

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

Benjamin H. Culbertson, Circuit Court Judge

Case No.: 2009-CP-26-3596
Consolidated With
Case No.: 2010-CP-26-11320
Appellate No.: 2016-001063

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SC Court of Appeals

Ronald Jarmuth, *Pro Se* Appellant,
v.

The International Club Homeowners
Association, Inc., Respondent.

DESIGNATION OF MATTER TO BE INCLUDED IN RECORD
OF RESPONDENT THE INTERNATIONAL CLUB HOMEOWNERS
ASSOCIATION, INC.

The Respondent, The International Club Homeowners Association, Inc.
("Respondent"), designates the following materials to be included in the record on appeal
pursuant to Rule 209 of the South Carolina Appellate Court Rules:

ORDERS

- a. Order transferring Civil Action No. 2010-CP-26-11320 from Magistrate's Court to Circuit Court filed December 1, 2010
- b. Order Consolidating Civil Action No. 2009-CP-26-3596 ("2009 Case") & Civil Action No. 2010-CP-26-11320 ("2010 Case") filed September 16, 2011
- c. Order granting Motions to Amend Answers to Assert Counterclaims in 2009 Case and 2010 Case filed October 11, 2011
- d. Consent Order of Reference filed June 15, 2012
- e. Final Order Dismissing Jarmuth's Claims and Awarding Judgment Against Jarmuth in the Amount of \$7,326.00 and Granting Injunctive Relief

- f. Order of Recusal and Referring C.A. No. 2009 and C.A. No. 2010 to circuit court filed October 17, 2012
- g. Order Denying Jarmuth's Post-Trial Motions filed on March 11, 2013
- h. Unpublished Opinion of the South Carolina Court of Appeals No. 2015-UP-111 in Appellate Case No. 2013-000714 dated January 1, 2015 and filed March 4, 2015
- i. Order Denying Jarmuth's Petition for Rehearing Filed April 24, 2015
- j. Order Denying Jarmuth's Petition for Writ of Certiorari to Review Unpublished Opinion No. 2015-UP-111 dated January 15, 2016
- k. Remittitur for Appellate Case No. 2013-000714 dated January 21, 2016
- l. Form 4 Order denying Jarmuth's Rules 60 and 12(b)(1) Motion filed April 27, 2016
- m. Order Denying Jarmuth's Rules 60 and 12(b)(1) Motion filed June 6, 2016

FILED PLEADINGS, MOTIONS, AND MEMORANDUM IN SUPPORT

- a. 2009 Case Complaint filed April 7, 2009
- b. 2009 Case Respondent's Answer and Counterclaim filed May 13, 2009
- c. 2009 Case Jarmuth's Reply to Counterclaim filed May 15, 2009
- d. 2009 Case Jarmuth's Amendment to Complaint filed May June 9, 2009
- e. 2009 Case Respondent's Answer to First Amendment to Complaint and Counterclaim filed June 19, 2009
- f. 2009 Case Jarmuth's Reply to Counterclaim of Amended Complaint filed July 2, 2009
- g. 2010 Case Jarmuth's Complaint filed in Magistrate's Court on October 12, 2010
- h. 2010 Case Respondent's Answer filed on November 17, 2010
- i. 2009 Case Respondent's Motion to Amend Answer to Complaint and First Amendment to the Complaint and Counterclaim filed August 26, 2011
- j. 2010 Case Respondent's Motion to Amend Answer to Complaint and Counterclaim filed August 26, 2011
- k. 2009 Case Respondent's Amended Answer and Counterclaim filed on October 24, 2011
- l. 2010 Case Respondent's Amended Answer and Counterclaim filed on October 24, 2011
- m. 2009 Case Jarmuth's Reply to Amended Answer and Counterclaim and Assertion of Counterclaim filed on December 20, 2011
- n. 2010 Case Jarmuth's Reply to Amended Answer and Counterclaim and Assertion of Counterclaim filed on December 20, 2011
- o. Jarmuth's Post-Trial Motions in Consolidated Cases dated September 19, 2012
- p. Jarmuth's Memorandum, Brief, and Exhibit List in Support of Post-Trial Motion for Relief dated January 22, 2013
- q. Jarmuth's Notice of Appeal of Final Order in Consolidated Cases dated April 3, 2013
- r. Jarmuth's Final Brief in Appellate Case No. 2013-000614 clocked July 22, 2013
- s. Jarmuth's Motion for Rehearing in Appellate Case No. 2013-000714 dated March 12, 2015

