

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

SC Court of Appeals

Marvin H. Dukes, III, Special Circuit Court Judge

Case No.: 2014-CP-07-829
Appellate Case No.: 2015-001523

Jerrold France

Appellant,

vs.

Club Development, Inc., John H. Barrett, individually, Barrett Investment Properties, LLC, Woodbury Properties, Inc., Taliaferro Corp., Taliaferro Corp. d/b/a Woodbury Properties, Harbour Homes, Coastal Foundation, Inc., and John Does 1-10, defendants,

Of which Club Development, Inc., John H. Barrett, individually, and Barrett Investment Properties, LLC are Respondents.

**DESIGNATION OF MATTER TO BE INCLUDED
IN THE RECORD ON APPEAL**

Respondents propose that the following be included in the Record on Appeal:

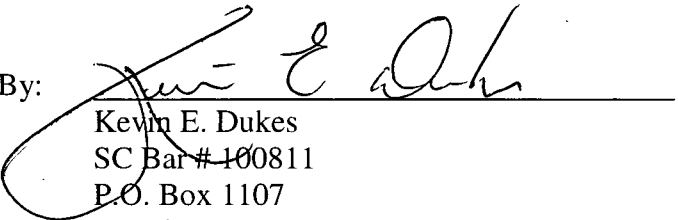
1. Building Permit
2. Certificate of Occupancy
3. Order Granting Club Development, Inc., John Barrett, and Barret Investment, Inc.'s Motion to Dismiss

I certify that this designation contains no matter which is irrelevant to this appeal.

October 29, 2015

HARVEY & BATTEY, P.A.

By:

A handwritten signature in black ink, appearing to read "Kevin E. Dukes", is written over a horizontal line. The signature is fluid and cursive.

Kevin E. Dukes
SC Bar # 400811
P.O. Box 1107
Beaufort, SC 29901
(p) (843) 524-3109
(f) (843) 524-6973

*Attorneys for Respondents,
Club Development, Inc., John H Barrett,
and Barrett Investment Properties, LLC*

Beaufort, South Carolina

October 29, 2015

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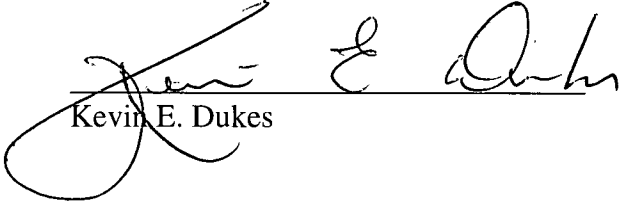
Of which Club Development, Inc., John H. Barrett, individually, and Barrett Investment
Properties, LLC are Respondents.

PROOF OF SERVICE

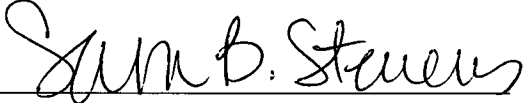
PERSONALLY APPEARED BEFORE ME, the undersigned, who being duly sworn, states that he served Jerrold France with a copy of Respondents' Designation of Matter to be Included in the Record on Appeal on October 29, 2015, by depositing a copy of the same in the United States Mail, with correct postage attached thereto, to the following counsel of record:

Andrew J. Toney, Esq.
Mullen Wylie, LLC
P.O. Box 5969
Hilton Head Island, SC 29938

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SC Court of Appeals


Kevin E. Dukes

SWORN to before me this
29th day of October, 2015


Sam B. Steuers

Notary Public for South Carolina

My commission expires: 11.4.15



HARVEY & BATTEY, PA
— ATTORNEYS AT LAW —
SINCE 1922

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W. BRANTLEY HARVEY, SR.
(1893-1981)

W. BRANTLEY HARVEY, JR.
(Retired)

COLDEN R. BATTEY, JR.
(Of Counsel)

WILLIAM B. HARVEY, III
(SC Circuit Court Mediator)

JOHN M. TATUM, III
THOMAS C. DAVIS

THOMAS A. HOLLOWAY
(also admitted in PA and NJ)

EUGENE PARRS
(also admitted in NY, NC, FL and GA)

J. SAMUEL SCOVILLE
KEVIN E. DUKES

October 29, 2015

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SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk of Court for the South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: Designation of Matter on Appeal

Dear Ms. Kitchings:

Please find an original and one copy of the Respondents' Designation of Matter to be Included in the Record on Appeal and Proof of Service. Please file the original and return a clocked copy in the self-address stamped envelope.

If you need anything additional from me, please do not hesitate to call me at (843) 524-3109. Thank you for your time and attention to this important matter.

Yours truly,

HARVEY & BATTEY


Kevin E. Dukes

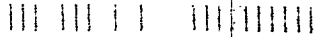
cc: Andrew J. Toney, Esquire



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The Honorable Jenny Abbott Kitchings
 Clerk of Court for the South Carolina Court of Appeals
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