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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

The Honorable Edward W. Miller, Circuit Court Judge

RECEIVED

NOV 06 2015

SC Court of Appeals

Trial Case No.: 2011-CP-23-07338
Appellate Case No. 2015-000162

Pankaj Patel, individually and derivatively on behalf of Nominal Defendant,
VP Enterprises, Inc.,Appellant,

v.

Krish Patel, Vijay Patel, and P Communications, Inc., Respondents.

**APPELLANT’S MOTION TO SUPPLEMENT
THE RECORD ON APPEAL**

Pursuant to South Carolina Appellate Court Rule 212(b), Appellant Pankaj Patel, individually and derivatively on behalf of Nominal Defendant, VP Enterprises, Inc. (“Appellant”), moves to supplement the Record on Appeal to include seven (7) documents admitted into evidence at the trial of the case in the Lower Court and cited in Appellant’s Initial Brief and Initial Reply Brief but inadvertently omitted in Appellant’s Designation of Matters to be included in the Record on Appeal and in the original Record on Appeal. Appellant’s counsel has conferred with Respondents’ counsel who consents to Appellant’s Motion to Supplement the Record on Appeal. The additional documents comprising forty-eight (48) pages consist of the following:

1. Plaintiff Trial Documents 145B-X cited on p. 11 of Appellant’s Initial Reply Brief (23 pages);

2. Plaintiff Trial Document 229 cited on p. 16 of Appellant's Initial Brief (1 page);
3. Plaintiff Trial Document 302 cited on p. 20 of Appellant's Initial Brief (1 page);
4. Plaintiff Trial Document 308 cited on p. 25 of Appellant's Initial Reply Brief (1 page but also including the first page of the document previously included in the Record on Appeal);
5. Plaintiff Trial Document 464 cited on p. 25 of Appellant's Initial Reply Brief (1 page);
6. Plaintiff Trial Documents 488-504 cited on p. 12 of Appellant's Initial Reply Brief (17 pages); and
7. Krish Patel deposition page 113 cited on p. 21 of Appellant's Initial Reply Brief (1 page but also including p. 114 included in the original Record on Appeal).¹

Along with this Motion, Appellant is filing fifteen (15) copies of an Appendix to the Record on Appeal containing the above-referenced documents.

Respectfully submitted,

THE GILREATH LAW FIRM, P.A.

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¹ Plaintiff Trial Document 307 (§ 4 above) and Krish Patel deposition p. 114 (§ 7 above) are proposed to be included in the Appendix to the Record on Appeal, though previously included in the original Record on Appeal, for ease of reference since the citations in Appellant's Briefs include the adjoining pages.

and

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ATTORNEYS FOR PLAINTIFF

November 4, 2015
Greenville, South Carolina.

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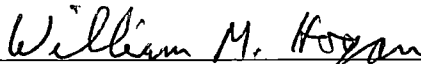
Krish Patel, Vijay Patel, and P Communications, Inc., RESPONDENTS.

PROOF OF SERVICE

This is to certify that I have this day served counsel for the Respondents in the foregoing matter with a copy of the foregoing **APPELLANT'S MOTION TO SUPPLEMENT THE RECORD ON APPEAL** by depositing same in the United States Mail with adequate postage affixed thereon to ensure delivery, addressed as follows:

Thomas L. Stephenson, Esquire
STEPHENSON & MURPHY, LLC
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and derivatively on behalf of Nominal Defendant,
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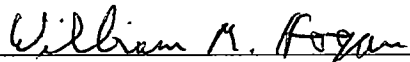
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PROOF OF SERVICE

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Attorney for Appellants Pankaj Patel, individually
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