

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM FLORENCE COUNTY
In the Courts of Common Pleas of Beaufort and Florence Counties
Trial Court Case Nos. 2016-ES-07-00302, 2016-CP-21-01435, and 2015-ES-21-00778

The Honorable Roger L. Couch

Appellate Case No. 2017-002290

Deborah B. Harwell Respondent

v.

Robert Bryan Harwell, individually and as the Personal
Representative of the Estate of David W. Harwell; and the South
Carolina Department of Health and Environmental Control,
Division of Vital Records Defendants

v.

Law Office of Deidre W. Edmunds, P.A. and Deidre W.
Edmunds,¹ individually Appellant

APPELLANT'S DESIGNATION OF MATTER FOR INCLUSION IN THE RECORD ON
APPEAL

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SC Court of Appeals

¹ The correct spelling is Deirdre W. Edmonds. The Orders from the lower courts list "Deidre" and "Edmunds", and therefore the caption in this case is listed as such, per The South Carolina Court of Appeals correspondence of November 8, 2017.

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Deborah B. Harwell
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Myrtle Beach, SC 29572
*Pro Se Respondent/Defendant Deborah B.
Harwell*

Pursuant to Rule 209 of the South Carolina Appellate Court Rules, Appellants Law Office of Deirdre W. Edmonds, P.A. and Deirdre W. Edmonds, individually ("Attorney Edmonds") hereby designates the following materials to be included in the Record on Appeal in this matter in connection with their Appellants' Brief. Unless otherwise expressly stated, each item designated is to include all attachments or exhibits to the original of the referenced item. Attorney Edmonds intends to designate each and every item from the record that she cited in her Initial Appellant's Brief in this matter. Attorney Edmonds expressly reserves the right to seek supplementation of the record pursuant to Rules 209 and 212, SCACR. Attorney Edmonds designates the following matters for inclusion in the Record on Appeal:

1. December 3, 2015 *Pro Se* Statement of Creditor's Claim in No. 2015-ES-21-00778
2. March 9, 2016 Summons and Petition for Allowance of Creditor's Claim in No. 2015-ES-21-00778
3. Respondent's April 1, 2016 Answers and Counterclaims and Third-Party Claims in No. 2015-ES-21-00778
4. Respondent's April 1, 2016 Motion to Dismiss Both Claims for Lack of Subject Matter Jurisdiction or, Alternatively, a Motion to Dismiss Both Claims for Failure to State a Claim or, Alternatively, Motion for Judgment on the Pleadings as to Both Claims, and Motion for Sanctions and Memorandum in Support thereof in No. 2015-ES-21-00778
5. June 10, 2016 Honorable Kenneth E. Fulp, Jr. Order of Removal to Florence County Circuit Court
6. July 5, 2016 Notice of Motion and Motion to Dismiss in No. 2016-CP-21-01435
7. July 19, 2016 Memorandum in Support of Motion to Dismiss in No. 2016-CP-21-01435
8. July 19, 2016 Memorandum in Opposition to Motion for Sanctions in No. 2016-CP-21-01435
9. Respondent's July 21, 2016 Memorandum in Support of Sanctions

10. January 20, 2017 Affidavit of Peter Protopapas
11. January 27, 2017 Respondent's Supplemental Memorandum in Support of Motion for Sanctions
12. February 2, 2017 Memorandum of Law in Opposition to Motion for Sanctions in No. 2016-CP-21-01435
13. February 2, 2017 Transcript of Sanctions Hearing before the Honorable Roger L. Couch
14. April 12, 2017 Order of the Honorable Roger L. Couch in No. 2016-CP-21-01435
15. April 27, 2017 Motion for Reconsideration in No. 2016-CP-21-01435
16. July 21, 2017 Transcript of Sanctions Hearing before the Honorable Roger L. Couch
17. October 2, 2017 Order of the Honorable Roger L. Couch in No. 2016-CP-21-01435
18. Appellants' Notice of Appeal

Attorney Edmonds certifies, pursuant to S.C.A.C.R., Rule 209(c), that the designations set forth above are relevant to the appeal in this matter, and that she has not designated any matter that is irrelevant to the issues before the Court.

