

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

OCT 29 2015
SC Court of Appeals

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

Case No. 2012-CP-10-03857 and 2012-CP-10-03858
Appellate Case No: 2015-001644

Shipwatch Condominium Association,.....Appellant,

v.

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

Oscar Mendiondo, individually and as representative of a class of 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; Terrence J. McKelvey; Glasgow Roofing, Inc.; GlassTec, Inc.; Spectech, Inc.; Sonneborn, Inc.; Chimney Sweeps, Inc.; Low Country Chimneys, Inc.; EFCO Corporation; W.C. Johnston Architectural Sales, Inc.; Charleston Glass Company, Inc. FirstExteriors, LLC; Acrocrete, Inc.; BASF Corp.; Gary Freeman Architect, Inc.; Gary Freeman, individually;.....Respondents.

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DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL

Respondent, Charleston Glass Company, Inc. proposes the follow to be included in the Record of Appeal:

1. Plaintiffs' Summons and Complaint;
2. Defendant Carolina Concrete Systems, Inc.'s Notice of Motion and Motion for Summary Judgment;
3. Defendant Carolina Concrete Systems, Inc.'s Memorandum in Support of Motion for Summary Judgment with Exhibits;
4. Transcript of Hearing of October 27, 2014;
5. Plaintiffs' Response in Opposition to Carolina Concrete Systems, Inc.'s Motion for Summary Judgment;
6. Order of October 30, 2014;
7. Plaintiffs' Motion for Rehearing and/or reconsideration of Order Granting Summary Judgment in Part to Defendant Carolina Concrete Systems, Inc.;
8. Plaintiffs' Supplemental Response in Opposition to Carolina Concrete Systems' Motion for Summary Judgment, and Memorandum in Support of Plaintiffs' Motion for Rehearing & Reconsideration with Exhibits;
9. Defendant Charleston Glass Company's Motion for Summary Judgment and

Memorandum in Support of Summary Judgment;

10. Email from Pat Flynn to Caroline Leonard dated January 6, 2015;
11. Order of December 1, 2014;
12. Plaintiffs' Notice of Appeal;
13. Plaintiffs' Amended Notice of Appeal;
14. Court of Appeals Order Dismissing Appeal dated July 2, 2015; and
15. Order of July 28, 2015.

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PROOF OF SERVICE

The undersigned hereby certifies that on October 28, 2015 a true and correct copy of *Charleston Glass Company's Initial Brief and Designation of Matter* was served and delivered by depositing a copy in the U.S. Mail, postage paid addressed to the following:

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