

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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SEP 25 2015
SC Court of Appeals

APPEAL FROM CHARLESTON COUNTY
In the Court of Common Pleas

R. Markley Dennis, Jr., Circuit Court Judge

Circuit Case No. 2012-CP-10-3858

Appellate Case No. 2015-001644

Shipwatch Condominium Association, Inc. Appellant,

v.

Carolina Concrete Systems, Inc.; Sisroy Engineering, LLC; Robert G. Sisroy, individually; Terence J. McKelvey; Glasgow Roofing, Inc.; GlassTec, Inc.; Spectech, Inc.; Sonneborn, Inc.; Chimney Sweeps, Inc.; Low Country Chimneys, Inc.; EFCO Corp.; W.C. Johnston Architectural Sales, Inc.; Charleston Glass Company, Inc.; First Exteriors, LLC; Acrocrete, Inc.; BASF Corp.; Gary Freeman Architect, Inc.; Gary Freeman, individually, Defendants,

Of Which, Carolina Concrete Systems, Inc.; Sisroy Engineering, LLC; Robert G. Sisroy, individually; Terence J. McKelvey; Glasgow Roofing, Inc.; GlassTec, Inc.; Spectech, Inc.; Sonneborn, Inc.; EFCO Corp.; W.C. Johnston Architectural Sales, Inc.; Charleston Glass Company, Inc.; First Exteriors, LLC; Acrocrete, Inc.; BASF Corp.; Gary Freeman Architect, Inc.; and Gary Freeman, individually are Respondents.

and

Oscar Mendiondo individually and as representative of a class similarly situated owners of condominium units in the horizontal property regime known as Shipwatch Condominiums Appellants,

v.

Carolina Concrete Systems, Inc.; Sisroy Engineering, LLC; Robert G. Sisroy, individually; Terence J. McKelvey; Glasgow Roofing, Inc.; GlassTec, Inc.; Spectech, Inc.; Sonneborn, Inc.; Chimney Sweeps, Inc.; Low Country Chimneys,

Inc.; EFCO Corp.; W.C. Johnston Architectural Sales, Inc.; Charleston Glass Company, Inc.; First Exteriors, LLC; Acrocrete, Inc.; BASF Corp.; Gary Freeman Architect, Inc.; Gary Freeman, individually, Defendants,

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are..... Respondents.

**RESPONDENT CAROLINA CONCRETE SYSTEMS, INC.'S DESIGNATION
OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL**

David S. Cobb
TURNER PADGET
Post Office Box 22129
Charleston, South Carolina 29413-2129
Direct: (843) 576-2803
Fax: (843) 577-1629
dcobb@turnerpadget.com
ATTORNEYS FOR RESPONDENT
CAROLINA CONCRETE SYSTEMS, INC.

September 25, 2015

Designation of Matter

1. Carolina Concrete Systems, Inc.'s Summary Judgment Motion
2. Carolina Concrete Systems, Inc.'s Memorandum Supporting Summary Judgment Motion
3. Transcript of Summary Judgment Hearing
4. Plaintiffs' Complaint
5. Deposition Transcript of Fred Trombino: page 37, line 24-page 38, line 6; page 38, lines 11-17; page 38, lines 18-25; page 43, line 17-page 44, line 2; page 44, lines 8-12; page 132, line 22-page 133, line 14
6. Deposition Transcript of Linda Jernigan: page 219, lines 8-18; page 230, lines 9-12; page 307, lines 12-21; page 330, line 2-page 331, line 18; page 332, line 15-page 333, line 13; page 333, line 14-page 335, line 10
7. Deposition Transcript of Arnie Schaewe: page 19, lines 2-23; page 35, line 9-page 37, line 22; page 37, lines 1-9; page 59, line 25-page 60, line 15; page 78, line 11-page 79, line 6;
8. Shipwatch Board of Directors Meeting, April 1, 2005
9. Shipwatch Board of Directors Meeting, September 16-17, 2005
10. Shipwatch Board of Directors Meeting, March 18, 2006
11. Building Report, March 9, 2007
12. Building Committee Report, Shipwatch Homeowners' Meeting, January 20, 2007
13. Carolina Concrete Systems, Inc. "Inspection Report" dated May 9, 2007
14. Carolina Concrete Systems, Inc. Proposal dated September 6, 2007
15. Carolina Concrete Systems, Inc. "Building Inspection Report" dated February 5, 2009
16. Carolina Concrete Systems, Inc. contract with Plaintiffs dated November 5, 2002