January 2, 2018

BARNWELL WHALEY PATTERSON &
HELMS, LLC

By: 

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The Honorable Roger L. Couch

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Carolina Department of Health and Environmental Control,
Division of Vital Records Defendants

v.

Law Office of Deidre W. Edmunds, P.A. and Deidre W. Edmunds,
individuallyAppellant

PROOF OF SERVICE

I certify that I have served the Appellants' Designation of Matter for Inclusion in the Record on Appeal on the above-referenced Respondents by depositing a copy of it in the United States Mail, postage prepaid, on January 2, 2018, addressed to their attorneys of record:

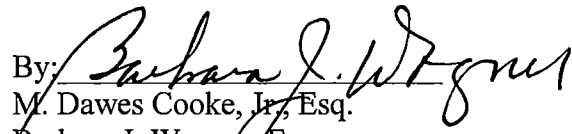
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59.026

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

Re: Deborah B. Harwell v. Robert Bryan Harwell, individually and as Personal Representative of the Estate of David W. Harwell, and South Carolina Department of Health and Environmental Control Division of Vital Records, and Law Office of Deirdre W. Edmonds, PA; and Deirdre W. Edmonds, individually
Appellate Case No.: 2017-002290
Case No.: 2016-CP-21-1435

Dear Ms. Kitchings:

Enclosed for filing please find the original and one (1) copy of each of the following:

- (1) Appellant Law Office of Deirdre W. Edmonds, P.A. and Deirdre W. Edmonds, Individually **Initial Appellant's Brief;**
- (2) Appellant Law Office of Deirdre W. Edmond, P.A. and Deirdre W. Edmonds, Individually **Designation of Matter for Inclusion in the Record on Appeal;**
- (3) Appellant Law Office of Deirdre W. Edmonds, P.A. and Deirdre W. Edmonds **Amended Notice of Appeal** correctly naming the appropriate Respondent to the Appeal due to it being incorrectly captioned; and
- (3) **Proofs of Service.**

Per my legal assistant's conversation with your office, we are filing the Amended Notice of Appeal due to the Respondent named incorrectly in the initial Appeal. We would respectfully request that the case caption be revised to reflect the corrected Respondent (Robert Brian Harwell, individually and as Personal Representative of the Estate of David W. Harwell). We would appreciate if you would file the original documents and return the filed, stamped copies to us in the self-addressed, stamped envelope(s) provided.

By copy of this letter, we are serving copies of the enclosures upon all counsel of record and upon the *Pro Se* Defendant, Deborah Harwell.

Thank you for your assistance.

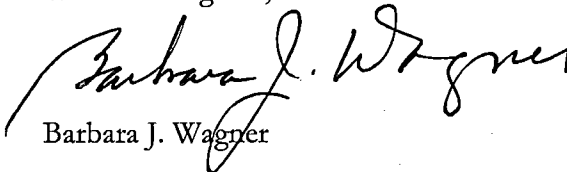
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REPRESENTING CLIENTS IN ALL COURTS IN SOUTH CAROLINA AND NORTH CAROLINA AND IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

With kind regards,



Barbara J. Wagner

Enclosures

Cc w/enc.:

Kevin M. Barth, Esquire-(with enclosures)

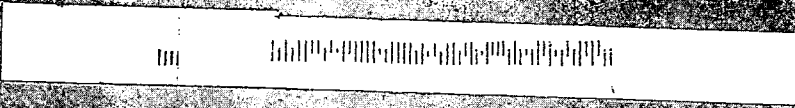
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Deborah Harwell P.O. Box 7769, Myrtle Beach, SC 29572 (with enclosures)

Deirdre W. Edmonds – (with enclosures)

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