

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas
14th Judicial Circuit

Marvin H. Dukes, III, Master In Equity

Appellate Case No. 2016-000537

RECEIVED
MAY 09 2016
SC Court of Appeals

TD Bank, N.A., Successor by Merger to
Carolina First Bank,

Respondent,

v.

Black Diamond, LLC; J. Christopher
Lindgren; David A. Brosman; Julie H.
King; and The Greenery, Inc., Defendants

Of Whom

Black Diamond LLC; J. Christopher
Lindgren; and David A. Brosman are

Appellants.

DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL

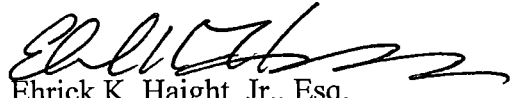
Appellants propose the following be included in the Record on Appeal:

1. Order Granting TD Bank's Motion to Strike of June 10, 2015;
2. Order Granting TD Bank's Motion for Summary Judgment of September 11, 2015;
3. Form 4 Order Denying Motion for Reconsideration of February 11, 2016;
4. Complaint (with Exhibits);
5. Answer of Appellants Lindgren and Black Diamond;
6. Answer of Appellant Brosman;

7. Appellants' Memorandum in Opposition to Motion to Strike dated January 12, 2015 (with Exhibits);
8. Exhibit 1 to Respondent TD Bank's Memorandum in Support of Motion for Summary Judgment dated January 9, 2015;
9. Appellants' Memorandum in Opposition to Motion for Summary Judgment dated February 25, 2015 (with Exhibits);
10. Appellants' Motion for Reconsideration of Order Striking Jury Trial Demand dated July 6, 2015;
11. Appellants' Motion for Reconsideration of Order Granting Summary Judgment dated September 21, 2015;
12. Appellants' Memorandum in Support of Motion for Reconsideration (Summary Judgment) dated October 2, 2015

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

May 5, 2016.



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and J. Christopher Lindgren

THE STATE OF SOUTH CAROLINA
In The Court of *Appeals*

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PROOF OF SERVICE

I certify that I have served Appellants' Initial Brief and Designation of Matter to be included in the Record on Appeal on the Respondent, TD Bank, N.A., by depositing a copy of it in the United States Mail, postage prepaid, to his attorney of record, Michael J. Bogle, Esq. on May 5, 2016, addressed to Womble, Carlyle, Sandridge & Rice, L.P., Post Office Box 10208, Greenville, SC 29603.

May 5, 2016.


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MEMBER, AMERICAN BAR ASSOCIATION
MEMBER, HHI CHAMBER OF COMMERCE

May 5, 2016

Hon. Jenny Abbott Kitchings
Clerk of Court, Court of Appeals
P.O. Box 11629
Columbia, SC 29211

RECEIVED

MAY 09 2016

SC Court of Appeals

Re: TD Bank, N.A. v. Black Diamond, LLC et al.
Appellate Case No. 2016-000537

Dear Ms. Kitchings:

Enclosed for filing are the following: Appellant's Initial Brief, Designation of Matter to be Included in the Record on Appeal, and Proof of Service. Please return a clocked copy of the foregoing documents to my attention. A self-addressed, stamped envelope, postage prepaid, is included for your convenience.

With kind regards, I remain

Yours very truly,
MINOR, HAIGHT & ARUNDELL, P.C.



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Enclosures

cc: Michael J. Bogle, Esq.
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