

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas
Roger M. Young, Sr., Circuit Judge

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OCT 03 2016

SC Court of Appeals

Appellate Case No. 2016-001170

WILLIAM B. HASKIN, JR., APPELLANT,

VS.

SAMUEL W. RHODES, JR., RHODES INVESTMENTS, INC.,
RHODES CONSULTING, LLC, AND TRACEY M. BOZZELLI, RESPONDENTS.

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

Appellant, William B. Haskin, Jr., proposes the following be included in the Record
on Appeal:

1. Plaintiff's Amended Complaint, July 25, 2013.
2. Defendants' Answer to Plaintiff's Amended Complaint, August 29, 2013.
3. Order of Judgment, February 5, 2016.
4. Plaintiff's Motion to Alter and/or Amend Order, February 19, 2016.
5. Order Denying in Part and Granting in Part Plaintiff's Motion to Alter and/or Amend Order, April 28, 2016.
6. Notice of Appeal, May 31, 2016.
7. Affidavit of Richard T. Livingston, CPA/CFF, CFE, CVA, January 22, 2015.

8. Prenuptial Agreement of Samuel W. Rhodes, Jr., and Tracey M. Bozzelli, March 3, 2008.
9. 2624 Myrtle, LLC, Form 1065 U.S. Return of Partnership Income, 2007-2011.
10. 2802 Middle Street, LLC, Form 1065 U.S. Return of Partnership Income, 2006-2011.
11. Station 22 of Charleston, LLC, Form 1065 U.S. Return of Partnership Income, 2004, 2007-2010, and 2012.
12. 2624 Bayonne, LLC, Form 1065 U.S. Return of Partnership Income, 2007-2008.
13. Deposition Excerpts of Samuel W. Rhodes, Jr., October 13, 2015:
 - a. 20:13-21:21;
 - b. 23:21-24:19;
 - c. 27:1-28:14;
 - d. 35:6-12;
 - e. 36:20-24;
 - f. 39:12-22;
 - g. 39:23-25;
 - h. 42:20-48:9;
 - i. 49:12-24;
 - j. 50:6-51:20;
 - k. 60:18-24;
 - l. 69:10-70:8;
 - m. 72:5-20;
 - n. 73:11-16;
 - o. 94:11-95:25;
 - p. 96:1-6;
 - q. 115:22-116:2;
 - r. 125: 12-126:25;
 - s. 148:13-16;
 - t. 255:3-15; and
 - u. 258:19-259:9.
14. Deposition Excerpts of Tracey M. Bozzelli, November 4, 2015:
 - a. 21:16-23:3.

15. Transcript of Excerpt of Record Before The Honorable Roger M. Young, Sr.,
November 16-19, 2015 (William B. Haskin, Jr.):

- a. 5:1-5;
- b. 5:14-21;
- c. 6:5-6;
- d. 6:21-7:4;
- e. 7:8-12;
- f. 7:15-16;
- g. 9:20-24;
- h. 10:3-5;
- i. 11:9-23;
- j. 12:3-19;
- k. 13:10-14:16;
- l. 14:22-15:21;
- m. 16:15-16;
- n. 17:11-18:4;
- o. 19:16-23;
- p. 20:8-10;
- q. 21:4-5;
- r. 21:14-17;
- s. 21:23-22:17;
- t. 23:1-4;
- u. 23:7-25;
- v. 25:1-16;
- w. 27:14-29:8;
- x. 30:7-31:24;
- y. 32:13-16;
- z. 39:3-15;
- aa. 39:23-25;
- bb. 41:11-16;
- cc. 44:8-14;
- dd. 47:10-14; and
- ee. 74:13-75:19.

