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THE STATE OF SOUTH CAROLINA
In the Court of Appeals

RECEIVED

APPEAL FROM THE OCONEE COUNTY
Court of Common Pleas

MAY 16 2016

SC Court of Appeals

The Honorable Alexander S. Macaulay

Appellate Case No. 2015-000392

STONELEDGE AT LAKE KEOWEE OWNERS' ASSOCIATION, INC., C. DAN CARSON, JEFFREY J. DAULER, JOAN W. DAVENPORT, MICHAEL FURNARI, DONNA FURNARI, JESSY B. GRASSO, NANCY E. GRASSO, ROBERT P. HAYES, LUCY H. HAYES, TY HIX, JENNIFER D. HIX, PAUL W. HUND, III, RUTH E. ISAAC, MICHAEL D. PLOURDE, MARY LOU PLOURDE, CAROL C. POPE, STEVEN B. TAYLOR, BETTE J. TAYLOR, AND ROBERT WHITE, INDIVIDUALLY AND ON BEHALF OF ALL OTHERS SIMILARLY SITUATED.....PLAINTIFFS,

OF WHOM STONELEDEGE AT LAKE KEOWEE OWNERS' ASSOCIATION, INC. IS THE RESPONDENT,

v.

IMK DEVELOPMENT CO., LLC, KEOWEE TOWNHOUSES, LLC, LUDWIG CORPORATION, LLC, SDI FUNDING, LLC, MEDALLION AT KEOWEE, LLC, INTEGRYS KEOWEE DEVELOPMENT, LLC, MARICK HOME BUILDERS, LLC, BOSTIC BROTHERS CONSTRUCTION, INC., MILLER/PLAYER & ASSOCIATES, JOHN LUDWIG, CLEAR VIEW CONSTRUCTION, LLC, MICHAEL FRANZ, MHC CONTRACTORS, MIGUEL PORRAS CHONCOAS, BUILDERS FIRST SOURCE SOUTHEAST GROUP, MIKE GREEN, SOUTHERN CONCRETE SPECIALTIES, CARL COMPTON D/B/A COMPTON ENTERPRIZE A/K/A COMPTON ENTERPRISES, GUNTER HEATING & AIR, ALL PRO HEATING, A/C & REFRIGERATION, LLC, COLEMAN WATERPROOFING, HEYWARD ELECTRICAL SERVICES, INC., TINSLEY ELECTRICAL, LLC, HUTCH N SON CONSTRUCTION, INC., CARL CATOE CONSTRUCTION, INC., T.G. CONSTRUCTION, LLC, DELFINO CONSTRUCTION, FRANCISCO JAVIER ZARATE D/B/A ZARATE CONSTRUCTION, ALEJANDRO AVALOS CRUZ, HERBERTO ACROS HERNANDEZ, MARTIN HERNANDEZ-AVILES, FRANCISCO VILLALOBOS LOPEZ, AMBROSIO MARTINEZ-RAMIREZ, ESTER MORAN MENTADO, SOCORRO CASTILLO MONTEL, UPSTATE UTILITIES, INC., SOUTHERN BASEMENTS, INC., MJG CONSTRUCTION AND HOMEBUILDERS, INC. D/B/A MJG CONSTRUCTION, KMAC, INC., D/B/A KMCA NORTH CAROLINA, EUFACIO GARCIA, EVERADO JARMAMILLO, GARCIA PARRA INSULATION, INC., J&J CONSTRUCTION, JOSE NINO, JOSE MANUEL GARCIA, EASON CONSTRUCTION, INC., AND VINCENT MORALES D/B/A MORALES MASONRY,DEFENDANTS,

OF WHOM MARICK HOME BUILDERS, LLC, AND RICK THOENNES ARE THE APPELLANTS,

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

The Respondent, Stoneledge at Lake Keowee Owners' Association, Inc. proposes the following to be included in the Record on Appeal:

1. Order granting motion for separate trials of August 28, 2013;
2. Trial Transcript pp. 216-221, 219, 297-299, 303-305, 323, 416, 419-420, 464-495, 498-506, 528-923, 1021,1050, 1110, 1139, 1146-1149, 1050, 1151, 1165-1170, 1387-1389, 1443, 1460-1462, 1491, 1512-1513, 1586-1589, 1667-1669, 1744, 1746-1747, 1755-1756, 1763-1764, 1772-1774;
3. Trial Exhibit P-2, P-3, P-4, P-7, P-16, P-22, P-27, P-28, P-30;
4. Trial Exhibit DB-4;
5. Final Judgment, Jury Verdict Form and Apportionment Form dated November 8, 2013;
6. Plaintiff's Motion to Alter or Amend Judgment dated November 18, 2013;
7. Letter of Lyles dated November 25, 2013;
8. Transcript of Record dated April 10, 2014;
9. Form 4 Order signed by Judge Macaulay filed January 30, 2015 amending prior Form 4 Judgment;
10. Order Denying Defendants' Post-Trial Motions filed January 30, 2015.

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

LYLES & LYLES, LLC

By: _____

Robert T. Lyles, Jr.

342 East Bay Street

Charleston, SC 29401

(843) 577-7730

rtl@lylesfirm.com

Counsel for the Respondents.

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OF WHOM STONELEDEGE AT LAKE KEOWEE OWNERS' ASSOCIATION, INC. IS THE RESPONDENT

v.

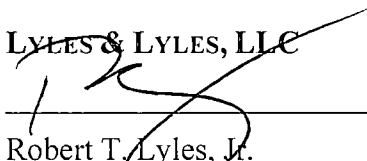
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OF WHOME MARICK HOME BUILDERS, LLC, AND RICK THOENNE ARE THE APPELLANTS,

PROOF OF SERVICE

I certify that I have served the Respondent's Designation of Matter to be included in the Record on Appeal upon the Appellants by depositing a copy of same in the United States Mail, First Class postage prepaid, on May 13, 2016, addressed to Appellants' attorneys of record, Jason M., The Ward Law Firm, P.A., Post Office Box 5663, Spartanburg, SC 29304.

LYLES & LYLES, LLC



Robert T. Lyles, Jr.
S.C. Bar No: 10299
342 East Bay Street
Charleston, SC 29401
(843) 577-7730
rtl@lylesfirm.com
Counsel for Respondents

Jason M. Imhoff
S.C. Bar No: 69355
C. Reed Teague
S.C. Bar No: 79933
Chad M. Grahm
S.C. Bar No: 11569
The Ward Law Firm, P.A.
Post Office Box 5663
Spartanburg, SC 29304
(864) 582-3075
Counsel for Appellants

LYLES & LYLES, LLC

ATTORNEYS AT LAW

342 East Bay Street

P.O. Box 773 (29402)

Charleston, South Carolina 29401

Telephone: (843) 577-7730

Facsimile: (843) 577-7172

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SC Court of Appeals

Direct: (843) 735-5560

mailto:rl@lylesfirm.com

Robert T. Lyles
Member

May 13, 2016

Via US Mail

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

Re: *Stoneledge vs. IMK Development (Marick Home Builders, LLC and Rick Thoennes)*

Appellate Case Number: 2015-000392

Dear Ms. Kitchings:

Enclosed for filing with regard to the above-referenced matter, please find the following:

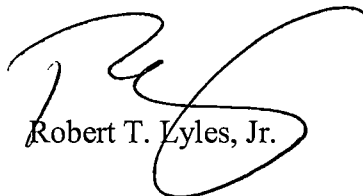
- 1.) Initial Brief of Respondents at Stoneledge at Lake Keowee Owners' Association, Inc. with Proof of Service; and
- 2.) Designation of Matter to be Included in the Record on Appeal with Proof of Service.

By copy of this letter I am providing the enclosure to all counsel of record by mail as set forth in the Proof of Service included with the Brief and Designation of Matter.

Thank you, and with kindest regards, I remain

Very truly yours,

LYLES & LYLES, LLC



Robert T. Lyles, Jr.

RTL/eb

Enclosures (as stated above)

cc: Counsel of Record