

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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APPEAL FROM CHARLESTON COUNTY
In The Court of Common Pleas

SEP 10 2015

SC Court of Appeals

Honorable R. Markley Dennis, Jr., Circuit Court Judge

Appellate Case No. 2015-001505

John Doe 2,..... Appellant,

v.

The Citadel Respondent.

RESPONDENT'S DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL

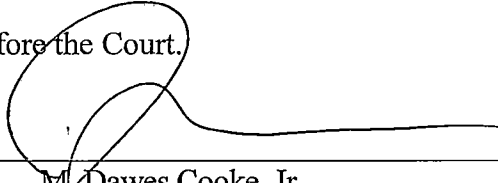
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Attorneys for Appellant

Pursuant to Rule 209 of the South Carolina Appellate Court Rules, Respondent, The Citadel, hereby designates the following materials to be included in the Record on Appeal in this matter. Unless otherwise expressly stated, each item designated is to include *all* attachments or exhibits to the original of the referenced item. Respondent expressly reserves the right to seek supplementation to the record pursuant to Rules 209 and 212, SCACR. In addition to the matters designated by Appellant, which designations are incorporated herein by reference, Respondent designates the following matters for inclusion in the Record on Appeal:

1. Complaint
2. Answer
2. The Citadel's Notice of Motion and Motion for Summary Judgment filed on or about March 6, 2014, and all exhibits thereto.
3. The Citadel's Memorandum in Support of Motion for Summary Judgment filed on or about April 14, 2014, and all exhibits thereto.
4. The Citadel's Supplemental Memorandum in Support of Motion for Summary Judgment Concerning the Existence of a Duty of Care, filed on or about April 28, 2014, and all exhibits thereto.
5. The Citadel's Renewed Motion for Summary Judgment filed on or about April 24, 2015, and all exhibits/tabs thereto.
6. The Citadel's Supplemental Memorandum in Support of Renewed Motion for Summary Judgment filed on or about June 4, 2015, and all exhibits thereto.
7. July 6, 2015 Order Granting Renewed Motion for Summary Judgment

Respondent certifies, pursuant to S.C.A.C.R., Rule 209(c), that the designations set forth above are relevant to the appeal in this matter, and that it has not designated any matter which is irrelevant to the issues before the Court.



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Dated: September 8, 2015
Charleston, South Carolina

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CERTIFICATE OF SERVICE

I certify that I have served one copy of the Respondent's Designation of Matter to be Included in the Record on Appeal on Appellant John Doe 2 by depositing a copy of it in the United States Mail, postage prepaid, on September 8, 2015, addressed to their attorneys of record, W. Mullins McLeod, Jr., McLeod Law Group, LLC, P.O. Box 21624, Charleston, South Carolina 29413.



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September 8, 2015

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SEP 10 2015
SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
John C. Calhoun Building
1015 Sumter Street
Columbia, SC 29201

RE: John Doe 2 v. The Citadel
Appellate Case No.: 2015-001505

Dear Ms. Kitchings:

Enclosed please find the original and one (1) copy of each of the following:

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

We would appreciate if you would file the original documents and return the filed, stamped copies to us in the self-addressed, stamped envelope provided.

By copy of this letter, we are serving copies of the enclosures upon counsel for the Appellant.

Sincerely,

A handwritten signature in dark ink, appearing to read "M. Dawes Cooke, Jr.", with a long horizontal line extending to the right.

M. Dawes Cooke, Jr.
John W. Fletcher

MDCjr/JWF/jgc
Enclosures

cc: W. Mullins McLeod, Esquire

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The Honorable Jenny Abbott Kitchens
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