

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

RECEIVED

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

FEB 17 2017

SC Court of Appeals

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

Trial Court Case No. 2015-CP-10-00330  
Appellate Case No. 2016-001541

GARY NESTLER AND JULIE NESTLER,

Appellants,

v.

JOSEPH E. FIELDS,

Respondent.

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

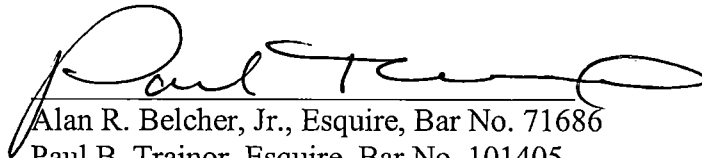
The Respondent, Joseph E. Fields, proposes the following to be included in the Record  
on Appeal:

1. Notice of Appeal;
2. Plaintiffs' Summons and Complaint (filed January 15, 2015);
3. Answer for QBE Insurance Company as the Underinsured Motorist Carrier Pursuant to S.C. Code Ann. § 38-77-160 on Behalf of Defendant Fields (filed April 20, 2015);
4. UIM Carrier QBE Insurance Company's Offer of Judgment to Plaintiff for \$40,000.00 (filed November 16, 2015);
5. UIM Carrier QBE North America's Notice of Motion and Motion for Setoff (served May 4, 2016);
6. UIM Carrier QBE North America's Notice of Motion and Motion for Costs Pursuant to Offer of Judgment (served May 6, 2016);
7. Plaintiffs' Notice of Motion and Motion for New Trial Absolute (filed May 6, 2016);
8. Order Granting UIM Carrier QBE North America's Motion for Setoff (filed June 1, 2016);

9. Order Denying Plaintiffs' Motion for New Trial, and Granting Defendant's Motion for Costs (filed July 11, 2016);
10. Plaintiffs' Trial Exhibits 2, 3
11. Court's Trial Exhibits 1, 2 and 3;
12. Defendant's Trial Exhibit 2, 3
13. Transcript of Proceedings pp. 4-5; 43-47; 49; 52-56; 59-104; 109-119; 128; 147-148; 156-176; 187-191; 195-199; 203; 205; and 207.
  
14. The Respondent designates the entire trial transcript, pages 1 through 208, and all exhibits introduced and admitted at trial and all motions, not otherwise identified above, but only insofar as the Court deems it necessary to inquire therein.
  
15. The Respondent designates all pleadings and motions of record in this matter filed with the trial court and Court of Appeals.

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

Respectfully submitted,



Alan R. Belcher, Jr., Esquire, Bar No. 71686

Paul B. Trainor, Esquire, Bar No. 101405

40 Calhoun Street, Suite 550

Charleston, South Carolina 29401

Telephone: (843) 720-3460

*Attorneys for Respondent Joseph E. Fields*

Dated: February 16, 2017

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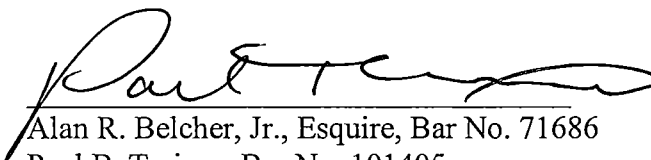
Respondent.

**PROOF OF SERVICE**

I certify that I have served the Respondent's **Designation of Matter to be Included in the Record on Appeal** upon the Appellants by depositing a copy of same in the United States Mail, First Class postage prepaid, on February 16, 2017, addressed to Appellants' attorneys of record, addressed as follows:

Andrew J. McCumber, Esquire  
Slotchiver & Slotchiver, LLP  
44 State Street  
Charleston, South Carolina 29401

Respectfully submitted,



Alan R. Belcher, Jr., Esquire, Bar No. 71686  
Paul B. Trainor, Bar No. 101405  
40 Calhoun Street, Suite 550  
Charleston, South Carolina 29401  
Telephone: (843) 720-3460  
*Attorneys for Respondent Joseph E. Fields*

Dated: February 16, 2017