

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Tanya A. Gee, Circuit Court Judge

Appellate Case No.
Case No. 2015-CP-40-01082

RECEIVED
APR 29 2016
SC Court of Appeals

Karl T. Harbath,Respondent,

v.

Stephen Sanders, Bennett-Hall Co., Inc., Sunbelt Rentals, Inc., Defendants,

Of whom Bennett-Hall Co., Inc. is theAppellant.

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

Pursuant to Rule 209, of the South Carolina Appellate Court Rules, Appellant Bennett-Hall Co., Inc. designates the following items for inclusion in the Record on Appeal:

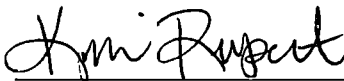
1. Order Striking Portions of the Amended Answer of Defendant of [sic] Bennett-Hall Co., Inc. dated October 13, 2015;
2. Amended Order Striking Portions of the Amended Answer of Defendant of [sic] Bennett-Hall Co., Inc. dated December 10, 2015;
3. Summons and Complaint;
4. Answer of Bennett-Hall Co., Inc.;
5. Amended Answer and Third-Party Complaint of Bennett-Hall Co., Inc.;
6. Plaintiff's Motion to Strike Amended Answer of Bennett-Hall Co., Inc.;

7. Bennett-Hall Co., Inc.'s Response to Plaintiff's Motion to Strike Amended Answer;
8. Bennett-Hall Co., Inc.'s Motion to Reconsider the Order Striking Portions of the Amended Answer of Defendant Bennett-Hall Co., Inc. and Supporting Memorandum of Law in Support of Motion to Reconsider;
9. Transcript of Record from September 29, 2015 Hearing on Plaintiff's Motion to Strike Amended Answer of Bennett-Hall Co., Inc.

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

Respectfully submitted,

COLLINS & LACY, P.C.

By: 

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ATTORNEYS FOR APPELLANT

BENNETT-HALL CO., INC.

April 29, 2016
Columbia, South Carolina

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

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APR 29 2016

Tanya A. Gee, Circuit Court Judge

SC Court of Appeals

Appellate Case No. 2015-002566
Case No. 2015-CP-40-01082

Karl T. Harbath,Respondent,

v.

Stephen Sanders, Bennett-Hall Co., Inc., Sunbelt Rentals, Inc., Defendants,

Of whom Bennett-Hall Co., Inc. is theAppellant.

PROOF OF SERVICE

I hereby certify that I served a copy of the Appellant Bennett-Hall Co., Inc.'s Designation of Matter to be Included in the Record on Appeal upon all parties, by placing a copy in the United States mail, postage prepaid, to all counsel of record on April 29, 2016, addressed to the following:

COUNSEL SERVED:

Melissa G. Mosier, Esq.
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*Counsel for Third-Party Defendant, Black
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Respectfully submitted,
COLLINS & LACY, P.C.

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ATTORNEYS FOR APPELLANT BENNETT-
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April 29, 2016
Columbia, South Carolina



Kerri A. Rupert | D: 803.255.0421 | E: krupert@collinsandlacy.com

April 29, 2016

VIA HAND DELIVERY

The Honorable Jenny A. Kitchings
South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

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SC Court of Appeals

Re: *Karl T. Harbath v. Stephen Sanders, Bennett-Hall Co., Inc., and Sunbelt Rentals, Inc.*
Civil Action No. 2015-CP-40-01082
Claim No. 550-081747-001
C&L File No. 000001-02261

Dear Ms. Kitchings:

Please find enclosed for filing the original and two (2) copies of the Initial Brief of Appellant and Appellant's Designation of Matter to be Included in the Record on Appeal, as well as Proofs of Service for each, in the above-referenced matter. Please return the filed copies of each to me via my courier.

By copy of this letter, a copy of the same is being served upon all counsel of record.

Thank you for time and attention.

Respectfully,

A handwritten signature in cursive script that reads "Kerri A. Rupert".

Kerri A. Rupert

KAR:srm
Enclosures

cc: Melissa G. Mosier, Esquire
Thomas McRoy Shelley, Esquire
Catherine Wrenn, Esquire
Catherine Garbee Griffin, Esquire