

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas  
The Honorable Mikell R. Scarborough, Master-In-Equity

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Case No. 2010-CP-10-1602

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OCT 22 2012

SC Court of Appeals

Commissioner of Public Works of the Town  
of Mount Pleasant, South Carolina,

*Respondent,*

-v-

Henry Swinton, Jr., Leroy Swinton, Earsilee Nesbit,  
Jack Swinton, Charles Swinton, Nathaniel Swinton  
and James Swinton

*Appellants.*

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

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

- a. Affidavit of Service by Process Server (filed Feb. 26, 2010)
- b. Order of Reference of Judge Markley Dennis (filed Sept. 13, 2010)

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

ROSEN, ROSEN & HAGOOD, LLC.

By: 

James A. Bruorton, IV

Timothy J.W. Muller

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Charleston, SC 29401

(843) 577-6726

ATTORNEYS FOR RESPONDENT

Charleston, South Carolina

October 18, 2012

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**PROOF OF SERVICE**

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I certify that on October 18, 2012, I have served a copy of the Respondent's Initial Brief and Designation of Matter to be Included in the Record on Appeal on the Appellants by causing a copy of the same to be deposited in the U.S. Mail with adequate first-class postage affixed thereto and addressed to Appellants' attorney of record as follows:

Christopher L. Murphy, Esquire  
123 Meeting St.  
Charleston, South Carolina, 29401-2217

ROSEN, ROSEN & HAGOOD, LLC

A handwritten signature in black ink, appearing to read "James A. Bruorton, IV", written over a horizontal line.

James A. Bruorton, IV  
Timothy J.W. Muller  
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