

IN THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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JAN 07 2016

SC Court of Appeals

APPEAL FROM HAMPTON COUNTY
Court of Common Pleas

Perry M. Buckner, Circuit Court Judge

Case No. 2015-001948

Melinda Cook,

Respondent,

v.

Blitz U.S.A., Inc., Fred's Inc., Tiger
Express Varnville, LLC & James Nix,

Defendants,

OF WHOM:
Fred's Inc. is the

Appellant.

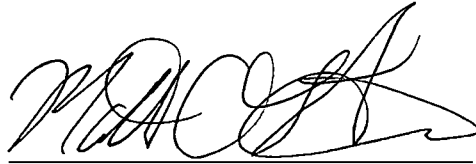
DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL

Appellant proposes the following to be included in the Record on Appeal:

1. Order Denying Defendant Fred's Inc.'s Motion to Reconsider of June 30, 2015;
2. Order of November 14, 2014;
3. Notice of Motion and Motion for Reconsideration;
4. Notice of Motion and Motion to Permanently Enjoin or Alternatively to Stay Proceedings as to Defendant Fred's Inc.;
5. Transcript of Proceedings of June 15, 2015 Hearing;
6. Findings of Fact, Conclusions of Law and Order Confirming Debtors' and Official Committee of Unsecured Creditor's First Amended Joint Plan of Liquidation;
7. Debtors' and Official Committee of Unsecured Creditors' First Amended Joint Plan of Liquidation;
8. Vendor's Hold Harmless and Indemnity Agreement; and
9. Certificate of Liability Insurance.

I certify, in accordance with Rule 209(c), SCACR, that this designation contains no matter, which is irrelevant to this appeal.

January 4, 2016

A handwritten signature in black ink, appearing to read 'M. LaFave', written over a horizontal line.

Matthew C. LaFave
CROWE LAFAVE, LLC
Post Office Box 1149
Columbia, South Carolina 29202
(803) 724-5727

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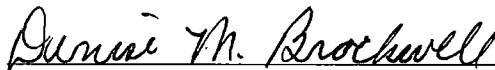
OF WHOM:
Fred's Inc. is the

Appellant.

PROOF OF SERVICE

I certify that I have served 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 January 4, 2016, addressed to the attorneys of record, Mark D. Ball, Post Office Box 457, Hampton, South Carolina 29924, and Karl S. Brehmer, Brown & Brehmer, P.O. Box 7966, Columbia, SC 29202.

January 4, 2016



Denise M. Brockwell
Paralegal to Matthew C. LaFave

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January 4, 2016

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SC Court of Appeals

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

RE: Melinda Cook v. Blitz, U.S.A., Inc., Fred's, Inc., Tiger Express Varnville, LLC, and James Nix
Case No. 2015-001948
Claim No. B460900206-0001-01

Dear Ms. Kitchings:

Please find enclosed for filing an original and one copy of the Initial Brief of Appellant and Proof of Service in the above-captioned matter. Also enclosed please find an original and one copy of the Designation of Matter to be Included in the Record on Appeal and Proof of Service. Once filing is complete of these documents, please return the clocked copy to us in the enclosed self-addressed, stamped envelope.

By copy of this correspondence to the attorneys of record, I am hereby serving a copy of the Initial Brief of Appellant and Designation of Matter to be Included in the Record on Appeal upon Mr. Ball and Mr. Brehmer.

Sincerely yours,

A handwritten signature in cursive script that reads "Denise M. Brockwell".

Denise M. Brockwell
Paralegal to Matthew C. LaFave

/dmb
Enclosures

cc: Mark D. Ball, Esquire
Karl Brehmer, Esquire
Mark Dely, Fred's, Inc. (via email only)
Shonda Sanders, Fred's, Inc. (via email only)
Sherrie Johnson, Fred's, Inc. (via email only)



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