

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY  
Court of Common Pleas

The Honorable Marvin H. Dukes III, Master in Equity  
Beaufort County  
Trial Case No. 2011-CP-07-01933

Case No. 2017-000487

**RECEIVED**

APR 17 2017

**SC Court of Appeals**

Deep Keel, LLC,

Respondent,

v.

Atlantic Private Equity Group, LLC, Terry L. Rohlfig,  
Jerry T. Caldwell, and Bluffton Village Town Center  
Property Owners' Association, Inc.,

Defendants,

Of Whom Terry L. Rohlfig, and Jerry T. Caldwell are the

Appellants.

**DESIGNATION OF MATTER**

Respondent, Deep Keel, LLC, proposes the following be included in the Record on Appeal, including additions to Appellants' Designation of Matter:

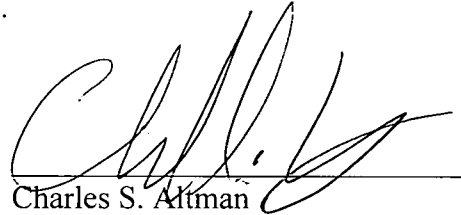
1. Summons and Complaint
2. Answer
3. Order Substituting Plaintiff
4. Order for Reference July 18, 2016
5. Deep Keel Motion for Summary Judgment July 26, 2016

6. Deep Keel Memo in Support for Summary Judgment
7. Affidavit of Bynum in Support of Motion for Summary Judgment
8. Affidavit of Hujik in Support of Motion for Summary Judgment
9. Hearing Transcript August 3, 2016
10. Order Granting Motion for Summary Judgment August 23, 2016
11. Motion to Reconsider September 6, 2016
12. Order Denying Motion to Reconsider January 17, 2017
13. Notice of Appeal

(Certification and Signatures on Following Pages)

**RULE 209 DESIGNATION OF MATTER CERTIFICATION**

I hereby certify, pursuant to Rule 209(c), SCACR, this Designation of Matter contains no matter which is irrelevant to this appeal.



Charles S. Altman  
Meredith L. Coker  
Patrick J. Norton  
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Attorneys for Respondent

April 14, 2017

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v.

Atlantic Private Equity Group, LLC, Terry L. Rohlring,  
Jerry T. Caldwell, and Bluffton Village Town Center  
Property Owners' Association, Inc.,


Defendants,

Of Whom Terry L. Rohlring, and Jerry T. Caldwell are the Appellants.

PROOF OF SERVICE

I certify that I have served the Designation of Matter by depositing a copy of it in the United States Mail, postage prepaid, on April 14, 2017, addressed to their attorney of record, Keating L. Simons, III, Esq., Simons & Dean, 147 Wappoo Creek Drive, Suite 604, Charleston, SC 29412.

Charleston, SC  
April 14, 2017

  
Patrick J. Norton  
ALTMAN & COKER, LLC  
575 King St., Ste. A  
Charleston, SC 29403  
(843) 853-9907



Patricia Schneider  
pschneider@altmancoker.com

April 14, 2017

**BY UPS DELIVERY TO:**

The Honorable Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
John C. Calhoun Bldg.  
1220 Senate Street  
Columbia, SC 29201

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APR 17 2017

SC Court of Appeals

Re: Deep Keel, LLC v. Atlantic Private Equity Group, LLC, et al.  
SC Court of Appeals Case No.: 2017-000487

Dear Ms. Kitchings:

In connection with the above-referenced matter, enclosed please find an original and one copy of the Brief of Respondent, the Designation of Matter, and a Proof of Service for each.

Please have these documents filed with your office and return the file-stamped copies to us in the enclosed self-addressed, stamped envelope.

Thank you for your assistance and please feel free to contact us if you have any questions or concerns.

Very truly yours,

Patricia A. Schneider  
Paralegal

/pas  
Enclosures  
c (w/encls.): Keating L. Simons, III, Esq.

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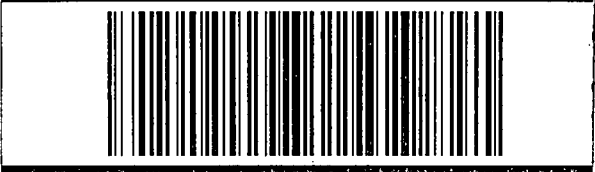
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**SHIP TO:**  
THE HONORABLE JENNY ABBOTT KITCHING  
SOUTH CAROLINA COURT OF APPEALS  
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COLUMBIA SC 29201-3726



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