

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

The Honorable Larry B. Hyman, Jr.
Circuit Court Judge

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MAR 07 2016

SC Court of Appeals

APPELLATE CASE NO. 2015-001868

SKYDIVE MYRTLE BEACH, INC.Appellant

v.

HORRY COUNTY..... Respondent

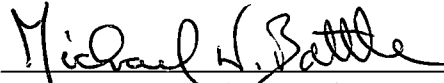
**RESPONDENT'S DESIGNATION OF MATTER TO BE INCLUDED IN
THE RECORD ON APPEAL**

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

1. Case Information Sheet Eviction
2. Application for Ejectment (Eviction)
3. PS Form 3811 Certified Return receipt – Robert Eastman
4. Letter dated April 28, 2014, David Bannard to Robert Eastman
5. Grand Strand Airport Space Use Permit
6. Copy Sheet for Check 1332 Sky Dive Myrtle Beach pay to the Order of Myrtle Beach Aviation - \$4800 dated 8/19/13 with notes.
7. Operating Permit to Provide Skydiving and Non-Emergency Parachute Operations To the General Public At the Grand Strand Airport.
8. Copy Certified Mail Receipt dated 4-2-14 & PS Form 3811
9. Motion to Remove filed June 13, 2014 Case # 2014CV261092444
10. Magistrate Summons dated June 13, 2014, Case # 2014CV261092444
11. Magistrate Summons dated July 8, 2014, Case # 2014CV261092444
12. Magistrate Summons dated July 21, 2014, Case # 2014CV261092444

12. Letter to Magistrate Christopher J. Arakas from Robert Eastman date July 18, 2014
13. Notice of Civil Appeal dated July 25, 2014 Magistrate Case # 2014CV261092444 assigned Common Pleas Case # 2014-CP-26-4965
14. Letter to Office of Chief Counsel from Robert Eastman dated February 24, 2014 RE: Part 16 Formal Complaint
16. Letter to Office of Chief Counsel from David Bannard dated March 4, 2014 RE: Part 16 Formal Complaint
17. Letter from US Department of Transportation, Randall Fiertz, dated March 18, 2014, to Robert Eastman
18. Motion for Consolidation Request for Injunctive Relief and Emergency Hearing Common Pleas Case # 2014-CP-26-1193
19. Bond to Stay Execution on Appeal Magistrate Case # 2014CV261092444
20. Magistrate Return on Appeal Common Pleas Case # 2014-CP-26-4965
21. Transcript of Record May 6, 2015 Common Pleas Case # 2014-CP-26-4965
22. Order Dismissing Magistrate's Appeal by Appellant dated May 26, 2015 Common Pleas Case # 2014-CP-26-4965
23. Order Dismissing Appellant's Motion to Reconsider Dismissal of Appeal dated July 16, 2015, Common Pleas Case # 2014-CP-26-4965
24. September 16, 2015 E-mail 72 hour notice to Vacate Hangar 7
25. Motion for Injunction and Stay of Ejectment Common Pleas Case # 2014-CP-26-4965
26. Transcript of Record dated September 22, 2015, Common Pleas Case # 2014-CP-26-4965
27. Order Denying Appellant's Motion for Injunction and Stay of Ejectment Common Pleas Case # 2014-CP-26-4965
28. Motion to Reconsider Order Denying Appellant's Motion for Injunction and Stay of Ejectment Common Pleas Case # 2014-CP-26-4965
29. Order Denying Motion to Reconsider Order Denying Appellant's Motion for Injunction and Stay of Ejectment Common Pleas Case # 2014-CP-26-4965
30. Notice of Appeal Common Pleas Case # 2014-CP-26-4965
31. Appellant's Complaint in *Skydive Myrtle Beach, Inc. (f/k/a Skydive Myrtle Beach, LLC) v. Horry County, Horry County Department of Airports, H. Randolph Haldi, Pat Apone, Tim Jackson, and Jack Teal, C.A. No. 2014-CP-26-1193*

32. Letter Agreement dated May 10, 2012 between Grand Strand Aviation/ Ramp 66 and Sky Dive of Myrtle Beach.



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Conway, SC 29526

Attorneys for Respondent

March 3, 2016

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APPELLATE CASE NO. 2015-001868

SKYDIVE MYRTLE BEACH, INC.Appellant

v.

HORRY COUNTY.....Respondent

PROOF OF SERVICE

Teresa Phillips certifies that she is an employee with the Battle Law Firm, LLC, representing Respondent, and that she has mailed the Initial Brief and Designation of Matter of behalf of Respondent to the addressee shown this 3rd day of March, 2016, with the proper postage attached thereto.

ADDRESSEE:

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Robert G. Eastman
Eastman & Associates
PO Box 180
Charleston, SC 29402

Signature Follows

Teresa Phillips

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SC Court of Appeals

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M. KIRK BATTLE
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March 3, 2016


The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
Post Office Box 116929
Columbia, SC 29211

RE: Skydive v. Horry County Appeal
Appellate Case No.: 2015-001868

Dear Madam Clerk:

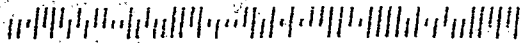
Enclosed please find Respondent's Initial Brief, Respondent's Designation of Matter and Proof of Service in the above referenced matter. By copy of this letter I am serving the attorneys for the Appellant with a copy of these documents. Please return a clocked copy of the Proof of Service. I have enclosed an extra copy of the Proof of Service, as well as a self-addressed, stamped envelope for your convenience.

Very truly yours,


Michael W. Battle

Enclosure stated

Cc: Robert Varnado
Robert Eastman
Arrigo Carotti



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1200 MAIN STREET
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CONWAY, SOUTH CAROLINA 29528-0530

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SC Court of Appeals

The Honorable Jenny Abbott Kitchings
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