

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY
In the Court of Common Pleas

C. Victor Pyle, Jr., Circuit Court Judge

Case No. 2012-CP-23-3501

RECEIVED
DEC 14 2015
SC Court of Appeals

McKinley, Cooper and Company, LLC,.....Respondent,

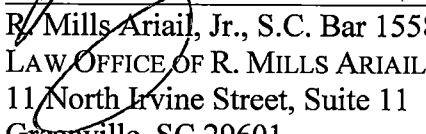
v.

J. Todd Highsmith, Shane Highsmith, and Highsmith, LLC,..... Appellants.

DESIGNATION OF MATTER TO BE INCLUDED
IN THE RECORD ON APPEAL

Pursuant to Rule 209, SCACR, Appellants designate the following items for inclusion in the record on appeal. Undersigned counsel certifies, Pursuant to Rule 209(c), SCACR, that the designation contains no matter that is irrelevant to the appeal:

1. Defendants' Motion for Judgment Notwithstanding the Verdict;
2. Defendants' Opposition to Plaintiff's Request for Punitive Damages and Reply to Plaintiff's Memorandum;
3. Trial Transcript Record Pages 813-830 and 865-885;
4. January 9, 2015 Affidavit of R. Mills Ariail, Jr.;
5. January 21, 2015 Consent Motion and Order to Substitute and Replace the Certified Verdict Form; and
6. The Honorable C. Victor Pyle, Jr.'s February 25, 2015 Order; and
7. Defendants' March 4, 2015 Notice of Motion and Motion to Reconsider Order of February 25, 2015.


R. Mills Ariail, Jr., S.C. Bar 15584
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11 North Irvine Street, Suite 11
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Attorney for Appellants J. Todd Highsmith,
Shane Highsmith, and Highsmith, LLC

December 10, 2015
Greenville, South Carolina

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PROOF OF SERVICE

I certify that I have served the Initial Brief of Appellants J. Todd Highsmith, Shane Highsmith, and Highsmith, LLC and the Designation of Matter to be Included in the Record on Appeal, by depositing a copy of it in the United States Mail, postage prepaid, on December 10, 2015, addressed to the following:

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Greenville, SC
Date: 12/10/15