

IN THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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DEC 02 2015

SC Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

R. Markley Dennis, Jr., Circuit Court Judge

C.A. No.: 2013-CP-10-1400

Robert J. Burke.....Respondent,

v.

Republic Parking System, Inc. ....Appellant.

**DESIGNATION OF MATTER TO BE  
INCLUDED IN THE RECORD OF  
APPEAL OF RESPONDENT ROBERT J.  
BURKE**

Respondent Robert J. Burke ("Burke") proposes the following matter to be included in the Record on Appeal:

**Orders:**

1. Judgement with attached verdict forms and Form 4 Orders
2. Order denying Republic's Post-Trial Motions
3. Order of December 18, 2013 granting Plaintiff leave to Amend

**Pleadings:**

1. Summons and Complaint
2. First Amended Summons and Complaint
3. Dismissal of Defendant Melton
4. Answer and 3<sup>rd</sup> Party Complaint of Indigo
5. Second Amended Summons and Complaint
6. Answers of Defendant Republic Parking System, Inc. ("Republic")
7. Republic Trial Brief
8. Stipulation of Dismissal of Parties
9. Motion to Dismiss Parties
10. Motion to Strike Dismissal of Parties
11. Motion to Bifurcate trial
12. Republic's Requested Verdict forms
13. Republic's Requests to Charge
14. Burke's Requests to Charge
15. Republic's Motions for Directed Verdict
16. Republic's Post Trial Motion for JNOV and a new trial, and supporting memorandum
17. Burke's Reply Memorandum to Republic's Post Trial Motion for JNOV and New Trial
18. Plaintiff and Defendant's Motions in Limine
19. Trial Court's written charges for Phase one and Two
20. Scheduling Order entered August 13, 2014

**Transcripts:**

1. Trial Transcript of December 15, 2014 - December 19, 2014: pp. 36-42, 43-49, 58-70, 72-74, 102, 105-107, 109-110, 109-115, 117-128, 134-135, 144-146, 148-152, 171-181, 193-202, 207-210, 226, 233, 236, 249-250, 259-260, 264-265, 272-280, 333-344, 346, 362, 365-371, 380-381, 392, 411-416, 432-434, 436, 441-444, 448-453, 469, 471-474,

539-577, 631-644, 647-648, 669-703, 744-755, 760-804, 806-809, 812, 814-816, 818-819, 825-826, 828-831, 838-866, 871-891, 898, 900-901, 942-976

2. Deposition of Skelton: pp. 6, 17, 25, 38-39, 44-48, 56, 69-70, 72, 78, 92-93, 193-202, 233 (redacting all other portions not read)
3. Deposition of Sakran: pp. 9-11, 15, 18-15, 26-27
4. Post-Trial Transcript January 29, 2015: pp. 2-24

**Exhibits:**

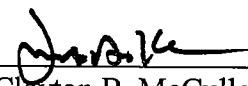
1. Plaintiff's Trial Exhibits 1-19
2. Defendant's Trial Exhibits 27, 27A, 28, 29, 30, 31, 32, 33, 34, 35
3. Non-Redacted Copy of Plaintiff Exhibit 7 (considered by trial court)
4. Court's Exhibits 2, 7, 12A, 12B, 12C, 12D, 13, 15

**Other Materials and Documents:**

1. City of Charleston ("City") Expert Designation of May, 1 2014
2. Burke's Supplemental Discovery Response dated December 2, 2013
3. Redacted Skelton Deposition read to jury
4. Burke's Supplemental Answers to Interrogatories dated December 2, 2013

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

McCULLOUGH KHAN, LLC

  
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**ATTORNEYS FOR ROBERT J. BURKE**

November 25<sup>th</sup>, 2015

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**PROOF OF SERVICE**

I hereby certify that a true and correct copy of *Initial Brief of Respondent and Designation of Matter to be Included in the Record of Appeal* has been served upon the following by mailing a copy, properly addressed and with sufficient postage affixed thereto, on this 30<sup>th</sup> day of November, 2015.

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