

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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JUN 15 2016

APPEAL FROM CHARLESTON COUNTY  
COURT OF COMMON PLEAS

SC Court of Appeals

The Hon. J.C. Nicholson, Jr., Circuit Court Judge

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CASE NO. 2016-000424

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C. GORDON LOVINGOOD, JR., C3 INVESTMENTS, INC., and PPC12, LLC

Appellants,

v.

VICTOR APAT, ANTHONY MCALLISTER, J. ERIC WADE d/b/a CT TOURING,  
and PEARL CO. SC, LLC, Defendants, of whom,

ANTHONY MCALLISTER; J. ERIC WADE d/b/a CT TOURING;  
and PEARL CO. SC, LLC are

Respondents.

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APPELLANTS' DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD

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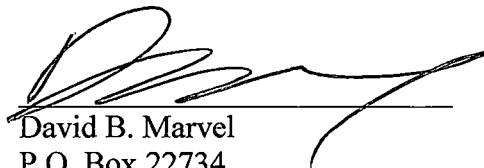
David B. Marvel  
P.O. Box 22734  
Charleston, South Carolina 29413  
Ph. (843) 853-4877  
Fax (843) 380-3025  
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**Document Title**

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1. December 1, 2015 - Order Granting Defendants' Motion for Summary Judgment and Granting Plaintiffs' Motion for Partial Summary Judgment
2. January 27, 2016 - Order Denying Plaintiffs' Motion for New Trial and to Alter and Amend the Judgment filed on December 16, 2015.
3. June 30, 2015 - Order Pursuant to Rule 40(j), SCRPC
4. August 29, 2013 - Summons and Complaint
5. November 15, 2013 - Answer, Counterclaim and Cross-claim of Defendants' Anthony McAllister, J. Eric Wade d/b/a/ CT Touring and Pearl Co. SC, LLC
6. February 18, 2014 - Plaintiffs' Reply to Defendant's Counterclaims
7. October 19, 2015 - Transcript of Hearing
8. May 22, 2015 - Defendants' Motion for Summary Judgment
9. October 15, 2015 - Defendants' Memorandum in Support of Motion for Summary Judgment
10. October 23, 2015 - Memorandum in Opposition to Defendants' Motion for Summary Judgment
11. September 8, 2015 - Plaintiffs' Motion for Partial Summary Judgment
12. October 26, 2015 - Defendants' Reply to Plaintiffs' Memorandum in Opposition To Defendants' Motion for Summary Judgment
13. October 26, 2015 - Memorandum in Support of Plaintiffs' Motion for Partial Summary Judgment
14. October 27, 2015 - Defendants' Response to Memorandum in Support of Plaintiffs' Motion for Partial Summary Judgment
15. December 16, 2015 - Plaintiffs' Motion for New Trial and to Alter and Amend the Judgment
16. March 16, 2016 - Notice of Appeal

RESPECTFULLY SUBMITTED:



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Charleston, South Carolina  
June 13, 2016

RECEIVED

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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JUN 15 2016

SC Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
COURT OF COMMON PLEAS

The Hon. J.C. Nicholson, Jr., Circuit Court Judge

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CASE NO. 2016- 000474

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C. GORDON LOVINGOOD, JR., C3 INVESTMENTS, INC., and PPC12, LLC

Appellants,

v.

VICTOR APAT, ANTHONY MCALLISTER, J. ERIC WADE d/b/a CT TOURING,  
and PEARL CO. SC, LLC, Defendants, of whom,

ANTHONY MCALLISTER; J. ERIC WADE d/b/a CT TOURING;  
and PEARL CO. SC, LLC are

Respondents.

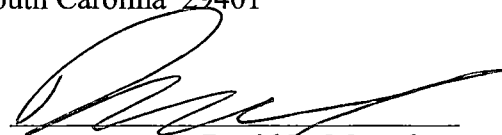
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CERTIFICATE OF SERVICE

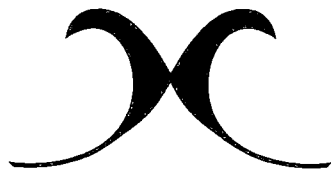
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The undersigned hereby certifies that on this Thirteenth day of June, 2016, I served respondents' counsel with Appellant's Initial Brief and Designation of Matter to be Included in the Record by mailing a copy to their counsel, Trudy H. Robertson and Brandon Gaskins, by U.S. Mail, postage prepaid, at the following address:

Moore Van Allen  
78 Wentworth Street  
Charleston, South Carolina 29401



David B. Marvel



## DAVID B. MARVEL

Attorney at Law • Proctor in Admiralty  
Certified Civil and Federal Court Mediator  
Admitted to Practice in South Carolina and Georgia

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June 13, 2016

**RECEIVED**  
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SC Court of Appeals

**Via Federal Express**

Jenny Abbott Kitchings, Clerk of Court  
South Carolina Court of Appeals  
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Re: C. Gordon Lovingood, Jr. v. Victor Apat  
Case No. 2016-000474

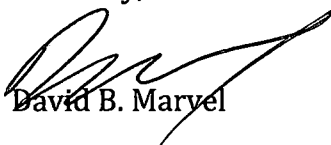
Dear Ms. Kitchings,

I hope this letter finds you well. I have enclosed an original and one copy of Appellants' Initial Brief and the Designation of Matter in this case, along with a Certificate of Service

Please file these documents in your usual prompt and efficient manner, and return a clocked copy to me in the self-addressed, postage paid envelope provided. If you have any questions, comments, or concerns, please do not hesitate to contact me at any time.

With best regards, I remain

Sincerely,



David B. Marvel

DBM/ad  
Enclosures

Cc: Brandon Gaskins, Attorney for the Respondents

ORIGIN ID: CHSA (843) 853-4877  
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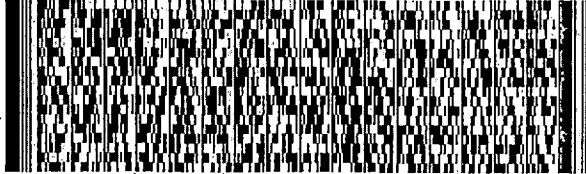
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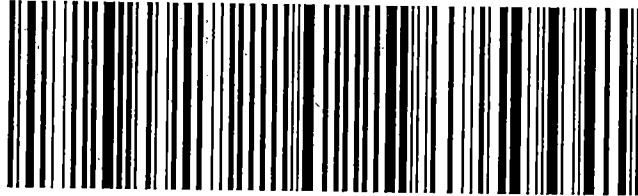
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