgment Hearing Transcript
8. Order of April 21, 2011
9. Chappellears' Motion to Alter or Amend
10. Chappellears' Memorandum of Law in Support of Motion to Alter or Amend
11. Chappellears' Reply to Action Concrete's Memorandum of Law in Reply
12. December 20, 2011 Order
13. Notice of Appeal
14. Construction Management Contract—Fixed Fee
15. Action Concrete Subcontract Agreement
16. Action Concrete Open Invoices

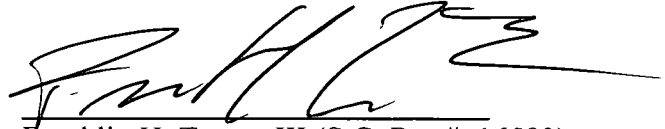
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SC Court of Appeals

17. Termination Letter
18. Summary of Money Disbursed
19. Russ Vickery Estimate
20. Plaintiff's Exhibit Number 8
21. Plaintiff's Exhibit Number 10
22. Elvira Chappellear Dep. pp. 14-15; 111-12; 123-25; 163; 183-85.

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



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Chappellear and Craig Chappellear***

July 19, 2012

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ANDERSON COUNTY
Court of Common Pleas

Alexander S. Macaulay, Circuit Court Judge

Case No. 2007-CP-04-4113

Action Concrete Contractors, Inc. Respondent,

v.

Elvira Chappellear, Craig Chappellear,
Premier Southern Homes, LLC, Henry
G. Beal, Jr., Wells Fargo Bank, N.A.,
First Citizens Bank and Trust Co., Inc., of
whom Elvira Chappellear and Craig Chappellear are, Appellants.

PROOF OF SERVICE

I certify that I have served the **Initial Brief of Appellants** in this case on Action Concrete Contractors, Inc. by depositing a copy of it in the United States Mail, postage prepaid, on July 19, 2012 addressed to the attorney of record, John T. Crawford, Jr., Kenison, Dudley & Crawford, LLC, 704 East McBee Avenue, Greenville, S.C. 29601.



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July 19, 2012

The Honorable Tanya A. Gee
South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

Re: Action Concrete Contractors, Inc. v. Elvira Chappellear, Craig Chappellear, et al.
Case No.: 2007-CP-04-4113
Case Tracking No.: 2012207526
RTT File No.:13977.1

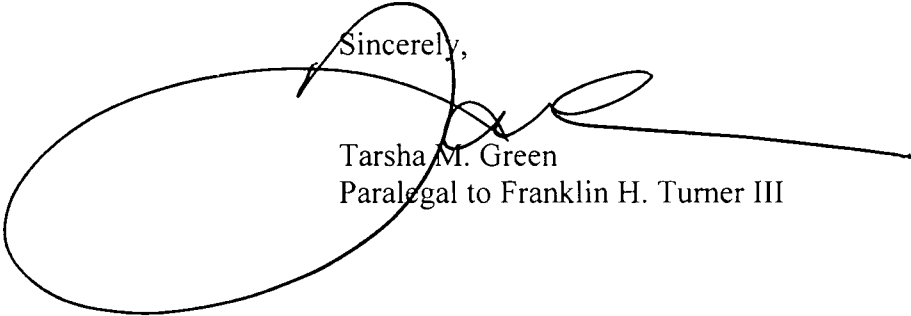
Dear Ms. Gee:

Enclosed for filing please find the original and one copy of the Appellants' Elvira Chappellear and Craig Chappellear Initial Brief, Designation of Matters to Be Included in the Record on Appeal and Proof of Service. Please file the originals and return the clocked copy to our firm in the self-addressed, stamped envelope enclosed.

Thank you for your assistance in this matter. Should you have any questions, please do not hesitate to contact us.

By copy of this letter, I am serving a copy on all counsel of record.

Sincerely,


Tarsha M. Green
Paralegal to Franklin H. Turner III

/tmg

Enclosure(s)

cc: All counsel of record

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