16. Transcript of Excerpt of Record Before The Honorable Roger M. Young, Sr.,
November 16-19, 2015 (Samuel W. Rhodes, Jr.):

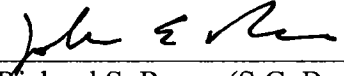
- a. 23:13-20;
- b. 24:5-9;
- c. 26:25-27:5;
- d. 27:8-10;
- e. 30:4-18;
- f. 34:18-35:11;

- g. 34:18-35:16 (cross-examination);
 - h. 35:22-36:1 (cross-examination);
 - i. 37:13-15;
 - j. 38:13-39:15;
 - k. 40:8-41:1;
 - l. 46:4-13;
 - m. 46:14- 47:1; and
 - n. 53:10-25.
17. Transcript of Excerpt of Record Before The Honorable Roger M. Young, Sr., November 16-19, 2015 (Tracey M. Bozzelli.):
- a. 2:13-5:6; and
 - b. 5:14-21.
18. Transcript of Excerpt of Record Before The Honorable Roger M. Young, Sr., November 16-19, 2015 (Richard Livingston.):
- a. 7:14-8:7;
 - b. 8:22-11:7;
 - c. 12:7-13:2;
 - d. 13:19-14:18 (cross-examination);
 - e. 16:6-18:20 (cross-examination);
 - f. 26:15-17;
 - g. 29:19-23;
 - h. 29:24-33:18 (cross-examination);
 - i. 32:2-10;
 - j. 32:20-35:25;
 - k. 45:4-46:4;
 - l. 56:6-58:23 (cross-examination);
 - m. 61:7-62:5 (cross-examination);
 - n. 62:17-63:3 (cross-examination);
 - o. 63:22-64:4 (cross-examination);
 - p. 64:9-14 (cross-examination);
 - q. 67:7-19;
 - r. 68:8-70:12;
 - s. 70:2-21 (cross-examination);
 - t. 71:24-72:10 (cross-examination);
 - u. 71:25-72:3; and
 - v. 81:9-22 (cross-examination).
19. Transcript of Excerpt of Record Before The Honorable Roger M. Young, Sr., November 16-19, 2015 (James Covington.):

- a. 20:11-25-21:3;
 - b. 21:12-19; and
 - c. 21:20-25.
20. Transcript of Excerpt of Record Before The Honorable Roger M. Young, Sr., November 16-19, 2015 (Timothy Reese):
 - a. 30:17-32:8;
 - b. 32:11-14; and
 - c. 33:22-34:2.
21. Plaintiff's Trial Exhibit No. 60, Summary of Funding Source (Prepared by Richard Livingston).
22. Plaintiff's Trial Exhibit No. 61, Calculation of Pre-Judgment Interest (Prepared by Richard Livingston).
23. Plaintiff's Trial Exhibit No. 68-A, November 3, 2011, Email from Haskin to Rhodes re Closing on 2624 Myrtle.
24. Plaintiff's Trial Exhibit No. 68-B, November 8, 2011, Email Between Haskin and Rhodes re Meeting.
25. Plaintiff's Trial Exhibit No. 68-C, November 10, 2011, Email from Haskin to Rhodes re Debt Owed on 1723 Middle, 2624 Myrtle, 2802 Middle, and 22 Lafar.
26. Plaintiff's Trial Exhibit 68-D, November 15, 2011, Email Between Haskin and Rhodes re Debt Owed on 1723 Middle, 2624 Myrtle, 2802 Middle, and 22 Lafar.
27. Plaintiff's Trial Exhibit 68-E, December 5, 2011, Email Between Haskin and Rhodes re Meeting with Rob Kerr.
28. Plaintiff's Trial Exhibit 68-F, December 6, 2011, Email from Rhodes to Haskin re Rob Kerr.
29. Plaintiff's Trial Exhibit 68-G, December 8, 2011, Email Between Haskin and Rhodes re Rob Kerr.
30. Rev. Proc. 93-27, 1993-2 CB 343.

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

ROSEN, ROSEN & HAGOOD, LLC

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ATTORNEYS FOR APPELLANT

Charleston, South Carolina
September 29, 2016

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William B. Haskin, Jr.,.....Appellant,

vs.

Samuel W. Rhodes, Jr., Rhodes Investments, Inc.,
Rhodes Consulting, LLC, and Tracey M. Bozzelli..... Respondents.

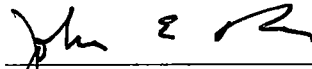
PROOF OF SERVICE

I do hereby certify that I have served all counsel in this action with a copy of the documents herein below specified by mailing a copy of the same by United States mail, postage prepaid, to the following address:

Documents: **Appellant's Initial Brief and Designation of Matter**

Counsel Served:

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September 29, 2016