

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas
R. Markley Dennis, Jr., Circuit Court Judge

Circuit Case No. 2012-CP-10-3857

Appellate Case No. 2015-001644

RECEIVED

SEP 28 2015

SC Court of Appeals

Shipwatch Condominium Association, Inc.Appellant,

v.

Carolina Concrete Systems, Inc.; Sisroy Engineering, LLC; Robert G. Sisroy, individually; Terrence J. McKelvey; Glasgow Roofing, Inc.; GlassTec, Inc.; Spectec, 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; Terrence J. McKelvey; Glasgow Roofing, Inc.; GlassTec, 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.; Gary Freeman, individually,.....are Respondents.

Oscar Mendiondo.....Appellant,

v.

Carolina Concrete Systems, Inc.; Sisroy Engineering, LLC; Robert G. Sisroy, individually; Terrence J. McKelvey; Glasgow Roofing, Inc.; GlassTec, Inc.; Spectec, 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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**RESPONDENTS SISNROY ENGINEERING, LLC AND ROBERT G. SISNROY'S
DESIGNATION OF MATTERS TO BE INCLUDED IN RECORD ON APPEAL**

Respondents Sisnroy Engineering, LLC and Robert G. Sisnroy propose that the following materials be included in the Record on Appeal:

Orders

1. Order granting Carolina Concrete Systems, Inc. summary judgment, in part;
2. Order denying Plaintiffs' Motion for Reconsideration;
3. Order of Court of Appeals dated July 2, 2015;
4. Order Granting Partial Summary Judgment to Carolina Concrete Systems, Inc. dated July 28, 2015;

Pleadings

5. Summons and Complaint;
6. Carolina Concrete Systems, Inc.'s Motion for Summary Judgment;
7. Carolina Concrete Systems, Inc.'s Memorandum in Support of Motion for Summary Judgment and attached exhibits;
8. Plaintiff's Memorandum in Opposition to Carolina Concrete's Motion for Summary Judgment and attached exhibits;
9. Plaintiff's Motion for Rehearing and/or Reconsideration of Order Granting Summary Judgment in part to Defendant Carolina Concrete Systems, Inc.;
10. Plaintiffs' Supplemental Response to Carolina Concrete's Motion for Summary Judgment and Memorandum in Support of Motion for Reconsideration and attached exhibits;
11. Notices of Appeal dated December 30, 2014;
12. Amended Notices of Appeal dated January 9, 2015;
13. Notices of Appeal dated July 28, 2015;

Transcripts

14. Transcript of Summary Judgment Hearing;
15. Deposition Transcript of Fred Trombino: Page 37, line 24-page 39, 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; page 146, line 12-page 150, line 3;
16. 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;
17. 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;

Exhibits and Other Materials or Documents

18. Shipwatch Board of Directors Meeting Minutes, April 1, 2005;
19. Shipwatch Board of Directors Meeting Minutes, September 16-17, 2005;
20. Shipwatch Board of Directors Meeting Minutes, March 18, 2006;
21. Building Report, March 9, 2007;
22. Building Committee Report, Shipwatch Homeowners' Meeting, January 20, 2007;
23. Shipwatch Board of Directors Meeting Minutes, September 12-13, 2008

[signature block on following page]

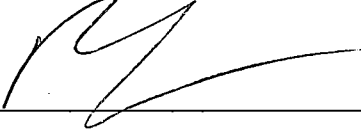
Certificate of Respondents Sisroy Engineering, LLC and Robert G. Sisroy

Counsel hereby certifies that this Designation of Matter to be Included in the Record on Appeal contains no material which is irrelevant to this appeal.

Respectfully submitted,

CARLOCK, COPELAND & STAIR, LLP
40 Calhoun Street, Suite 400
Charleston, South Carolina 29401-3531
Phone: 843-727-0307

By: _____


PAUL E. SPERRY
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(State Bar No.: 77877)

Attorneys for Respondents Sisroy Engineering, LLC and
Robert G. Sisroy

September 29, 2015

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

R. Markley Dennis, Jr., Circuit Court Judge

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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,.....are Respondents.

**PROOF OF SERVICE OF
DESIGNATION OF MATTERS TO BE INCLUDED IN RECORD ON APPEAL**

I hereby certify that on September ____, 2015, I served a copy of the within and foregoing **Respondents' Sisnroy Engineering, LLC and Robert G. Sisnroy's Initial Brief** upon all parties to this matter by depositing a true copy of same in the United States Mail, proper postage prepaid, addressed to counsel of record as follows:

For the Plaintiff

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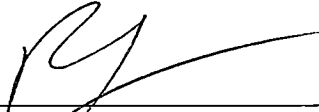
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REPLY TO SC OFFICE

September 24, 2015

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

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SEP 28 2015

SC Court of Appeals


Re: Shipwatch Condominium Assoc., Inc. vs. Carolina Concrete Systems, Inc., *et al*
Appellate Case No.: 2015-001644
-and-
Oscar Mendiondo vs. Carolina Concrete Systems, Inc., *et al*
Appellate Case No.: 2015-001644

Dear Ms. Kitchings:

Enclosed herewith for filing in the above-referenced matter please find the original and one copy of Respondents Sisroy Engineering, LLC and Robert G. Sisroy's Initial Brief and Designation of Matter to be Included in Record on Appeal. Please file these documents in your usual prompt and efficient manner and return one file-stamped copy of each to me in the envelope provided.

As always, thank you for your assistance. If you have any questions, please do not hesitate to contact me.

Sincerely,



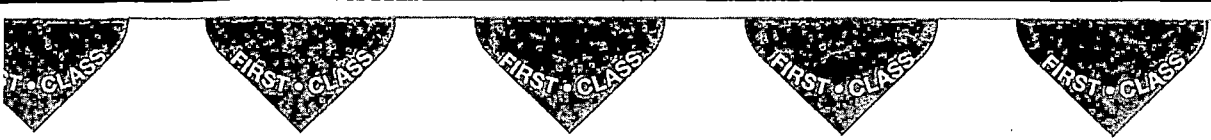
Paul E. Sperry

PES/tal
Enclosures

September 24, 2015

Page 2

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