

STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM BERKELEY COUNTY

Court of Common Pleas

R. Markley Dennis, Circuit Court Judge

Case No. 2015-CP-08-1213

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MAY 01 2017

SC Court of Appeals

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.

AMENDED 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. Plaintiffs' Motion to Compel Defendant to Respond to Discovery, filed March 31, 2016;
11. Christopher and Natalie Duvall's Memorandum in Opposition to The Ryland Group, Inc.'s Motion to Compel Arbitration, filed April 29, 2016;
12. Motion to Compel, filed by Defendant Land Site Services, Inc. on June 8, 2016;
13. 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:

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

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

April 27, 2017



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Christopher Duvall and Natalie Duvall

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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.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on April 27, 2017 he served a copy of Respondents Christopher Duvall and Natalie Duvall's **Amended Designation of Matter to be Included in the Record on Appeal** by depositing the same in the U.S. Mail, First Class postage prepaid, and addressed to the following:

Thomas C. Hildebrand, Jr., Esquire
Olesya V. Vaskevich, Esquire
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Attorney for Appellant The Ryland Group

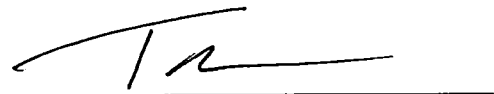
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A handwritten signature in black ink, consisting of a stylized 'J' and 'A' followed by a horizontal line.

James Taylor Anderson, III

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April 27, 2017

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SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211


RE: *Christopher Duvall and Natalie Duvall, et al v. The Ryland Group, Inc. et al*
Appellate Case No.: 2016-01825
Our File No. 77-35

Dear Ms. Kitchings:

In regard to Appellate Case No.: 2016-01825, and pursuant to the Court's Order filed April 7, 2017, I am enclosing an original and one (1) copy of the Amended Initial Brief of Respondents Christopher Duvall and Natalie Duvall and the original and one (1) copy of Respondents Christopher Duvall and Natalie Duvall's Amended Designation of Matter to be Included in Record on Appeal for filing, together with Certificates of Service for each document.

Kindly return a clocked copy of the Amended Brief and the Amended Designation to me in the self-addressed, stamped envelope that is enclosed.

Very truly yours,



James Taylor Anderson, III

JTAIII/ads
Enclosure

cc: **Via U.S. Mail w/ encls.**
Thomas C. Hildebrand, Jr., Esquire / Olesya V. Vaskevich, Esquire
John E. Rogers, II, Esquire / C. Reed Teague, Esquire
Mark S. Barrow, Esquire / Christy E. Mahon, Esquire
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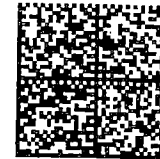


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The Honorable Jenny Abbott Kitchings
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