

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

SC Court of Appeals

The Honorable Thomas A. Russo, Circuit Court Judge

Case No.: 2014-CP-40-5976
Appellate Case No.: 2016-000505

Tracy Fulmore.....Appellant,

v.

Julie Smith.....Respondent.

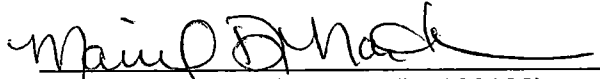
**DESIGNATION OF MATTER TO BE INCLUDED
IN THE RECORD ON APPEAL**

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

- (1) Complaint with exhibits;
- (2) Answer with exhibits;
- (3) Counterclaim with exhibits;
- (4) Answer to Counterclaim;
- (5) Judgment for Defendant;
- (6) Notice of Civil Appeal;
- (7) Proof of Service by Mail;
- (8) Return of Appeal;
- (9) Plaintiff's Reply to Return of Appeal;
- (10) Plaintiff's Supplemental Reply to Return on Appeal;
- (11) Answer to Appeal / Motion to Dismiss;
- (12) Return to Motion;
- (13) Defendant's Reply to Plaintiff's Supplemental Reply to Return of Appeal;
- (14) Form 4 Order and Order Denying Appeal;
- (15) Magistrate Trial Transcript;
- (16) Circuit Court Appellant Transcript;
- (17) May 22, 2014 Letter from Charles T. Brooks, III to Julie Smith;

- (18) Email correspondence dated May 15, 2014, May 18, 2014, and May 28, 2014 between Julie Smith and Tracy Fulmore;
- (19) Lease.

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



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Catherine Garbee Griffin (SC Bar No. 9821)
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Columbia, SC
December 5, 2016

Other Counsel of Record:

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Attorney for Appellant

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PROOF OF SERVICE

I, Teresa Kowalewski, Legal Assistant to Mariel D. Norton and Catharine G. Griffin, employees of Baker, Ravenel & Bender, L.L.P., Attorneys for Julie Smith, Respondent, hereby certify that, on this 5th day of December 2016, I have served the following with the foregoing Initial Brief of Respondent, Designation of Matter to be Included in the Record on Appeal, and Proof of Service by mailing copies of same by United States Mail, postage prepaid, to counsel of record at the addresses shown below:

Charles T. Brooks, III, Esquire
The Brooks Law Office, LLC
P.O. Box 3512
Sumter, SC 29151


Teresa Kowalewski



BAKER RAVENEL BENDER
ATTORNEYS AT LAW

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SC Court of Appeals

Mariel D. Norton
mnorton@brblegal.com
(803) 343-3860 – direct dial

December 5, 2016

HAND DELIVERY

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1015 Sumter Street
Columbia, South Carolina 29201

Re: Tracy Fulmore v. Julie Smith
Case No. 2016-000505
File No. 10891.0

Dear Ms. Kitchings:

Enclosed for filing in the above-referenced matter are an original and one copy of Respondent's Initial Brief, Designation of Matter to be Included in the Record on Appeal, and Proof of Service thereof. Please return a clocked copy of each document to me via the courier delivering same.

By copy hereof, I am serving same upon counsel for Appellant.

Thank you very much.

Sincerely yours,

Mariel D. Norton
Enclosures

cc: w/enclosure: Charles T. Brooks, III, Esquire