

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

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

RECEIVED

Mikell R. Scarborough, Master in Equity

AUG 08 2017

SC Court of Appeals

Case No. 2016-CP-10-1143
[Appellate Case No. 2016-002308]

Palmetto Construction Group, LLC Respondent

v.

Restoration Specialists, LLC, Appellants
Reuben Mark Ward, and
Lynnette Pennington Ward

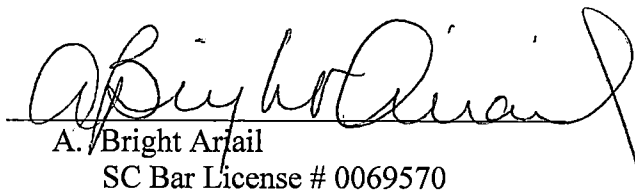
DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL
(Served/Filed With Initial Reply Brief of Appellant)

Appellant proposes the following be included in the Record on Appeal:

1. Order of April 20, 2016;
2. Order of July 14, 2016;
3. Summons and Complaint, with attached Exhibits;
4. Plaintiff's Motion to Stay and to Compel;
5. Motion to Refer to the Master in Equity and for Entry of Default;
6. Affidavit of Reuben Mark Ward of June 3, 2016 ("Affidavit I");
7. Affidavit of Reuben Mark Ward of June 3, 2016 ("Affidavit II");

8. Defendants' Notice of Motion and Motion for Continuance and Protection Pursuant to SCRCP 6(d) and 40(i);
9. Defendants' Notice of Motion and Motion to Set Aside Entry of Default Pursuant to SCRCP 55(c);
10. Defendants' Notice of Motion and Motion to Stay and to Compel Pursuant to SCRCP 12(b)(2) and Applicable Case Law;
11. Memorandum in Support of Defendants' Motion to Set Aside Entry of Default Pursuant to SCRCP 55(c);
12. Defendants' Notice of Motion and Motion to Reconsider and to Alter or Amend Pursuant to SCRCP 59(e) and Applicable Case Law;
13. Memorandum in Support of Defendants' Motion to Reconsider and to Alter or Amend Pursuant to SCRCP 59(e) and Applicable Case Law;
14. Plaintiff's Opposition to Defendants' Motion to Reconsider Alter or Amend;
15. Reply to Plaintiff's Opposition to Defendants' Motion to Reconsider Alter or Amend;
16. Transcript of Proceedings Held June 6, 2016 pp.7-8, 11-12;
17. Transcript of Proceedings Held July 14, 2016 pp. 9, 12;
18. Transcript of Proceedings Held October 4, 2016 pp. 1-32;
19. Notice of Hearing of June 1, 2016;
20. Emails, with Cover Letter, filed with the Court on July 22, 2016;
21. Charleston County Roster Details – Master's Docket for October 11, 2016;
22. Attorney Ariail Letter to Judge Scarborough, dated September 7, 2016 received by the Court on September 13, 2016;
23. Emails, with Cover Letter, filed with the Court on September 22, 2016;
24. Emails, with Cover Letter, filed with the Court on October 4, 2016;
25. Notice of Appeal, dated September 30, 2016;
26. Attorney Ariail Letter to Charleston County Clerk of Court, dated September 30, 2016;
27. Attorney Ariail Letter to Court of Appeals, with Exhibits, dated October 5, 2016;
28. Attorney Ariail Letter to Court of Appeals, with Exhibits, dated October 6, 2016;
29. Respondent's Emergency Motion to Dismiss Appeal and for Expedited Review, dated October 3, 2016;
30. Court of Appeals Letter to Respondent, dated October 4, 2016;
31. Respondent's Motion to Dismiss Appeal, and for Expedited Review, dated October 27, 2016;
32. Order of October 28, 2016;
33. Order of November 10, 2016;
34. Notice of Appeal, dated November 14, 2016;
35. Respondent's Motion to Dismiss Appeal, dated December 2, 2016;
36. Order of February 1, 2017.
37. Appellants Motion to Exclude and Strike dated April 28, 2017.
38. Appellants' Reply to Respondent's Opposition to Appellants' Motion to Exclude and Strike

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

A handwritten signature in cursive script, appearing to read "A. Bright Ariail", written over a horizontal line.

A. Bright Ariail

SC Bar License # 0069570

Law Office of A. Bright Ariail, LLC

125E Wappoo Creek Drive, Suite 202

Charleston, SC 29412

843/814-8805

August 7, 2017

Attorney for Appellants

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Mikell R. Scarborough, Master in Equity

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Respondent

v.

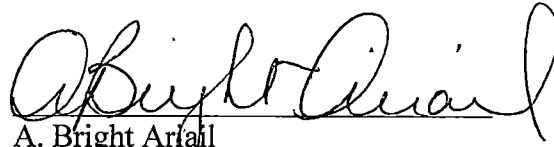
Restoration Specialists, LLC,
Reuben Mark Ward, and
Lynnette Pennington Ward

Appellants

PROOF OF SERVICE

I certify that I have served the Designation of Matter to be Included in the Record On Appeal (Served/Filed With Initial Reply Brief of Appellant) on Palmetto Construction Group, LLC by depositing a copy of it in the United States Mail, postage prepaid, on August 7, 2017, addressed to Palmetto Construction Group, LLC's attorneys of record, Andrew K. Epting, Jr. and Michelle N. Endemann, Andrew K. Epting, LLC, 46A State Street, Charleston, South Carolina, 29401.

August 7, 2017

A handwritten signature in black ink, appearing to read "A. Bright Ariail". The signature is written in a cursive style with a horizontal line underneath it.

A. Bright Ariail

SC License #69570

Law Office of A. Bright Ariail, LLC

125E Wappoo Creek Drive, Suite 202

Charleston, SC 29412

843/814-8805

Attorney for Appellants

Law Office of A. Bright Ariail, LLC

August 7, 2017

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

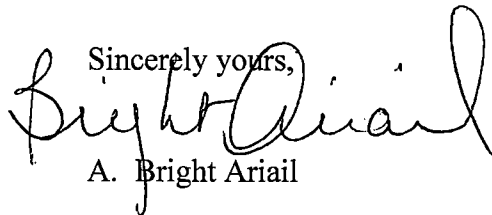
RE: Palmetto Construction Group v. Restoration Specialists, LLC *et al.*
Appellate Case No. 2016-002308

Dear Ms. Kitchings;

Enclosed, please find the original and one copy of the Initial Reply Brief of Appellants and the original and one copy of the Designation of Matter to be Included in the Record on Appeal (Served/Filed with Initial Reply Brief) for filing in the above referenced appeal. I have also included the original and one copy of the Proof of Service for each document. Please return a filed copy of each document to me in the enclosed, self-addressed, stamped envelope.

By copy of this letter, I am serving both documents on counsel for Respondents.

With kindest regards, I am

Sincerely yours,

A. Bright Ariail

Enclosures

cc: Andrew Epting, Esquire
Michelle Endemann, Esquire

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SC Court of Appeals

Expected Delivery Day: 08/09/2017

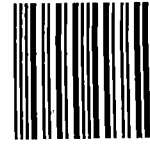
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TO: THE HONORABLE
JENNY ABBOTT KITCHINGS
CLERK, SC COURT OF APPEALS
P.O. BOX 1162
COLUMBIA, SC

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29 AUG 08 2017
SC Court of Appeals