- t. Jarmuth's Notice of Motion and Motion for Civil Contempt filed March 17, 2015
- u. Jarmuth's Amended Notice of Motion and Motion for Civil Contempt dated June 10, 2015
- v. Respondent's Return to Motion for Rehearing in Appellate Case No. 2013-000714 dated filed March 24, 2015
- w. Jarmuth's Reply to Respondent's Return to Motion for Rehearing dated March 27, 2015
- x. Jarmuth's Petition for Writ of Certiorari to Review Unpublished Opinion No. 2015-UP-111 dated May 12, 2015
- y. Respondent's Return to Petition for Writ of Certiorari filed June 12, 2015
- z. Jarmuth's Rule 60(b)(2) and (3) Motion for Relief from Judgment dated January 22, 2016
- aa. Jarmuth's Amended Addition to Rule 60(b)(2) and (3) Motion for Relief from Judgment dated February 1, 2016
- bb. William Friebboth's Memorandum in Opposition to Jarmuth's Notice of Motion and Motion for Civil Contempt and Amended Motion for Contempt filed March 3, 2016
- cc. McNair Law Firm, P.A.'s Memorandum in Opposition to Jarmuth's Notice of Motion and Motion for Civil Contempt and Amended Motion for Contempt filed March 3, 2016
- dd. Respondent's Memorandum in Opposition to Jarmuth's Rule 60(b)(2) and (3) Motion for Relief from Judgment with Exhibits filed March 3, 2016
- ee. Jarmuth's Rule 12(b)(1)/Rule 60 Motion to Dismiss Counterclaim – No Subject Matter Jurisdiction filed March 11, 2016
- ff. Respondent's Memorandum in Opposition to Motion to Dismiss Counterclaim for Lack of Subject Matter Jurisdiction filed April 8, 2016
- gg. Jarmuth's Memorandum in Support of Rule 12(b)1/Rule 60 Motion to Dismiss Counterclaim for Lack of Subject Matter Jurisdiction filed April 27, 2016

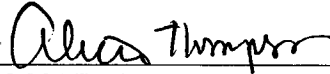
TRANSCRIPTS

- a. Transcript of April 27, 2016 Hearing on Jarmuth's Rule 12(b)(1)/Rule 60 Motion to Dismiss Counterclaim dated March 11, 2016

CERTIFICATION

We certify that this Designation contains no matter which is irrelevant to this Appeal.

Respectfully submitted,



McNAIR LAW FIRM, P.A.
Henrietta U. Golding
Alicia E. Thompson
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(843) 444-1107
Attorneys for Respondent
The International Club, Inc.

Myrtle Beach, South Carolina
Date: November 28, 2016
1343864v1

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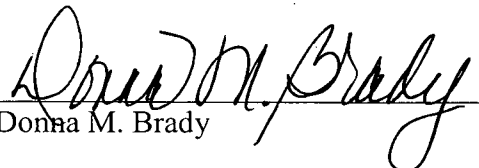
The International Club Homeowners
Association, Inc., Respondent.

PROOF OF SERVICE

I, Donna M. Brady, an employee of McNair Law Firm, P.A., *Pro Se* Appellant Ronald Jarmuth in the above-entitled action, certify that I have served the Initial Brief of Respondent, Designation of Matters of Respondent, and Proof of Service on all parties to this matter by depositing a copy in the United States Mail, first class postage prepaid on the 28th day of November, 2016.

Pro Se Appellant of Record:

Ronald Jarmuth
249 Pickering Drive
Murrells Inlet, SC 29576


Donna M. Brady

Myrtle Beach, South Carolina
1346995v1

M C N A I R
ATTORNEYS

Alicia Thompson

November 28, 2016

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T (843) 443-3058
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The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

RE: *Ronald Jarmuth v. International Club HOA, Inc.*
Case Track #: 2016-001063
Civil Action Nos.: 2009-CP-26-3596 and 2010-CP-26-11320
Our File No.: 051490.00001

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SC Court of Appeals

Dear Ms. Kitchings:

With regard to the above matter, enclosed for filing with the Court, please find the following:

- Original and one copy of the Initial Brief of Respondent, The International Club Homeowners Association, Inc.;
- Original and one copy of the Designation of Matters of Respondent, The International Club Homeowners Association, Inc.; and
- Proof of Service.

By copy of this letter to parties of record, and as shown on the Proof of Service, I hereby serve a copy of the aforementioned documents to the parties of record.

Please return to me one clocked copy of the enclosed documents in the enclosed self-addressed envelope.

Sincerely,

McNair Law Firm, P.A.



Alicia Thompson

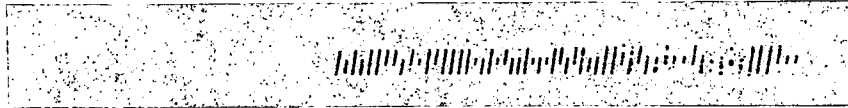
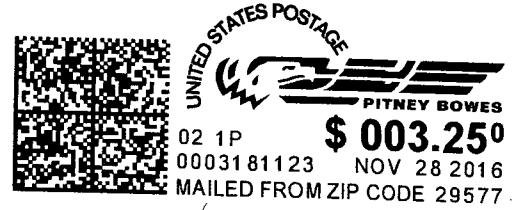
McNair Law Firm, P. A.
Founders Centre
2411 Oak Street, Suite 206
Myrtle Beach, SC 29577

Mailing Address
Post Office Box 336
Myrtle Beach, SC 29578

mcnair.net

AT/dmb
Enclosures
cc: Ronald Jarmuth
Clients

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SC Court of Appeals

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The Honorable Jenny Abbott Kitchings
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