

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM YORK COUNTY

Court of Common Pleas

Daniel D. Hall, Circuit Court Judge

S. Jackson Kimball, Special Circuit Court Judge

RECEIVED

FEB 16 2016

SC Court of Appeals

Case No. 2015-CP-46-002460

Morningstar Fellowship Church,

Appellant/Respondent

v.

York County, South Carolina,

Respondent/Appellant

APPELLANT-RESPONDENT'S DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL

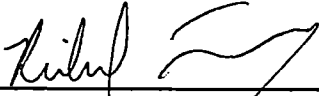
Appellant-Respondent Morningstar Fellowship Church proposes the following be included in the Record on Appeal:

1. Order of June 19, 2014
2. Order of February 3, 2015
3. Order of November 10, 2015
4. June 19, 2014 Hearing Transcript
5. September 18, 2014 Hearing Transcript
6. February 2, 2015 Hearing Transcript
7. October 27, 2015 Hearing Transcript
8. Transcript Excerpts from the Deposition of Rick Joyner
9. Transcript Excerpts from the Deposition of Dave Yarnes

10. Transcript Excerpts from the Deposition of Gerald Lee
11. Transcript Excerpts from the Deposition of Derrick Boyte
12. June 19, 2014 Affidavit of Dave Yarnes with Exhibits
13. June 19, 2014 Affidavit of Patrick Selvey
14. June 18, 2014 Affidavit of Rebecca Bowyer
15. August 13, 2014 Affidavit of David Yarnes
16. Complaint
17. Defendant's Answer and Counterclaims
18. Plaintiff's Reply
19. Defendant's Motion for Summary Judgment with Exhibits
20. Plaintiff's Response to Motion for Summary Judgment with Exhibits
21. Defendant's Motion to Exclude Damages
22. Plaintiff's Response to Motion to Exclude Damages
23. Defendant's Motion in Limine
24. Plaintiff's Response to Motion in Limine
25. Plaintiff's Pretrial Memorandum Including Proposed Exhibits
26. Defendant's Motion for Entry of Judgment
27. Plaintiff's Response to Motion for Entry of Judgment
28. Britt email, January 22, 2010, County production p. 657
29. Motz email, January 22, 2010, County production p. 656
30. Appellant/Respondent's February 4, 2015 First Notice of Appeal
31. Appellant/Respondent's November 12, 2015 Second Notice of Appeal

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

February 16, 2016


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PROOF OF SERVICE

I, Richard B. Fennell, certify that I have this day served Appellant/Respondent's Initial Brief and Designation of Matter for Record on Appeal upon the Respondent/Appellant by depositing a copy in the United States Mail, postage prepaid, addressed to their attorneys of record, Daniel J. Ballou, Morton & Gettys, LLC, P.O. Box 707, Rock Hill, SC 29731 and W. Keith Martens, Hamilton Martens, LLC, P.O. Box 10940, Rock Hill, SC 29731.

February 16, 2016


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SC Court of Appeals

Clerk of Court
South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

Re: Morningstar vs. York County, South Carolina
York County Case No. 2015-002460

Dear Sir or Madam:

Enclosed for filing please find one original and three copies of Appellant/Respondent's Initial Brief in the above referenced matter, as well as one original and three copies of Appellant/Respondent's Designation of Matter to Be Included in the Record on Appeal.

Thank you for your assistance, and please do not hesitate to contact me with any questions.

Sincerely,

Jennifer M. Houti

Enclosures