

**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

Appeal from Charleston County
Court of Common Pleas
Brian C. Duffy, Special Referee

Appellate Case No. 2016-001308
Trial Court Case No. 2015-CP-10-2616

RECEIVED

SEP 19 2016

SC Court of Appeals

Patricia Danyeal Emory,

Respondent,

v.

Grace Hospitality, LLC, JHM Enterprises, Inc.,
and JHM Hotels, LLC d/b/a Charleston Marriott,

Appellants.

APPELLANTS' DESIGNATION OF MATTER

YOUNG CLEMENT RIVERS, LLP
Stephen L. Brown (SC Bar No. 66468)
Duke R. Highfield (SC Bar No. 64224)
Russell G. Hines (SC Bar No. 72100)
25 Calhoun Street, Suite 400
Charleston, South Carolina 29401
P.O. Box 993 (29402)
(843) 720-5488

Counsel for Appellants

Other Counsel of Record for Appellants:

Reynolds H. Blankenship, Jr.
WALKER REIBOLD
P.O. Box 61140
Columbia, SC 29260
(803) 454-0955

The Appellants propose the following to be included in the Record on Appeal (excepting duplicative material):

Orders, Judgments, Decrees, or Decisions

1. Entry of Default Against Defendants Grace Hospitality, LLC, JHM Enterprises, Inc., and JHM Hotels, LLC d/b/a Charleston Marriott and Order of Referral to Special Referee filed September 24, 2015;
2. Order Denying Defendants' Motion to Set Aside and Vacate Entry of Default and Vacate Order of Referral to Special Referee filed March 22, 2016;
3. Order of Default Judgment Against Defendants Grace Hospitality, LLC, JHM Enterprises, Inc., and JHM Hotels, LLC d/b/a Charleston Marriott filed May 3, 2016;
4. Order Denying Defendants' Motion for Reconsideration and/or to Alter or Amend filed May 18, 2016;

Pleadings

5. Summons and Complaint filed May 7, 2015;
6. Amended Summons and Complaint filed May 29, 2015;

Transcripts

Hearings

7. April 28, 2016 Damages Hearing Transcript;
8. February 23, 2016 Motion Hearing Transcript;

Other Material or Documents

Motions, Memoranda, and Discovery Responses

9. Affidavit of David B. Lail, Esquire and Motion for Entry of Default and Referral filed September 24, 2015;
10. Notice of Motion and Motion to Set Aside and Vacate Entry of Default and Vacate Order of Referral to Special Referee filed October 19, 2015, with exhibits A-C;

11. Motion for Default Judgment and Notice of Damages Hearing filed February 5, 2016;
12. Plaintiff's Memorandum in Opposition to Defendants' Motion to Set Aside and Vacate Entry of Default and Vacate Order of Referral to Special Referee filed February 23, 2016 (with Exhibits);
13. Motion for Reconsideration and/or to Alter or Amend filed May 13, 2016;
14. Dep. Tr. of J.P. Rama

Documents

15. Affidavit of Service of JHM Enterprises, Inc. filed August 5, 2015;
16. Affidavit of Service of JHM Hotels, LLC d/b/a Charleston Marriott filed August 5, 2015;
17. Affidavit of Service of Grace Hospitality, LLC filed August 5, 2015;
18. Affidavit of Service of Grace Hospitality, LLC filed August 5, 2015;

I certify that this Designation of Matters contains no matter which is irrelevant to this appeal.

Respectfully submitted,

YOUNG CLEMENT RIVERS, LLP

By: 

Stephen L. Brown (SC Bar No. 66468)

Duke R. Highfield (SC Bar No. 64224)

Russell G. Hines (SC Bar No. 72100)

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Counsel for Appellants

Charleston, South Carolina

Dated: 9/16/16

Other Counsel of Record for Appellants:

Reynolds H. Blankenship, Jr.

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PROOF OF SERVICE

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Stephen L. Brown (SC Bar No. 66468)
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Counsel for Appellants

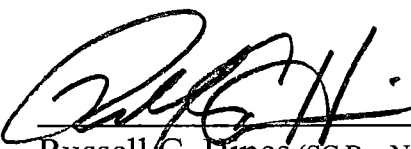
Other Counsel of Record for Appellants:

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I, Russell G. Hines, of Young Clement Rivers, LLP, counsel for Appellants, do hereby certify that I have served the **INITIAL BRIEF OF APPELLANTS** and the **APPELLANTS' DESIGNATION OF MATTER** on the above-named Respondent by depositing a copy of the same in the U.S. Mail, postage prepaid, on September 16, 2016, addressed as follows to counsel of record:

David B. Yarborough, Jr., Esquire
David Lail, Esquire
Yarborough Applegate, LLC
291 East Bay Street, Floor 2
Charleston, SC 29401
Counsel for Respondent

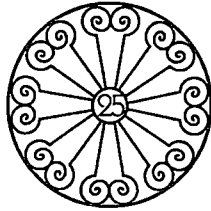
Respectfully submitted,
YOUNG CLEMENT RIVERS, LLP

By: 

Russell G. Hines (SC Bar No. 72100)
Counsel for Appellants

Charleston, South Carolina

Dated: 9/16/16



YCR LAW
Young Clement Rivers, LLP

Russell G. Hines
Partner

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September 16, 2016

Jenny Abbott Kitchings, Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

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SC Court of Appeals

Re: Patricia Emory v. Grace Hospitality, LLC
Appellate Case No.: 2016-001308
Trial Court Case No.: 2015-CP-10-02616
Claim No.: 9620198087-001
Date of Loss: 5/6/2013
YCR File: 3646-20160398

Dear Ms. Kitchings:

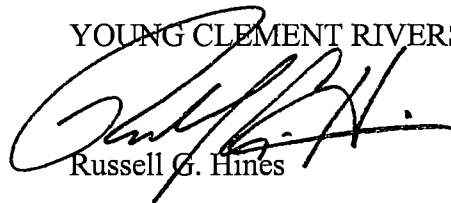
Enclosed for filing in the above-referenced matter, please find the original and one (1) copy of the **Initial Brief of Appellants**, the original and one (1) copy of the **Appellants' Designation of Matter**, and the original and one (1) copy of the **Proof of Service** regarding the same.

Kindly file the originals and return one (1) court-stamped copy of each document to me in the envelope provided.

With best wishes and kindest regards, I am

Sincerely,

YOUNG CLEMENT RIVERS, LLP



Russell G. Hines

RGH/amj
Enclosures

cc: David B. Yarborough, Jr., Esquire, Yarborough Applegate, LLC
David Lail, Esquire, Yarborough Applegate, LLC
Reynolds H. Blankenship, Jr., Esquire, Walker Reibold

Hasler

PRIORITY MAIL

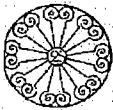
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