

ORIGINAL

**IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals**

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**APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas**

FEB 05 2016

The Honorable Brian M. Gibbons, Circuit Court Judge Court of Appeals

Case No. 2014-CP-10-0569

Appellate Case No. 2015-002025

WILLIAM HUCK AND DIANE HUCK.....Plaintiffs/Respondents,

v.

OAKLAND WINGS, LLC d/b/a WILD WING CAFÉ,
CIVIL SITE ENVIRONMENTAL, INC.,
OAKLAND PROPERTIES, LLC,
CHANDLER CONSTRUCTION SERVICES, INC.,
AVTEX COMMERCIAL PROPERTIES, INC.,Defendants,

Of Whom AVTEX COMMERCIAL PROPERTIES, INC.,Appellant.

**DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON
APPEAL OF RESPONDENTS, WILLIAM HUCK AND DIANE HUCK**

PRITCHARD LAW GROUP, LLC
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ATTORNEYS FOR RESPONDENTS

February 2, 2016
Charleston, South Carolina

PLEASE TAKE NOTICE, that Respondents, William Huck and Diane Huck, hereby designate the following matter to be included in the Record on Appeal in this case:

1. *Order Denying Motion to Alter or Amend Judgment Pursuant to Rule 59(e)* dated August 14, 2015, and filed August 18, 2015.
2. *Order Denying the Motion of Defendant Avtex Commercial Properties, Inc., for JNOV and the Motion of Defendant Avtex Commercial Properties, Inc., to Disclose Settlement and for Set-Off* dated July 23, 2015, and filed July 27, 2015.
3. *Judgment in a Civil Case* filed May 22, 2015.
4. *Stipulation of Dismissal* dated May 18, 2015, and filed May 20, 2015.
5. *Stipulation of Dismissal with Prejudice* filed June 1, 2015.
6. *Summons and Complaint* dated January 27, 2014, and filed January 28, 2014.
7. *Amended Summons and Amended Complaint* dated February 20, 2014, and filed February 20, 2014.
8. *Second Amended Summons and Second Amended Complaint* dated April 15, 2014, and filed April 15, 2014.
9. *Defendant Civil Site Environmental, Inc.'s, Answer to the Plaintiff's Amended Complaint* dated March 14, 2014, and filed March 17, 2014.
10. *Answer of Defendant Wings Over America, Inc., d/b/a Wild Wing Café* dated March 19, 2014, and filed March 19, 2014.
11. *Answer of Defendant Wings Over America, Inc., d/b/a Wild Wing Café to the Second Amended Complaint* dated April 17, 2014, and filed April 17, 2014.
12. *Answer to the Plaintiff's Second Amended Complaint* dated April 17, 2014, and filed April 18, 2014.
13. *Answer of Defendant Oakland Properties, LLC, and Avtex Commercial Properties, Inc., to Plaintiffs' Amended Complaint* dated April 21, 2014, and filed April 22, 2014.
14. *Answer of Defendant Oakland Properties, LLC, and Avtex Commercial Properties, Inc., to Plaintiffs' Second Amended Complaint* dated April 30, 2014, and filed May 1, 2014.
15. *Defendant Chandler Construction Services, Inc.'s Answer to Plaintiff's Second Amended Complaint* dated May 20, 2014, and filed May 22, 2014.
13. *Defendant Avtex Commercial Properties, Inc.'s, Motion for Judgment Notwithstanding the Verdict* dated June 3, 2015, and filed June 3, 2015.

14. *Defendant Avtex Commercial Properties, Inc.'s, Motion for Disclosure of Settlement, Motion for Setoff, and, in the Alternative, Motion to Determine Whether Settlements with Chandler Construction Services and Civil Site Environmental, Inc., Were Made in Good Faith* dated June 3, 2015, and filed June 3, 2015.
15. *Defendant Avtex Commercial Properties, Inc.'s, Memorandum in Support of Motion To Disclose Settlement, Memorandum in Support of Motion for Set-Off and, in the Alternative, Memorandum in Support of Motion to Determine Whether Settlements with Chandler Construction Services and Civil Site Environmental, Inc., Were Made in Good Faith*, dated June 3, 2015.
16. *Avtex Commercial Properties, Inc.'s Motion to Alter or Amend Judgment Pursuant to SCRPC 59(e)* dated August 7, 2015, and filed August 7, 2015.
17. *Defendant Avtex Commercial Properties, Inc.'s First Set of Interrogatories to Plaintiff William Huck*, dated May 19, 2014.
18. *Defendant Avtex Commercial Properties, Inc.'s First Set of Requests for Production to Plaintiff William Huck*, dated May 19, 2014
19. *Notice of Appeal* dated September 18, 2015, and filed September 21, 2015.
20. *Proof of ADR* dated March 30, 2015 and filed March 30, 2015.
21. *Letter of D. Summers Clarke II* dated October 19, 2015.
22. *Letter dated January 22, 2016, addressed to the Honorable Lisa A. Kinon from Daniel E. Shearouse, Clerk, South Carolina Supreme Court.*
23. *Proposed Amended Rule 8, SCADR.*

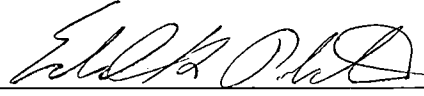
CERTIFICATE OF COUNSEL

The undersigned hereby certifies that the Designation of Matter to be Included in the Record on Appeal of Respondents, William Huck and Diane Huck, contains no matter which is irrelevant to the appeal of this action.

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CHANDLER CONSTRUCTION SERVICES, INC.,
AVTEX COMMERCIAL PROPERTIES, INC.,Defendants,

Of Whom AVTEX COMMERCIAL PROPERTIES, INC.,Appellant.

PROOF OF SERVICE

I hereby certify that I have served all counsel in this action with a copy of *DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL OF RESPONDENTS, WILLIAM HUCK AND DIANE HUCK* herein specified below by depositing a copy of the same in the United States Mail, postage prepaid, to their attorney of record as follows:

K. Michael Barfield, Esq.
D. Summers Clarke, II, Esq.
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