

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of Common Pleas

William P. Keesley, Circuit Court Judge

Appellate Case No. 2016-002487

RECEIVED

OCT 13 2017

SC Court of Appeals

Cassandra M. Myers and Bartholomew Myers
in their capacity as Co-Personal Representatives
of the Estate of Evan Morris Myers, Appellants,

v.

The Consolidated Employee Recreation Clubs, a
non-profit organization a/k/a Pine Island Club
at Lake Murray, South Carolina Electric and Gas
Holding Company, Inc.; SCANA Respondents.

**RESPONDENTS'
DESIGNATION OF MATTER**

Pursuant to Rule 209, SCACR, Respondents The Consolidated
Employee Recreation Clubs, a non-profit organization a/k/a Pine Island Club
at Lake Murray, South Carolina Electric and Gas Holding Company, Inc.,
and SCANA designate the following items for inclusion in the Record on
Appeal:

1. Order Granting Summary Judgment filed August 8, 2016;
2. Order Denying Appellants' Rule 59(e), SCRCPP, Motion for Reconsideration filed November 9, 2016;
3. Respondents' Motion for Summary Judgment filed November 3, 2014;
4. Respondents' Memorandum in Support of Motion for Summary Judgment filed December 14, 2015;
5. Appellants' Memorandum in Opposition to Respondents' Motion for Summary Judgment filed December 8, 2015;
6. Appellants' Rule 59(e), SCRCPP, Motion and Memorandum for Reconsideration filed September 6, 2016;
7. Respondents' Memorandum in Opposition to Appellants' Rule 59(e), SCRCPP, Motion for Reconsideration filed September 23, 2016;
8. Appellants' Reply to Respondents' Response to Appellants' Rule 59(e), SCRCPP, Motion for Reconsideration filed October 10, 2016;
9. Amended Complaint filed June 18, 2014;
10. Second Amended Complaint dated June 1, 2015;

11. Answer to Plaintiffs' Second Amended Complaint filed October 21, 2015;
12. Deposition Transcript of Mandy Nicole Bellamy, pp: 20, 21, 42, 44, 55, 74, 75, 78, 86, 87, 93, 96, 97, 99, 100, 101, 116, 144, 145, 146, Deposition Ex. 7e, and Ex. 8;
13. Transcript of Hearing held on December 11, 2015;
14. Affidavit of Andrea L. Lange dated December 9, 2015;
15. Affidavit of Francesco A. Pia dated November 24, 2015;
16. Affidavit of Dr. Ralph Johnson dated November 17, 2015;
17. Supplemental Affidavit of Francesco A. Pia dated September 1, 2016;
18. Emails filed with the court June 17, 2017.

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

[SIGNATURE PAGE FOLLOWS]

Respectfully submitted,

COLLINS & LACY, P.C.

A handwritten signature in black ink, appearing to read "C. Stegmaier", with a horizontal line underneath.

CHRISTIAN STEGMAIER

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ATTORNEYS FOR RESPONDENTS

**RESPONDENTS' DESIGNATION
OF MATTER**

Columbia, South Carolina
October 13, 2017.

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v.

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Holding Company, Inc.; SCANA Respondents.

PROOF OF SERVICE

I hereby certify that I served Respondents The Consolidated Employee
Recreation Clubs, a non-profit organization a/k/a Pine Island Club at Lake
Murray, South Carolina Electric and Gas Holding Company, Inc., and
SCANA's Designation of Matter upon all parties, by placing a copy in the

United States mail, postage prepaid, to all counsel of record on October 13, 2017, addressed to the following:

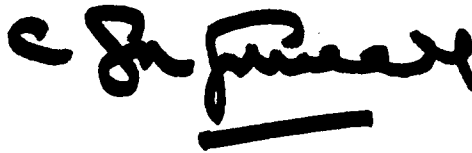
COUNSEL SERVED:

Pedro E. Krompecher, III, Esquire
Krompecher Law Firm, PLLC
Post Office Box 6639
Raleigh, NC 27628
Counsel for Appellants

Edward L. Graham, Esquire
Graham Law Firm, P.A.
Post Office Box 550
Florence, SC 29501
Counsel for Appellants

Respectfully submitted,

COLLINS & LACY, P.C.



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Columbia, South Carolina
October 13, 2017

ATTORNEYS FOR RESPONDENTS

**PROOF OF SERVICE-
RESPONDENTS' DESIGNATION OF
MATTER**



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October 13, 2017

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SC Court of Appeals

VIA HAND DELIVERY

The Honorable Jenny A. Kitchings
South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201

Re: *Cassandra M. Myers and Bartholomew Myers in their capacity as Co-Personal Representatives of the Estate of Evan Morris Myers, vs. The Consolidated Employee Recreation Clubs, a non-profit organization a/k/a Pine Island Club at Lake Murray, South Carolina Electric and Gas Holding Company, Inc./SCANA*

Civil Action No. 2014-CP-32-02210
Appellate File No. 2016-002487
Claim No. 683-411339
C&L File No. 000001-02078

Dear Ms. Kitchings:

Please find enclosed for filing the unbound original and two (2) copies of Respondents' Initial Brief and Designation of Matter in the above referenced matter. Please file the original and return a clocked copy of same via our courier.

By copy of this letter and enclosure, we are serving same on counsel of record.

Thank you for your time and attention. Should you have any questions or concerns, please do not hesitate to contact us.

Respectfully,

Christian Stegmaier

CS/mmm
Enclosures

cc: Edward L. Graham, Esquire
Pedro E. Krompecher, III, Esquire