

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

The Honorable L. Casey Manning, Circuit Court Judge

Case No. 2014-CP-40-07037

RECEIVED

AUG 05 2016

SC Court of Appeals

Century Capital Group, LLC, Appellant,

v.

Midtown Development Group, LLC,
Richland Joint Venture Group, LLC,
Windsor Richland Mall, L.P. and BRC
Richland, LLC..... Respondents.

DESIGNATION OF MATTERS TO BE INCLUDED IN THE RECORD ON APPEAL

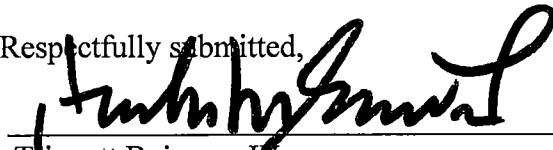
Respondents propose the following be included in the Record on Appeal:

1. Reciprocal Easement, Covenant, Operation and Restriction Agreement and Declaration;
2. Settlement Agreement and Mutual Release between Spirit SPE Columbia, LLC and Century Capital Group, LLC;
3. Spirit SPE Columbia, LLC's Third Amended Complaint;
4. Century Capital Group, LLC's Second Amended Complaint;
5. Defendant Midtown Development Group, LLC's Memorandum in Support of its Motion for Summary Judgment;
6. Defendant Richland Joint Venture Group, LLC's Memorandum in Support of its Motion for Summary Judgment;
7. Defendant Windsor Richland Mall, LP's Memorandum in Support of its Motion for Summary Judgment;
8. Affidavit of William B. Walkup;
9. Plaintiff Century Capital Group, LLC's Memorandum in Opposition to Defendants' Motions for Summary Judgment;
10. Order Granting Defendant Midtown Development Group, LLC's Motion for Summary Judgment, September 16, 2015;

11. Order Granting Defendant Richland Joint Venture Group, LLC's Motion for Summary Judgment, September 16, 2015;
12. Order Granting Defendant Windsor Richland Mall, L.P.'s Motion for Summary Judgment, September 17, 2015;
13. Plaintiff Century Capital Group, LLC's Motion to Alter or Amend Summary Judgment Granted to Defendant Windsor Richland Mall, L.P.;
14. Plaintiff Century Capital Group, LLC's Motion to Alter or Amend Summary Judgment Granted to Defendant Richland Joint Venture Group, LLC;
15. Plaintiff Century Capital Group, LLC's Motion to Alter or Amend Summary Judgment Granted to Defendant Midtown Development Group, LLC;
16. Order Denying Plaintiff's Motions to Alter or Amend Summary Judgment, February 23, 2016;
17. Transcript of Proceedings.

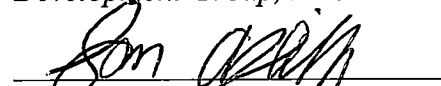
I/we certify that this designation contains no matter which is irrelevant to this appeal.

Respectfully submitted,



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Heath M. Stewart, III
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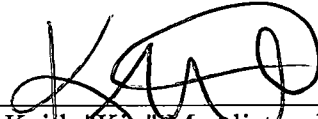
*Attorneys for Respondent Midtown
Development Group, LLC*



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Joint Venture Group, LLC*

Additional Signature Page Follows



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*Attorney for Respondent Windsor Richland
Mall, L.P.*

August 5, 2016

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

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The Honorable L. Casey Manning, Circuit Court Judge **SC Court of Appeals**

Case No. 2014-CP-40-07037

Century Capital Group, LLC,Appellant,

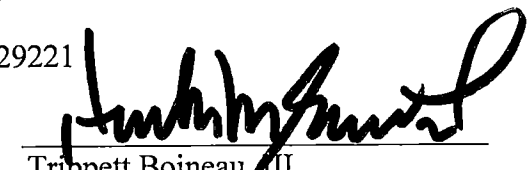
v.

Midtown Development Group, LLC,
Richland Joint Venture Group, LLC,
Windsor Richland Mall, L.P. and BRC
Richland, LLC..... Respondents.

PROOF OF SERVICE

I certify that I have served the Designation of Matters to be Included in the Record on Appeal by depositing a copy of the same in the United States Mail, postage prepaid, on the 5th day of August, 2016 addressed to Appellant's attorney of record:

J. Ryan Oates, Esquire
McCabe Trotter and Beverly, PC
Post Office Box 212069
Columbia, South Carolina 29221


Trippett Boineau, III
~~Heath M. Stewart, III~~
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*Attorneys for Respondent Midtown
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Reply To

HEATH M. STEWART, III
Direct Dial: (803) 227-2285
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August 5, 2016

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AUG 05 2016

SC Court of Appeals

HAND DELIVERED

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

RE: Century Capital Group, LLC v. Midtown Development Group, LLC,
Richland Joint Venture Group, LLC, Windsor Richland Mall, LP, and BRC
Richland, LLC
Civil Action No.: 2014-CP-40-07037 (Richland)
Date of Incident: February 16, 2010
Carrier Claim No.: E2G7881001G001001
MGC File No.: 20527.14371

Dear Ms. Kitchings:

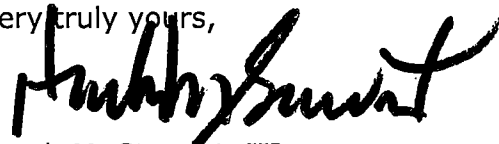
I hope you are doing well. Enclosed please find the original and one (1) copy of Respondents Midtown Development Group, LLC, Richland Joint Venture Group, LLC, Windsor Richland Mall, LP's Designation of Matters to be Included in the Record on Appeal in the above-referenced matter. I would appreciate you filing the original and returning a clocked-in copy to my office via my courier.

By copy of this correspondence, I am this date providing counsel of record with a copy of the Designation of Matters to be Included in the Record on Appeal so that they may be aware of my communication and request to your office.

I appreciate your assistance and attention in this regard. Please do not hesitate to contact me should you have any questions, concerns or need any additional information regarding this or any other matter.

With best personal regards, I am,

Very truly yours,



Heath M. Stewart, III

HMS/caw
Enclosures

cc: J. Ryan Oates, Esquire
D. Cravens Ravenel, Esquire and Jonathan B. Asbill, Esquire
A. Keith "Kip" McAlister, Jr., Esquire and Williams Mullen, Esquire