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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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SC Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

Clifton B. Newman, Circuit Court Judge

Case No.: 2010-CP-26-03901
Appellate Case No.: 2015-000248

Rivergate Homeowners' Association, Appellant,

v.

WW & LB Development Company, LLC, RWG, Inc., Aiello Associates, Daniels Engineering, Inc., Rivergate Homeowners' Association, Rivergate Homeowners' Association Board of Directors, Wayne Winderman, individually, Salvatrice Foran, individually, Gerald Foran, individually, Marcos Soares Construction,William C. DeSouza, individually, James Eason individually and d/b/a James Eason & Company, D&D Cleaning and Construction, Inc., Joel's Framing, Joe Freza, Aroldo Garcia, Joaquin Geraldo Zeferinao, individually and d/b/a Zeferino Framing, Leo Trombley, Judy Schultz, J&D Interior Design, Jose Dasmerces d/b/a J.P. Construction, Scott Chandler d/b/a Coastal Custom Windows & Doors, R&D Construction, Nicasio Ramirez Zunigo, Walchir Morais, Marco Trebbi, Blankenship Roofing, Inc., DLJ Construction, LLC, Dewayne Bates, The Bates Group, LLC, Bridges Construction Co., Brewer Construction, Inc., Speedy Concrete, REB-FEL, Inc., Mark Mychajluk, Eric Jazwinski, Southern Framing Corporation, AB Consulting Engineers, Inc., WWI Development Company, LLC, Michael Dawson Construction, Inc., Asphalt Paving & Maintenance Co., Inc. and Chuck's Construction Co., Inc., Right Way Group, Inc., Stevens Construction Co., Inc., Geometries, Inc., Eric Yazwinski, Law

Engineering, Inc., D & M Builders, Inc., Hill Construction Company, Bonnie Stone a/k/a Bonny Stone, DJL Construction Company, L.L.P., Adrian Mondragon, individually and d/b/a Mondragon Construction, Inc., and Glen Causey,

Defendants,

Of Whom Speedee Concrete, Inc. and Chuck's Construction, Inc. are the

Respondents.

Chuck's Construction Co., Inc., Third-Party Plaintiff,

v.

Vereen Concrete Co., Inc. and Asphalt Pavement Maintenance of Myrtle Beach, Inc.,

Third-Party Defendants,

Rivergate Homeowners' Association, Appellant,

v.

WW & LB Development Company, LLC, Speedy Concrete, AB Consulting Engineers, Inc., and Chuck's Construction Co., Inc.,

Defendants.

Of Whom AB Consulting Engineers, Inc. is the

Respondent.

AB CONSULTING ENGINEERS, INC.'S MOTION TO SUPPLEMENT THE RECORD ON APPEAL

Respondent AB Consulting Engineers, Inc., moves to supplement the Record on Appeal. Pursuant to Rule 210 of the South Carolina Appellate Court Rules, "[t]he Record on Appeal shall include all matter designated to be included by any party under Rule 209"

S.C. R. App. P. 209(c).

In compliance with Rule 209 of the South Carolina Appellate Court Rules, Respondent AB Consulting Engineers, Inc. designated the following: "20. Master Deed and Amendments filed with AB Consulting's Motion for Summary Judgment." At the hearing on AB Consulting. Inc.'s Motion for Summary Judgment, the Master Deed and Amendments were submitted to the court. (Jan. 17, 2014 Hr'g Tr. 31:17-37:2; R. p. 268, line 17-p. 274, line 2).

The Record on Appeal includes the "Rivergate Master Deed, Exhibits, and By-laws" beginning on page 1099 of the record. The Plat for the Master Deed and Amendments to the Master Deed were not included. Respondent AB Consulting Engineers, Inc. hereby submits its motion to supplement the Record on Appeal with the Plat for the Master Deed and Amendments to the Master Deed.

December 2, 2015

Stephanie H. Burton (#13089)
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Attorneys for Respondent AB Consulting Engineers, Inc.

Other Counsel of Record:

Mr. Stacy L. Stanley
Ms. V. Denise Hamilton
Stanley Law Firm
3303 Highway 9 East
Little River, SC 29466
Attorneys for Appellant

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PO Box 1740
Conway, SC 29528
Attorneys for Speedee Concrete

Ms. Christina Bisset
Mr. J. Christopher Clark
McAngus Goudelock & Courie, LLC
P.O. Box 1349
Myrtle Beach, SC 29578
Attorneys for Chuck's Construction, Inc.

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Defendants.

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Respondents.

Chuck's Construction Co., Inc., Third-Party Plaintiff,

v.

Vereen Concrete Co., Inc. and Asphalt Pavement Maintenance of Myrtle Beach, Inc.,

Third-Party Defendants,

Rivergate Homeowners' Association, Appellant,

v.

WW & LB Development Company, LLC, Speedy Concrete, AB Consulting Engineers, Inc., and Chuck's Construction Co., Inc.,

Defendants.

Of Whom AB Consulting Engineers, Inc. is the

Respondent.

PROOF OF SERVICE

The undersigned, Brian R. Edwards, certifies that he is an employee of Gibbes Burton, LLC and on the 2nd day of December 2015, he served copies of the following:

1. Final Brief of Respondent AB Consulting Engineers, Inc.;

2. AB Consulting Engineers, Inc.'s Motion to Supplement the Record on Appeal; and

3. Supplemental Record on Appeal

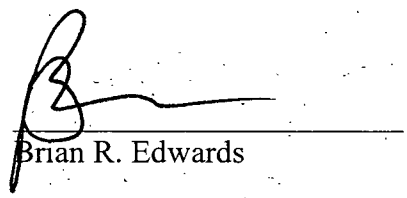
by depositing in the United States mail, with due and proper postage affixed thereto, a copy of the same addressed to:

Mr. Stacy L. Stanley
Ms. V. Denise Hamilton
Stanley Law Firm
3303 Highway 9 East
Little River, SC 29566

Mr. G. Michael Smith
Thompson & Henry, P.A.
P.O. Box 1740
Conway, SC 29528

Ms. Christina A. Bisset
Mr. J. Christopher Clark
McAngus Goudelock & Courie, LLC
P.O. Box 1349
Myrtle Beach, SC 29578

December 2, 2015



Brian R. Edwards

Stephanie H. Burton
sburton@gibbesburton.com

December 2, 2015

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

Re: Rivergate Homeowners' Association v. AB Consulting Engineers, Inc., et al.
C.A. No. 2010-CP-26-03901
Appellate Case No.: 2015-000248

Dear Ms. Kitchings:

We are enclosing for filing the original and sixteen copies of the following:

1. Final Brief of Respondent AB Consulting Engineers, Inc.;

2. Certificate of Counsel;

3. Supplemental Record on Appeal; and

4. Our Proof of Service.

We are also enclosing for filing the original and seven copies of AB Consulting Engineers, Inc.'s Motion to Supplement the Record on Appeal and our firm's check in the amount of $25.00 for the motion filing fee. We would appreciate you filing these papers and returning one clocked copy to us in the enclosed envelope.

With kind regards,

Yours very truly,

GIBBES BURTON, LLC

Stephanie H. Burton

SHB/bre
Enclosures

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