

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHESTERFIELD COUNTY
Court of Common Pleas

Roger E. Henderson, Circuit Court Judge

Appellate Case No. 2016-001604
Circuit Court Case No. 2015-CP-13-00379

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SC Court of Appeals

Town of McBee,Appellant,

v.

Alligator Rural Water & Sewer Company, Inc.,
Alligator Rural Water Company, Inc., Defendants,

and

A.O. Smith Corporation, Intervenor-Defendant,

of whom

Alligator Rural Water & Sewer Company, Inc.,
and Alligator Rural Water Company, Inc. are the, Respondents.

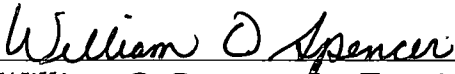
**RESPONDENTS' DESIGNATION OF MATTER
TO THE RECORD ON APPEAL**

Pursuant to Rule 209, SCACR, Respondents hereby designate the
following materials to the Record on Appeal in this matter:

1. Complaint (June 17, 2015)
2. Motion for TRO (June 17, 2015)
3. Consent Order (July 31, 2015)
4. Answer and Counterclaim, including Exhibit (August 17, 2015)
5. Motion for TRO (August 17, 2015)

6. Motion to Intervene & Memorandum in Support (February 2, 2016)
7. Order (March 29, 2016)
8. Affidavit of Glenn Odom (March 15, 2016)
9. Affidavit of John Campolong, including exhibits (March 24, 2016)
10. Answer and Counterclaims of A.O. Smith Corp. (April 4, 2016)
11. Order (April 7, 2016)
12. Motion to Alter or Amend (April 25, 2016)
13. Amended Complaint (May 4, 2016)
14. Answer to Amended Complaint (May 23, 2016)
15. Motion to Strike Amended Complaint and Memorandum in Support (A.O. Smith Corp.) (May 24, 2016)
16. Transcript of hearing (May 24, 2016)
17. Order (July 12, 2016)
18. Notice of Appeal

The undersigned hereby certifies that this Designation contains no matter that is irrelevant to this appeal.



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Attorney for Respondents

November 16, 2016
Chesterfield, South Carolina

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Roger E. Henderson, Circuit Court Judge

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Alligator Rural Water & Sewer Company, Inc.,
and Alligator Rural Water Company, Inc. are the, Respondents.

PROOF OF SERVICE

I certify that I have served the Initial Brief of Respondent and Designation of Matter upon Appellant by depositing a copy via U.S. Mail on November 16, 2016, to counsel of record listed below.

Belton T. Zeigler
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Hartsville, South Carolina 20551


Kirsten E. Small, Esquire

NEXSEN | PRUET

Kirsten E. Small
Member
Admitted in SC, NC, MD

November 16, 2016

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SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
PO Box 11629
Columbia, SC 29211

Re: *Town of McBee v. Alligator Rural Water & Sewer Company, Inc., et al.*;
Appellate Case No. 2016-001604

Dear Ms. Kitchings:

Regarding the above-referenced case, enclosed please find the original copy of Respondents' Initial Brief and Designation of Matter, as well as the Proof of Service. By copy of this letter, I have served counsel for all parties, as indicated in the Proof of Service.

Charleston

Charlotte

Columbia

Greensboro

Greenville

Hilton Head

Myrtle Beach

Raleigh

Sincerely,



Kirsten E. Small

KES/vgp

cc: Counsel of Record

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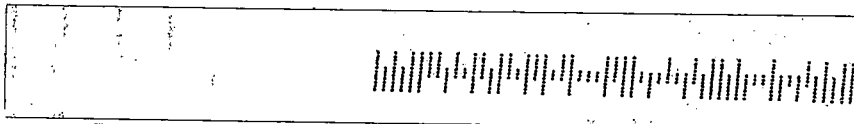
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