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SC Court of Appeals

**THE STATE OF SOUTH CAROLINA
In The Court of Appeals**

**APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas**

The Hon. Roger M. Young, Sr. Circuit Court Judge

Appellate Case No. 2016-001541

Civil Action No. 2015-CP-10-0330

Gary Nestler..... *Appellant,*

v.

Joseph E. Fields..... *Respondent.*

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

Andrew J. McCumber
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Charleston, South Carolina 29401
Telephone: (843) 577-6531
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COUNSEL FOR THE APPELLANT

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

1. *Summons & Complaint;*
2. *Letter Acknowledging Service from Department of Insurance;*
3. *Answer for QBE Insurance;*
4. *Letter from Paul Trainor, Esq. of April 22, 2016;*
5. *Transcript of Proceedings (incl. exhibits);*
6. *Deposition of Dr. Schoderbek (incl. exhibits);*
7. *Order of April 29, 2016;*
8. *Motion for New Trial Absolute;*
9. *Memorandum in Support of Plaintiff's Motion for New Trial Absolute;*
10. *Order Denying Motion for New Trial dated June 1, 2016*
11. *Notice of Appeal.*

I, the undersigned counsel, do hereby certify that this designation contains no matter which is irrelevant to this appeal.

Respectfully submitted this **15th** day of **December, 2016.**

By: 
Andrew J. McCumber
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PROOF OF SERVICE

I certify that I have served the Designation of Matter to be Included in the Record on Appeal on the Respondent, Joseph E. Fields, by depositing a copy of same in the United States Mail, postage prepaid, on December 15, 2016, addressed to their attorney of record, as follows:

Paul B. Trainor, Esquire
Hall Booth Smith, P.C.
40 Calhoun Street, Suite 550
Charleston, South Carolina 29401

Respectfully submitted this **15th** day of **December, 2016.**

By: 

Andrew J. McCumber, Esquire
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44 State Street
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ATTORNEY FOR APPELLANT