

RECEIVED

JUL 18 2016

SC Court of Appeals

IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

The Honorable Edward W. Miller, Circuit Court Judge

Appellate Case No.: 2016-000584

CJR Resources, Inc. f/k/a Ron's Building Materials, Inc.....Respondent,

v.

Commercial & Industrial Floors, Inc. and Dabney Maides.....Appellants,

v.

Christopher M. Keel.....Respondent.

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

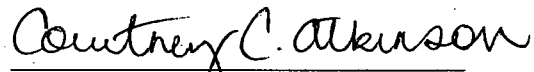
COME NOW RESPONDENTS, CJR Resources, Inc. and Christopher M. Keel, who by and through their undersigned counsel, hereby submit their Designation of Matter, pursuant to Rules 208 and 209, SCACR, setting forth the documents to be included in the Record on Appeal as follows, all of which are filed in the lower court under case number 2013-CP-23-05778;

1. CJR Resources' Summons and Complaint filed October 28, 2013;
2. Dabney Madies' Answer, Counterclaim & Third-Party Complaint and Service filed December 18, 2013;
3. Commercial & Industrial Floors, Inc. Answer, Counterclaim & Third-

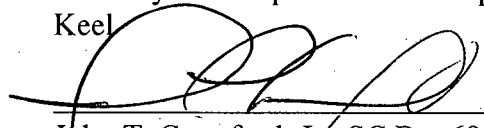
- Party Complaint and Service filed December 28, 2013;
4. CJR Resources, Inc. Reply/Service to Defendants' Counterclaim filed January 22, 2014;
 5. Christopher M. Keel's Answer to Defendants' Third-Party Complaint filed March 26, 2014;
 6. Christopher M. Keel's Motion to Dismiss filed March 26, 2014;
 7. Affidavit of Dabney Maides filed May 14, 2014;
 8. Commercial & Industrial Floors, Inc. and Dabney Maides' Reply to Third-Party Defendant's Counterclaims filed May 20, 2014;
 9. Consent Order Compelling Production of Discovery Responses filed July 9, 2015;
 10. Deposition transcript of Dabney Maides dated August 19, 2015, p.13, ll. 13-25, p.17, ll.19-21, p. 37, ll.7-25, p. 38, ll.1-14, p. 45 ll. 8-13, p. 46, ll. 14-22, p. 55, ll. 2-12, p. 56, ll. 4-6, p. 61, ll.7-11, p. 63, ll. 11-25, p. 64, ll. 1-13, p. 67, ll. 6-20, p. 69, p. 71, p. 72, p. 73, p. 74, p. 76, ll. 20-25, p. 77, ll. 1-20, p. 78, ll. 16-20, p. 80, ll. 17-25, p. 81, ll. 1-14, p. 84, p. 85, ll. 14-25, p. 86, ll. 19-25, p. 89, ll. 4-16.
 11. Christopher M. Keel's Motion for Summary Judgment filed September 25, 2015;
 12. CJR Resources, Inc. Motion for Summary Judgment filed September 29, 2015;
 13. Christopher M. Keel Memorandum in Support of Third-Party Defendant's Motion for Summary Judgment filed October 6, 2015;

14. Affidavit plus all exhibits of Dabney Maides filed October 30, 2015;
15. Transcript of November 3, 2015 Summary Judgment hearing;
16. Order granting Summary Judgment filed December 16, 2015;
17. Motion to Alter or Amend Judgment filed January 4, 2016;
18. CJR Resources, Inc., Rons Building Materials, Inc., and Christopher M. Keel's joint Reply in Opposition to Defendants' Motion to Alter or Amend filed January 14, 2016;
19. Order denying Defendants' Motion to Alter or Amend Judgment filed February 23, 2016.

Respectfully submitted,



Courtney C. Atkinson, SC Bar 71992
Metcalf & Atkinson, LLC
9 Toy Street
Greenville, SC 29601
(864) 214-2319
catkinson@malawfirm.com
Attorney for Respondent Christopher M.
Keel



John T. Crawford, Jr., SC Bar 69682
Kenison, Dudley & Crawford, LLC
704 E. McBee Street, Suite 600
Greenville, SC 29601
Attorney for Respondent CJR Resources,
Inc.

