

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas
R. Markley Dennis, Jr., Circuit Court Judge

Appellate Case No. 2015-002187

RECEIVED
JUL 28 2016
SC Court of Appeals

Sea Island Food Group, LLC d/b/a Squeeze, Appellant,

v.

Yaschik Development Company, Inc. d/b/a Yaschik Enterprises,
Hilton Smith, East Bay Company, LTD, Thomas M. Ervin,
and Michael J. Quillen Family Limited Partnership, Defendants,

Of Whom Hilton Smith and East Bay Company, LTD are Respondents.

Quillen Enterprises, LLC d/b/a The Brick, Appellant,

v.

Yaschik Development Company, Inc., d/b/a Yaschik Enterprises,
Hilton Smith, East Bay Company, LTD and Michael J. Quillen Family
Limited Partnership, Defendants,

Of Whom Hilton Smith and East Bay Company, LTD are Respondents.

Michael J. Quillen Family Limited Partnership, Third-Party Plaintiff,

v.

Top of the Bay, Inc., d/b/a Club Light, Third-Party Defendant.

Top of the Bay, Inc., d/b/a Club Light, Fourth-Party Plaintiff,

v.

Yaschik Development Company, Inc., d/b/a Yaschik Enterprises, Fourth-Party
Defendant.

DESIGNATION OF MATTER TO BE INCLUDED IN RECORD ON APPEAL

The Respondents, Hilton Smith and East Bay Company, LTD, propose the following be included in the Record on Appeal:

1. First Amended Complaint filed May 13, 2015;
2. Motion to Dismiss First Amended Complaint filed June 12, 2015;
3. Answer of Yaschik Development Company, Inc. to First Amended Complaint dated June 12, 2015;
4. Order Granting Motion to Dismiss filed July 14, 2015;
5. Master Lease, Exhibit 1 to First Amended Complaint;
6. Squeeze Sublease, Exhibit 2 to First Amended Complaint;
7. Brick Sublease, Exhibit 3 to First Amended Complaint;
8. Assumption Letter, Exhibit 4 to First Amended Complaint;
9. Termination Letter, Exhibit 5 to First Amended Complaint;
10. Yaschik Enterprises Memorandum dated May 31, 2015.

Respectfully submitted,

WOMBLE CARLYLE SANDRIDGE & RICE, LLP



Charles J. Baker III (S.C. Bar No. 486)
P.O. Box 999
5 Exchange St.
Charleston, South Carolina 29402 (29401)
(843) 722-3400
Attorneys for Respondents

CHARLESTON, SC

July 26, 2016

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

R. Markley Dennis, Jr., Circuit Court Judge

Appellate Case No. 2015-002187

Sea Island Food Group, LLC d/b/a Squeeze, Appellant,

v.

Yaschik Development Company, Inc. d/b/a Yaschik Enterprises,
Hilton Smith, East Bay Company, LTD, Thomas M. Ervin,
and Michael J. Quillen Family Limited Partnership, Defendants,

Of Whom Hilton Smith and East Bay Company, LTD are Respondents.

Quillen Enterprises, LLC d/b/a The Brick, Appellant,

v.

Yaschik Development Company, Inc., d/b/a Yaschik Enterprises,
Hilton Smith, East Bay Company, LTD and Michael J. Quillen Family
Limited Partnership, Defendants,

Of Whom Hilton Smith and East Bay Company, LTD are Respondents.

Michael J. Quillen Family Limited Partnership, Third-Party Plaintiff,

v.

Top of the Bay, Inc., d/b/a Club Light, Third-Party Defendant.

Top of the Bay, Inc., d/b/a Club Light, Fourth-Party Plaintiff,

v.

Yaschik Development Company, Inc., d/b/a Yaschik Enterprises, Fourth-Party
Defendant.

RECEIVED

JUL 28 2016

SC Court of Appeals

PROOF OF SERVICE

I certify that I have served the *Initial Brief of Respondents, Certificate of Compliance and Designation of Matter of Respondents* on the Appellants, Sea Island Food Group, LLC d/b/a Squeeze and Quillen Enterprises, LLC d/b/a The Brick, by depositing copies in the United States Mail, postage prepaid, on July 26, 2016, addressed to their attorney of record, M. Brooks Derrick, Post Office Box 967, Simpsonville, South Carolina 29681.

July 26, 2016

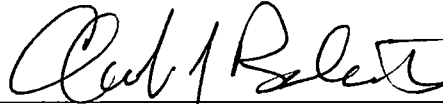


Charles J. Baker III (S.C. Bar No. 486)
Womble Carlyle Sandridge & Rice, LLP
Post Office Box 999
Charleston, South Carolina 29402
(843) 722-3400
Attorneys for Respondents

CERTIFICATE OF COMPLIANCE

I hereby certify that pursuant to SCRAP 209(c), the attached **DESIGNATION OF MATTER TO BE INCLUDED IN RECORD ON APPEAL** does not contain any matter irrelevant to this appeal.

WOMBLE CARLYLE SANDRIDGE & RICE, LLP



Charles J. Baker III (S.C. Bar No. 486)

P.O. Box 999

5 Exchange St.

Charleston, South Carolina 29402 (29401)

(843) 722-3400

Attorneys for Respondents

CHARLESTON, SC

July 26, 2016