17. Carolina Concrete Systems, Inc. contract with Plaintiffs dated September 22, 2003
18. Carolina Concrete Systems, Inc. contract with Plaintiffs dated December 19, 2008
19. Plaintiffs' repair scope produced by SKA
20. Plaintiffs' contracts for repair produced by Pro-Tec

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I CERTIFY THAT THIS DESIGNATION DOES NOT CONTAIN ANY MATTER THAT IS IRRELEVANT TO THIS APPEAL

David S. Cobb
David S. Cobb / by *Steven W. Ouzts*
TURNER PADGET

Post Office Box 22129
Charleston, South Carolina 29413-2129
Direct: (843) 576-2803
Fax: (843) 577-1629
dcobb@turnerpadget.com
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PROOF OF SERVICE

On September 25, 2015, I mailed a copy of Respondent Carolina Concrete Systems, Inc.'s Initial Brief and Designation of Matter to Be Included in the Record on Appeal to:

R. Patrick Flynn
177 Meeting Street, Suite 300
Charleston, South Carolina 29401
Attorney for Plaintiff

Paul E. Sperry
40 Calhoun Street, Suite 400
Charleston, South Carolina 29401
**Attorney for Sisroy Engineering,
LLC and Robert G. Sisroy**

James H. Elliott
40 Calhoun Street, Suite 220
Charleston, South Carolina 29401
-and-

J.J. Anderson
Post Office Box 87
Charleston, South Carolina 29402
Attorney for First Exteriors, LLC

Samia H. Nettles
40 Calhoun Street, Suite 220
Charleston, South Carolina 29401
-and-

L. Dean Best
Post Office Box 13466
Charleston, South Carolina 29422
**Attorney for Glasgow Roofing
Company, Inc.**

Erin D. Dean
Stacey P. Canaday
Post Office Box 2055
Beaufort, South Carolina 29901-2055
Attorney for Glasstec, Inc.

R. Britton Kelly
Post Office Box 893
Charleston, South Carolina 29402
**Attorney EFCO Corp., Inc. and W.C.
Johnston Architectural Sales, Inc.**

K. Michael Barfield
Post Office Drawer H
Charleston, South Carolina 29402
**Attorney for Gary Freeman
Architect, Inc. and Gary Freeman,
Individually**

Amanda R. Maybank
Post Office Box 12579
Charleston, South Carolina 29422
**Attorney for Charleston Glass
Company, Inc.**

Terence McKelvey
1084 Winslow Drive
Charleston, South Carolina 29412
Pro Se Defendant

David A. Root
Post Office Box 13897
Charleston, South Carolina 29422
**Attorney for BASF and
SONNEBORN**

Greg Horton
Post Office Box 999
Charleston, South Carolina 29402
Attorney for Acrocrete

for Kelly C. Canada
Heather Hagen

Turner | Padget

DAVID S. COBB

Direct Dial: (843) 576-2803

Direct Fax: (843) 577-1629

dcobb@turnerpadget.com

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

Re: Shipwatch Condominium Association, Inc. v. Carolina
Concrete Systems, Inc. et al.

Appellate Docket No.: 2014-002766

TP File No.: 490.1123

Dear Ms. Kitchings:

We enclose the original and one copy of Initial Brief of Respondent Carolina Concrete Systems, Inc., and Respondent Carolina Concrete Systems, Inc.'s Designation of Matter in this case. Please file the originals and return the filed copies to me via our courier. If you have any questions or need additional information, please call me at your convenience. With kind regards,

TURNER PADGET

David S. Cobb
David S. Cobb
by Steven W. Ouyts

DSC/hah
enclosures

cc: counsel of record (with enclosures)