Greenville, South Carolina
July 13, 2016

IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals

RECEIVED

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

JUL 18 2016
SC Court of Appeals

The Honorable Edward W. Miller, Circuit Court Judge

Appellate Case No.: 2016-000584

CJR Resources, Inc. f/k/a Ron's Building Materials, Inc.....Respondent,

v.

Commercial & Industrial Floors, Inc. and Dabney Maides.....Appellants,

v.

Christopher M. Keel.....Respondent.

CERTIFICATION

I hereby certify, pursuant to Rule 209(c), that the Designation of Matter to be
Included in the Record on Appeal contains no matter which is irrelevant to the appeal.

July 13, 2016

Courtney C. Atkinson

Courtney C. Atkinson, SC Bar 71992

Metcalf & Atkinson, LLC

9 Toy Street

Greenville, SC 29601

(864) 214-2319

Attorney for Respondent Christopher Keel

IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals

RECEIVED

JUL 18 2016

SC Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

The Honorable Edward W. Miller, Circuit Court Judge

Appellate Case No.: 2016-000584

CJR Resources, Inc. f/k/a Ron's Building Materials, Inc.....Respondent,

v.

Commercial & Industrial Floors, Inc. and Dabney Maides.....Appellants,

v.

Christopher M. Keel.....Respondent.

PROOF OF SERVICE

The undersigned hereby certifies that on the date indicated below she served counsel for the Appellants with a copy of the Respondent's Designation of Matter to be Included in the Record on Appeal by mailing copies of the same by United States Mail with first class postage prepaid to the following address.

William McKibbon, III
601 E. McBee Avenue
Greenville, SC 29601

July 14, 2016

Courtney C. Atkinson
Courtney C. Atkinson, SC Bar 71992
Metcalf & Atkinson, LLC
9 Toy Street
Greenville, SC 29601
(864) 214-2319
Attorney for Respondent Christopher Keel

METCALFE & ATKINSON, LLC

ATTORNEYS AT LAW

July 14, 2016

RECEIVED

JUL 18 2016

SC Court of Appeals

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

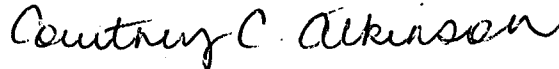
**Re: CJR Resources, Inc. f/k/a Ron's Building Materials, Inc. v. Commercial & Industrial Floors, Inc. and Dabney Maides
Appellate No.: 2016-000584**

Dear Ms. Kitchings:

Enclosed for filing please find the original and two (2) copy of Respondent's Designation of Matter to be Included in the Record on Appeal and Initial Brief in the above-referenced case.

I would very much appreciate your filing same and returning the copies to me in the enclosed self-addressed stamped envelope. Should you have any questions or concerns, please do not hesitate to contact me.

Sincerely,



Courtney C. Atkinson
catkinson@malawfirm.com

CCA/awr

Enclosure

cc: John Crawford, Esq.
William McKibbin, III, Esq.



1024



29201

U.S. POSTAGE
PAID
GREENVILLE, SC
29602
JUL 14, 16
AMOUNT

\$6.80
R2304M110659-09

METCALFE & ATKINSON, LLC

ATTORNEYS AT LAW

9 TOY STREET • PO BOX 1826 (29602)
GREENVILLE SC 29601

S

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

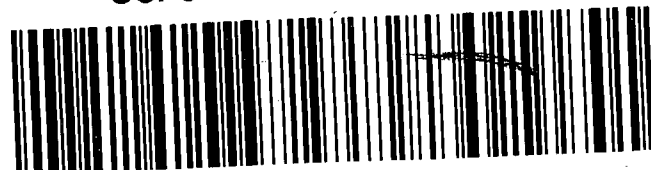
RECEIVED

JUL 18 2016

SC Court of Appeals

Expected Delivery Day: 07/16/2016

USPS TRACKING NUMBER



9505 5134 3509 6196 0057 69

PRIORITY MAIL

TRACKED INSURED



For Domestic Use Only

Label 107R, July 2013