

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

Appeal From Greenwood County
Court of Common Pleas

Eugene C. Griffith, Jr., Circuit Court Judge

Appellate Case No. 2014-002749
Trial Court Case No. 2012-CP-24-574

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SC Court of Appeals

Miller Construction Company, LLC, Respondent / Appellant,

v.

PC Construction of Greenwood, Inc. and
Safeco Insurance Company of America, Appellants / Respondents.

DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL

In support of Respondent's Initial Brief of Respondent / Appellant, Respondent / Appellant purposes the following to be included in the Record on Appeal:

1. Final Order & Judgment filed July 8, 2014;
2. Order denying both motions to reconsider filed November 26, 2014;
3. Respondent / Appellant's Complaint;
4. Appellant / Respondents' Answer
5. Appellant / Respondents' Amended Answer & Counterclaim;
6. Statement of Account and Certificate of Claim on Payment Bond;
7. Respondent / Appellant's Motion to Alter or Amend including attachment;
8. Appellant / Respondents' Motion to Alter or Amend;
9. Respondent / Appellant's Motion for Summary Judgment;
10. Appellant / Respondents' Motion for Summary Judgment;
11. Plaintiff's Exhibit 1, Tab A, Subcontract Agreement;
12. Plaintiff's Exhibit 1, Tab J, Summary of Damages;
13. Plaintiff's Exhibit 1, Tab B, Correspondence
14. Plaintiff's Exhibit 1, Tab C, November 2011 emails

15. Plaintiff's Exhibit 1, Tab E, April 19, 2010 letter
16. Plaintiff's Exhibit 1, Tab F, January 2011 email string
17. Plaintiff's Exhibit 1, Tab G, April 9-11, 2011 emails
18. Defendant's Exhibit 3, Tab 20;
19. Defendant's Exhibit 3, Tab 2;
20. Defendant's Exhibit 3, Tab 17; and
21. Entire Transcript of Proceedings from November 4, 5 and 6, 2013.

CERTIFICATION

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



David J. Brousseau
McIntosh, Sherard, Sullivan & Brousseau
Post Office Box 197
Anderson, South Carolina 29622-0197
Attorneys for the Respondent / Appellant

September 8, 2015

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SC Court of Appeals

IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM GREENWOOD COUNTY
Court of Common Pleas

The Honorable Eugene C. Griffith, Jr., Circuit Court Judge

Appellate Case No. 2014-002749
Trial Court Case No. 2012-CP-24-00574

Miller Construction Company, LLC..... Respondent / Appellant,

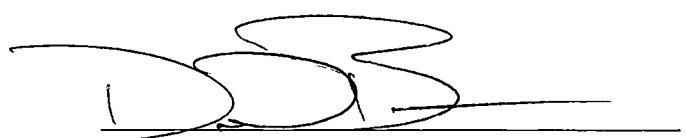
v.

PC Construction Company of Greenwood, Inc. and
Safeco Insurance Company of America..... Appellant / Respondents.

PROOF OF SERVICE

I certify that I have served the Respondent's Initial Brief of Respondent / Appellant and Respondent / Appellant's Designation of Matter to be Included in the Record on Appeal on PC Construction Company of Greenwood, Inc. and Safeco Insurance Company of America by depositing a copy of it in FedEx Overnight, on September 8, 2015, addressed to their attorney of record, Edward Wade Mullins III, Esquire, at his office at 1735 Saint Julian Place #200, Columbia, SC 29204.

September 8, 2015.



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SC Court of Appeals

September 8, 2015

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: *Miller Construction Company, LLC v. PC Construction of Greenwood, Inc. & Safeco Insurance Company of America*
Appellate Case No. 2014-002749
Trial Court Case No. 2012-CP-24-574

Dear Ms. Kitchings;

Enclosed for filing is Respondent's Initial Brief of Respondent / Appellant in the above case. Also enclosed are the following:

- (1) Designation of Matter to be Included in the Record on Appeal;
- (2) Proof of Service of the Respondent's Initial Brief of Respondent / Appellant and Designation of Matter to be Included in the Record on Appeal.

Sincerely,



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Attorney for Respondent / Appellant

cc: Edward Wade Mullins, III
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SOUTH CAROLINA COURT OF APPEALS
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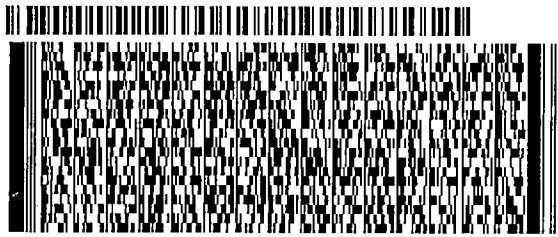
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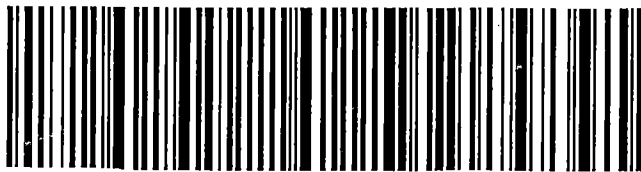
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SC Court of Appeals

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