

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM GREENWOOD COUNTY  
Court of Common Pleas

The Honorable Frank R. Addy, Jr., Circuit Court Judge

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Case No. 2015-CP-24-00892

Appellate Case No. 2017-000810

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NOV 15 2017  
SC Court of Appeals

Jeffrey S. Kagan,.....Appellant,

v.

D. Renee Simchon .....Respondent.

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

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Respondent proposes the following to be included in the Record on Appeal:

1. Plaintiff's Complaint, filed on August 31, 2015;
2. Entire Transcript of Hearing on Defendants' Motion to Dismiss before The Honorable Frank R. Addy, Jr., held February 8, 2016;
3. Circuit Court's Partial Order of Dismissal, issued on February 8, 2016;
4. Defendants' Motion to Amend Caption to Remove Certain Defendants from Action, filed on March 28, 2016;
5. Defendant D. Renee Simchon's Answer and Counterclaim, filed on March 28, 2016;
6. Circuit Court's Order Granting Removal of Defendants Sam Simchon, Bay Island Sportswear, Inc., and Bay Island, LLC from Action, issued April 15, 2016;
7. Plaintiff's Reply to Counterclaim, filed April 21, 2016;
8. Defendant D. Renee Simchon's Motion for Summary Judgment, filed October 26, 2016;

9. Defendant D. Renee Simchon's Memorandum in Support of Motion for Summary Judgment, including all exhibits attached thereto, filed October 26, 2016;
10. Plaintiff's Memorandum in Opposition to Defendant's Motion for Summary Judgment, including all exhibits attached thereto, filed on January 24, 2017;
11. Entire Transcript of Hearing on Defendant D. Renee Simchon's Motion for Summary Judgment before The Honorable Frank R. Addy, Jr., held January 24, 2017;
12. Defendant D. Renee Simchon's Reply in Support of Motion for Summary Judgment, filed on January 27, 2017; and
13. Order of Dismissal, issued on February 21, 2017.

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Attorneys for Respondent

November 13, 2017

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**PROOF OF SERVICE**

I certify that I have served Respondent's Designation of Matter to Be Included in the Record on Appeal on Jeffrey S. Kagan, Appellant, by depositing a copy in the United States Mail, postage prepaid, on November 13, 2017, addressed to his attorney of record, C. Rauch Wise, Esq., 305 Main Street, Greenwood, SC 29646.

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Attorneys for Respondent

November 13, 2017

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The Honorable Jenny Abbott Kitchings  
Clerk of Court, SC Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

**Re: D. Renee Simchon v. Jeffrey S. Kagan  
Appellate Case No. 2017-000810**

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SC Court of Appeals

Dear Ms. Kitchings:

Enclosed for filing are following documents in connection with the above-referenced case:

1. Original and one copy of Respondent's Initial Brief;
2. Original and one copy of Proof of Service of Respondent's Initial Brief;
3. Original and one copy of Respondent's Designation of Matter to Be Included in the Record on Appeal;
4. Original and one copy of Proof of Service of Respondent's Designation of Matter;
5. Original and seven copies of Respondent's Motion to Strike Designation of Matter to Be Included in the Record on Appeal; and
6. Original and one copy of Proof of Service of Respondent's Motion to Strike Designation of Matter to Be Included in the Record on Appeal.

Also enclosed is our check in the amount of \$25.00 for the Motion filing fee. Please return stamped copies to us in the enclosed self-addressed stamped envelope.

By copy of this letter, we are serving all counsel of record.

Thank you for your assistance with this matter. Please do not hesitate to contact me if you have any questions.

With kind regards, I remain

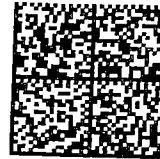
Very truly yours,



J. Walker Coleman, IV

Enclosures

cc: C. Rauch Wise, Esq. (via U.S. Mail, w/encl.)  
Edward S. McCallum, III, Esq. (via U.S. Mail, w/encl.)  
Jennifer H. Thiem, Esq. (w/encl., via email)  
Meg Sawyer, Esq. (w/encl., via email)



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