

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM SALUDA COUNTY
Court of Common Pleas
Jocelyn Newman, Circuit Court Judge

Case No. 2015-CP-41-139
Appellate Case No. 2017-000198

RECEIVED

JUN 22 2017

SC Court of Appeals

Amy PottsRespondent

v.

McCarty Enterprises, LLC, John Miles McCarty,
Audrey S. McCarty, a/k/a/ Audrey J. McCarty,
and Jane Doe.....Appellants

DESIGNATION OF MATTER

Respondents designate the following items for inclusion in the Record on Appeal:

1. Complaint
2. Amended Complaint
3. Complete Transcript of Hearing dated April 28, 2016
4. Complete Transcript of Hearing dated September 7, 2016
5. Affidavit of Service of Gary Landry dated June 14, 2015
6. Motion to Dismiss dated June 24, 2015
7. Affidavit in Opposition to Default dated April 25, 2016
8. Letter of Frank Potts to Ms. Kern-Fuller dated August 3, 2015
9. Motion for Default and to Compel filed August 18, 2016 with all attachments and exhibits
10. Affidavit of Evan Lacke, dated May 3, 2016
11. Affidavit of Frank S. Potts dated June 23, 2016, ¶ 12.
12. Motion to Strike for Default and to Compel filed June 24, 2016 with all attachments and exhibits
13. Envelope that enclosed Appellant's Motion to Dismiss and Answer with postmark of May 31st
14. Certificate of Service to Respondent dated May 25, 2016
15. Envelopes addressed to Potts and Lacke dated April 25, 2016 along with tracking history for each.

16. Memorandum in Opposition to Default dated September 7, 2016.
17. Certificate of Service to Appellants dated June 24, 2016
18. Order dated September 28, 2016
19. Order denying Motion for Reconsideration, December 20, 2016
20. Affidavit of LaTonya Chester, October 10, 2016
21. Affidavit of Frank Potts, June 23, 2016
22. Affidavit of Candy Kern-Fuller, October 17, 2016, with all attachments and exhibits
23. Answer to Amended Complaint dated May 25, 2016.
24. Affidavit of Renee Larsen dated June 15, 2016

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



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June 20, 2017
Leesville, SC

FRANK S. POTTS

ATTORNEY AT LAW

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June 20, 2017

RECEIVED
JUN 22 2017
SC Court of Appeals

Honorable Jenny A. Kitchings
South Carolina Court of Appeals
PO Box 11629
Columbia, SC 29211

Re: Amy Potts v. McCarty Enterprises
Appellate Case No. 2017-000198

Dear Ms. Kitchings:

After the filing of respondent's Initial Brief yesterday, I realized that I had failed to place the appropriate certification on the Designation of Matter to be included in the Record. Enclosed is an amended Designation of Matter with the necessary certification as required by Rule 209(c), SCRPC.

It would be appreciated if you would file the same. Thank you.

Very truly yours,

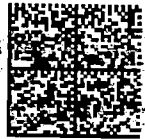

Frank S. Potts

cc. Candy M. Kern-Fuller, Esq.
Upstate Law Group
200 East Main Street
Easley, SC 29640

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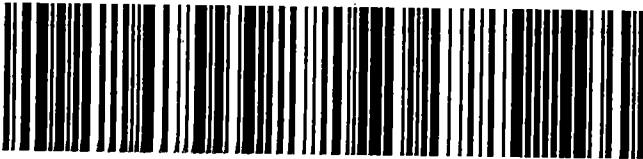
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Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
PO Box 11629
Columbia SC 29211-1629



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