

**FORM 14
DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL**

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM SPARTANBURG COUNTY
Court of Common Pleas

R. Keith Kelly, Judge

Appellate Case No.: 2017-001009

RECEIVED
JAN 02 2018
SC Court of Appeals

Caitlyn Langham,

v.

Appellant,

Officer Russell Porter,
City of Spartanburg Police Department, and WALMART, Inc.,

Respondents.

AND

Caitlyn Langham,

v.

Appellant,

WALMART, Inc.,

Respondent.

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

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

1. Complaint filed April 8, 2016;
2. Defendant WALMART Stores, Inc. Answer, filed May 16, 2016;
3. Defendant WALMART Stores, Inc's. Motion to Dismiss, filed May 16, 2016;
4. Defendants Officer Russel Porter, City of Spartanburg and Spartanburg Police Department's Answer, filed May 16, 2016;

5. Order Granting Defendant WALMART's Partial Motion to Dismiss, filed November 15, 2016;
6. Plaintiff's Motion for Reconsideration, dated November 21, 2016;
7. Defendants Officer Russel Porter, City of Spartanburg and Spartanburg Police Department's Motion to Dismiss and/or Motion for Summary Judgment, dated December 8, 2016;
8. Defendants Porter, City of Spartanburg and Spartanburg Police Department's Memorandum in Support of Motion for Summary Judgment, dated February 24, 2017
9. Plaintiff's Opposition to Defendants Porter, City of Spartanburg and Spartanburg Police Department's in Opposition to Motion for Summary Judgment, dated February 28, 2017
10. Order Denying Plaintiff's Motion for Reconsideration, filed March 22, 2017;
11. Order Granting Defendants Porter, City of Spartanburg and Spartanburg Police Department's Summary Judgment, dated March 23, 2017;
12. Order Granting Defendant WALMART's Motion for Summary Judgment, dated July 14, 2017;
13. Plaintiff's Motion for Reconsideration, dated July 19, 2017;
14. Order Denying Plaintiff's Motion for Reconsideration, dated October 3, 2017;
15. Transcript of Ronnee Miller Deposition, dated January 18, 2017, pp. 11-13, 16, 21, 23 and 38-39;
16. Transcript of Caitlyn Langham Deposition, dated January 18, 2017, pp. 19-22; and,
17. Transcript of Officer Porter Trial Testimony, dated September 17, 2014, pp. 8, 14, 15, 16, 19-20.

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

{SIGNATURE TO FOLLOW}



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attorneydonaldsmith@gmail.com

Attorney for Appellant

Anderson, South Carolina
Date: December 28, 2017

FORM 7
PROOF OF SERVICE
APPELLANT'S INITIAL BRIEF AND DESIGNATION OF MATTER

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM SPARTANBURG COUNTY
Court of Common Pleas

R. Keith Kelly, Judge

Appellate Case No. 2017-001009

Caitlyn Langham,

v.

Officer Russell Porter,
City of Spartanburg Police Department, and WALMART, Inc.,

AND

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Appellant,

Respondents.

Appellant,


Respondent.

PROOF OF SERVICE

I certify that I have served a copy of Appellant's Initial Brief, Designation of Matter, and Proof of Service for same upon The Honorable Jenny Abbott Kitchings, Clerk of Court South Carolina Court of Appeals, at PO Box 11629, Columbia SC 29211, Ms. Lee Ellen Bagley, Esquire and Ms. Randi Lynn Roberts, Esquire at 3700 Forest Drive, Suite 400, Columbia, SC 29204, and Mr. James D. Jolly Jr., Esquire and Ms. Stacy Todd Coffee, Esquire at 1805 North Blvd., Anderson, SC 29622, by depositing a copy of it in the United States Mail, postage prepaid, on December 28, 2017.

{SIGNATURE TO FOLLOW}

December 28, 2017
Anderson, South Carolina


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Attorney for Appellant

FORM 8
LETTER TO THE APPEALS COURT CLERK

December 28, 2017

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

**RE: Caitlyn Langham v. Officer Russell Porter, City of Spartanburg Police
Department and WALMART, Inc. AND Caitlyn Langham v. WALMART,
Inc.
Appellate Case No.: 2017-001009**


Dear Honorable Kitchings:

Please find enclosed the following materials for filing:

- (1) Appellant's Initial Brief;
- (2) Appellant's Designation of Matter; and
- (3) Proof of Service for same.

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SC Court of Appeals

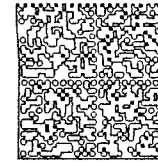
Sincerely,



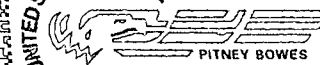
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Attorney for Appellant

cc:

Lee Ellen Bagley, Esquire
Randi Lynn Roberts, Esquire
James D. Jolly, Jr., Esquire
Stacy Todd Coffee, Esquire



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SC Court of Appeals

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

