

**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

Appeal from Charleston County
Court of Common Pleas

J.C. Nicholson, Jr., Circuit Court Judge

Appellate Case No. 2016-001486
Lower Court Case No. 2015-CP-10-3566

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MAR 16 2017
SC Court of Appeals

Randy Skelton and Penelope Skelton,

Respondents,

v.

Summerville Plaza, LLC; BI-LO, LLC; and BI-LO, Inc.,

Defendants.

Of whom BI-LO, LLC, and BI-LO, Inc., are,

Appellants.

**APPELLANTS' DESIGNATION OF MATTERS
TO BE INCLUDED IN THE RECORD ON APPEAL**

YOUNG CLEMENT RIVERS, LLP
Stephen L. Brown (SC Bar No. 66468)
Duke R. Highfield (SC Bar No. 64224)
Jeffrey J. Wiseman (SC Bar No. 73121)
Russell G. Hines (SC Bar No. 72100)
William O. Sweeny IV (SC Bar No. 79829)
25 Calhoun Street, Suite 400
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P.O. Box 993 (29402)
(843) 720-5488

*Attorneys for Appellants
BI-LO, LLC, and BI-LO, Inc.*

TO: THE HONORABLE JUDGES OF THE SOUTH CAROLINA
COURT OF APPEALS

Appellants BI-LO, LLC, and BI-LO, Inc. propose the following to be included in the Record on Appeal:

Orders, Judgments, Decrees, or Decisions

1. Order Denying Defendants BI-LO, LLC and BI-LO, Inc.'s Motion to Add John Doe 1 and John Doe 2 as Indispensable Parties, filed June 17, 2016;

Pleadings

2. Summons and Complaint, filed June 24, 2015;
3. Answer of Defendants BI-LO, LLC and BI-LO, Inc., filed July 21, 2015;
4. Answer to Plaintiffs' Complaint of Defendant Summerville Plaza, LLC, filed July 21, 2015;

Transcripts

5. Transcript of Hearing dated June 15, 2016;

Other materials or documents

6. Motion of Defendants BI-LO, LLC and BI-LO, Inc. to John Doe 1 and John Doe 2 as Indispensable Parties, filed February 12, 2016;
7. Plaintiffs' Memorandum in Opposition to Defendants' Motion to Add John Doe 1 and John Doe 2 as Indispensable Parties, dated June 14, 2016;
8. Memorandum in Support of Motion of Defendants BI-LO, LLC and

BI-LO, Inc. To Join John Doe 1 and John Doe 2 as Indispensable Parties, dated June 15, 2016.

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

Respectfully submitted,
YOUNG CLEMENT RIVERS, LLP

By: 

Stephen L. Brown (SC Bar No. 66468)
Duke R. Highfield (SC Bar No. 64224)
Jeffrey J. Wiseman (SC Bar No. 73121)
Russell G. Hines (SC Bar No. 72100)
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***Counsel for Appellants
BI-LO, LLC, and BI-LO, Inc.***

Charleston, South Carolina

Dated: 3/13/17

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PROOF OF SERVICE

YOUNG CLEMENT RIVERS, LLP
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*Attorneys for Appellants
BI-LO, LLC, and BI-LO, Inc.*

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I, Russell G. Hines, of Young Clement Rivers, LLP, attorneys for Appellants above named, hereby certify that the **INITIAL BRIEF OF APPELLANTS and APPELLANTS' DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL** was served on all other parties to this matter by depositing a copy of same in the U.S. Mail on March 13, 2017, properly posted for delivery to the following addressees:

Matthew E. Yelverton, Esquire
Yelverton Law Firm, LLC
155 King Street, 2nd Floor
Charleston, SC 29401

and

Cameron G. Boggs, Esquire
The Boggs Law Firm
P.O. Box 65
Greenville, SC 29602

and

Paul E. Tinkler, Esquire
Law Office of Paul E. Tinkler
P.O. Box 366
Charleston, SC 29402

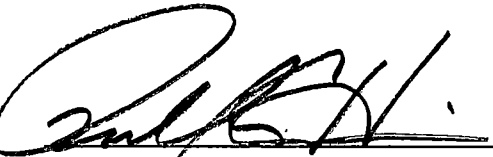
Attorneys for Respondents
Randy Skelton and Penelope Skelton

K. Michael Barfield, Esquire
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Attorney for Defendant
Summerville Plaza, LLC

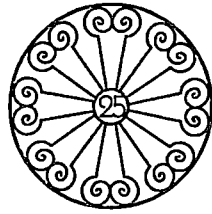
<SIGNED ON THE FOLLOWING PAGE>

Respectfully submitted,
YOUNG CLEMENT RIVERS, LLP

By: 
Russell G. Hines (SC Bar No. 72100)
Attorneys for Appellants
BI-LO, LLC, and BI-LO, Inc.

Charleston, South Carolina

Dated: 3/13/17



YCR LAW

Russell G. Hines
Partner

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March 13, 2017

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SC Court of Appeals

Jenny Abbott Kitchings, Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: Randy Skelton and Penelope Skelton v. Summerville Plaza, LLC; BI-LO, LLC;
and BI-LO, Inc.
Appellate Case No. 2016-001486
Case No.: 2015-CP-10-3566
Claim No.: Cin.: 2155422 001
Date of Loss: 12/17/2009
YCR File: 903-20120985

Dear Ms. Kitchings:

Enclosed for filing in the above-referenced matter, please find the original and one copy of **(1) Initial Brief of Appellants; (2) Appellants' Designation of Matters to be Included in the Record on Appeal; and (3) Proof of Service** regarding the same.

Kindly file the originals and return one court-stamped copy to me using the pre-stamped envelope provided. With best wishes and kindest regards, I am

Sincerely,

YOUNG CLEMENT RIVERS, LLP

Russell G. Hines
Partner

RGH/amj
Enclosures

cc: Matthew E. Yelverton, Esquire, Yelverton Law Firm, LLC
D. Summers Clarke, II, Esquire, Barnwell Whaley Patterson & Helms, LLC
K. Michael Barfield, Esquire, Barnwell Whaley Patterson & Helms
Cameron G. Boggs, Esquire, The Boggs Law Firm
Paul E. Tinkler, Esquire, Law Offices of Paul E. Tinkler

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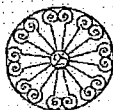
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