

STATE OF SOUTH CAROLINA

In the Court of Appeals

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JAN 27 2017

SC Court of Appeals

APPEAL FROM BERKELEY COUNTY

Court of Common Pleas

R. Markley Dennis, Circuit Court Judge

Case No. 2015-CP-08-1213

Christopher Duvall and Natalie Duvall, Plaintiffs,

v.

The Ryland Group, Inc., Defendant,

And

The Ryland Group, Inc. Third-Party Plaintiff,

v.

Land Site Services, Inc., Carolina Consulting Engineers, Inc., Higdon
Concrete, LLC, A.C. Construction, Inc., and Stark Truss Company, Inc.
a/k/a Stark Truss Company of Summerville, Ltd. a/k/a Stark Truss,
Inc. d/b/a Carolina Truss Systems, Inc., Third-Party Defendants,

Of which The Ryland Group, Inc. is the Appellant,

And

Of which Christopher Duvall and Natalie Duvall, Land Site Services, Inc.,
Carolina Consulting Engineers, Inc., and Stark Truss Company, Inc. a/k/a
Stark Truss Company of Summerville, Ltd. a/k/a Stark Truss, Inc. d/b/a
Carolina Truss Systems, Inc. are Respondents.

DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL

Respondents Christopher Duvall and Natalie Duvall propose the following be included in the Record if Appeal:

Orders:

1. Consent Order allowing The Ryland Group, Inc. to Amended Answer, filed December 4, 2015;
2. Order granting The Ryland Group, Inc.'s Motion to Compel, filed January 21, 2016;

Pleadings:

3. Complaint, filed May 20, 2015;
4. Motion to Amend The Ryland Group, Inc.'s Answers to Plaintiffs' Complaint, filed November 12, 2015;
5. The Ryland Group, Inc.'s Amended Answer and Third-Party Complaint, filed December 10, 2015;
6. The Ryland Group, Inc.'s Motion to Compel Against Plaintiffs, filed December 31, 2015;
7. The Ryland Group, Inc.'s Motion to Compel Arbitration, filed March 17, 2016;
8. The Ryland Group, Inc.'s Memorandum of Law in Support of its Motion to Compel Arbitration, filed March 17, 2016;
9. Affidavit of Michael Boyle, including all Exhibits thereto, filed March 17, 2016;
10. Christopher and Natalie Duvall's Memorandum in Opposition to The Ryland Group, Inc.'s Motion to Compel Arbitration, filed April 29, 2016;
11. Motion to Compel, filed by Defendant Land Site Services, Inc. on June 8, 2016;
12. Christopher and Natalie Duvall's Memorandum in Opposition to The Ryland Group, Inc.'s Motion to Reconsider, Amend, and/or alter Order Denying its Motion to Compel Arbitration, filed August 3, 2016.

Transcripts:

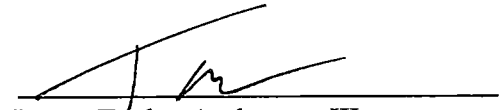
13. Transcript of Record of hearing on The Ryland Group, Inc.'s Motion to to Compel Arbitration, June 27, 2016.

Discovery:

14. Defendant The Ryland Group, Inc.'s Answers to Plaintiffs' Interrogatories, dated December 4, 2015;
15. Defendant The Ryland Group, Inc.'s Responses to Plaintiffs' Request for Production, dated December 4, 2015;
16. Defendant Land Site Services, Inc.'s First Set of Interrogatories to Plaintiffs, dated December 10, 2015;
17. Defendant Land Site Services, Inc.'s First Requests for Production of Documents to Plaintiffs, dated December 10, 2015;
18. Stark Truss Company, Inc.'s Interrogatories Plaintiffs, dated January 19, 2016;
19. Stark Truss Company, Inc.'s Requests to Produce to Plaintiffs, dated January 19, 2016;
20. Stark Truss Company, Inc.'s Subpoena to Volkmar Consulting Services, LLC, dated March 2, 2016;
21. Stark Truss Company, Inc.'s Subpoena to R-K Engineers, dated March 2, 2016;
22. Stark Truss Company, Inc.'s Subpoena to Applied Building Sciences, dated March 2, 2016;
23. Stark Truss Company, Inc.'s Subpoena to Thornhill Inspections d/b/a HouseMaster, dated April 22, 2016;
24. Stark Truss Company, Inc.'s Subpoena to Russell Appraisal Services, Inc., dated April 22, 2016;
25. Stark Truss Company, Inc.'s Subpoena to Hawk Construction of Charleston, Inc., dated April 22, 2016.

I hereby certify that this Designation of Matter to be included in the Record On Appeal contains no matter which is irrelevant to this appeal.

January 25, 2017



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Of which The Ryland Group, Inc. is the Appellant,
And

Of which Christopher Duvall and Natalie Duvall, Land Site Services, Inc.,
Carolina Consulting Engineers, Inc., and Stark Truss Company, Inc. a/k/a
Stark Truss Company of Summerville, Ltd. a/k/a Stark Truss, Inc. d/b/a
Carolina Truss Systems, Inc. are Respondents.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on January 25, 2017 he served a copy of the ***Initial Brief of Respondents Christopher Duvall and Natalie Duvall*** by depositing the same in the U.S. Mail, First Class postage prepaid, and addressed to the following:

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