

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

Deadra L. Jefferson, Circuit Court Judge

Case No. 2013-CP-10-03326  
Appellate Case No. 2017-000474

**RECEIVED**

MAY 24 2017

**SC Court of Appeals**

Ex Parte: Liberty Mutual Fire Insurance Company,..... Appellant.

v.

In re: Waverly at Hamlin Plantation Townhome  
Association, Inc., ..... Respondent,

v.

John Wieland Homes and Neighborhoods of the  
Carolinas, Inc. as successor by statutory merger to John  
Wieland Homes and Neighborhoods of South Carolina,  
Inc., John Wieland Homes of Charleston, Inc., John  
Wieland Homes, Inc., Builders Support Services of the  
Carolinas, Inc. and Wheelock Street Capital, LLC d/b/a  
John Wieland Homes and Neighborhoods, Inc., ..... Respondents,

and

John Wieland Homes and Neighborhoods of the  
Carolinas, Inc., as successor by statutory merger to John  
Wieland Homes and Neighborhoods of South Carolina,  
Inc., John Wieland Homes of Charleston, Inc., John  
Wieland Homes Inc., Builders Support Services of the  
Carolinas, Inc. .... Respondents,

v.

Barr Construction, Inc., Benjamin Mora d/b/a Mora  
Construction, a/k/a Benjamin Mora Construction, LLC,  
Builders FirstSource, Inc., a/k/a Builders FirstSource-  
Southeast Group, LLC, a/k/a Builders FirstSource-  
Atlantic Group, LLC, DBC Construction Services, LLC,  
Eli, Inc., Gerardo Rosette Sanchez a/k/a GR Painting,  
Jorge Medina, Jorge Medina a/k/a JMC Construction,  
LLC a/k/a JMC Construction, Inc., Jesus Mora a/k/a J.  
Mora Brick & Block Mason, LLC, Juan Luis Sanchez,  
Juan Luis Sanchez a/k/a Sanchez Brothers Painting,  
Latitude Construction Services, LLC, The Muhler

Company, Inc., Paul M. Vasquez, Richard Ditullio,  
Richard Ditullio a/k/a RDT Contracting, LLC,.....

Respondents.

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

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Pursuant to Rule 209, SCACR, Appellant Liberty Mutual Fire Insurance Company designates the following material for inclusion in the record on appeal. Undersigned counsel certifies, pursuant to Rule 209(c), SCACR, that the designation contains no matter which is irrelevant to this appeal.

**Orders**

1. Order Denying Liberty Mutual's Motion for Limited Intervention, filed February 6, 2017

**Pleadings**

2. Answer and Third Party Complaint, filed April 17, 2014
3. Plaintiff's Complaint, filed June 6, 2013

**Motions, Supporting Memoranda, & Other Filings**

4. Defendants' Memorandum in Opposition to Liberty Mutual's Second Motion for Limited Intervention, filed January 23, 2017
5. Liberty Mutual's Second Motion for Limited Intervention, filed January 19, 2017

**Transcripts**

6. Transcript of Hearing on Liberty Mutual's Second Motion for Limited Intervention, January 23, 2017

**Other**

7. Notice of Appeal, filed February 16, 2017

*Signature on Following Page*

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May 24, 2017

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Wieland Homes, Inc., Builders Support Services of the  
Carolinas, Inc. and Wheelock Street Capital, LLC d/b/a  
John Wieland Homes and Neighborhoods, Inc., ..... Respondents,

and

John Wieland Homes and Neighborhoods of the  
Carolinas, Inc., as successor by statutory merger to  
John Wieland Homes and Neighborhoods of South  
Carolina, Inc., John Wieland Homes of Charleston,  
Inc., John Wieland Homes Inc., Builders Support  
Services of the Carolinas, Inc. .... Respondents,

v.

Barr Construction, Inc., Benjamin Mora d/b/a Mora  
Construction, a/k/a Benjamin Mora Construction, LLC,  
Builders FirstSource, Inc., a/k/a Builders FirstSource-  
Southeast Group, LLC, a/k/a Builders FirstSource-  
Atlantic Group, LLC, DBC Construction Services,  
LLC, Eli, Inc., Gerardo Rosette Sanchez a/k/a GR  
Painting, Jorge Medina, Jorge Medina a/k/a JMC  
Construction, LLC a/k/a JMC Construction, Inc., Jesus  
Mora a/k/a J. Mora Brick & Block Mason, LLC, Juan  
Luis Sanchez, Juan Luis Sanchez a/k/a Sanchez

Brothers Painting, Latitude Construction Services,  
LLC, The Muhler Company, Inc., Paul M. Vasquez,  
Richard Ditullio, Richard Ditullio a/k/a RDT  
Contracting, LLC,..... Respondents.

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PROOF OF SERVICE

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I, the undersigned Administrative Assistant of the law offices of Nelson Mullins Riley & Scarborough LLP, attorneys for Liberty Mutual Fire Insurance Company, do hereby certify that I have served all counsel in this action with a copy of the pleading(s) hereinbelow specified by mailing a copy of the same by United States Mail, postage prepaid, to the following address(es):

Pleadings:

Appellant's Designation of Matter to be Included in the Record  
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May 24, 2017