

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM OCONEE COUNTY
CIRCUIT COURT

CORDELL MADDOX, CIRCUIT COURT JUDGE

CASE NO.: 2012-CP-37-00902
APPELLATE CASE NO. 2017-000294

RECEIVED
JAN 18 2018
SC Court of Appeals

Alexander Pastene.....Appellant,

v.

Marion R. McMillan and Synergy Spine Center, P.A.....Respondents.

RESPONDENTS'
DESIGNATION OF MATTER TO BE INCLUDED
IN THE RECORD ON APPEAL

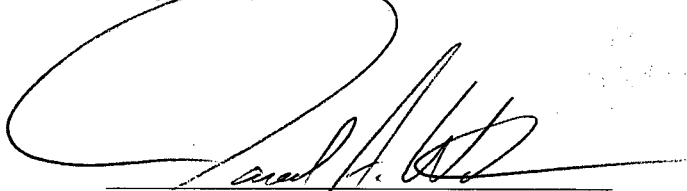
Respondents, Marion R. McMillan and Synergy Spine Center, P.A., propose the following to be included in the Record on Appeal in support of Initial Brief of Respondents:

1. Complaint filed June 21, 2012
2. Order of Magistrate dated August 16, 2012 denying Respondents' Motion to Dismiss
3. Answer and Counterclaim dated August 29, 2012
4. Order of Magistrate dated September 18, 2012
5. Notice of Transfer of Case to Court of Common Pleas filed October 12, 2012
6. Affidavit of Default filed November 14, 2012
7. Motion for Default Judgment filed April 22, 2013
8. Order for Default Judgment filed June 17, 2014
9. Motion for Reconsideration Order Clocked June 17, 2014 filed August 11, 2014
10. Order Denying Defendant's (sic) Motion for Reconsideration
11. Notice of Motion Scheduling dated March 10, 2016
12. Return Receipt signed by Appellant on March 18, 2016
13. Form 4 Judgment filed April 19, 2016

14. Plaintiff's Motion to Vacate Judge Maddox Order 4-1-16 Reconsider, and Set Date for Trial by Jury filed April 29, 2016
15. Order Denying Plaintiff's Motion to Vacate Judgment filed June 13, 2016
16. Default Judgment *Against Plaintiff Alexander Pastene* filed on June 13, 2016
17. Plaintiff's Motion for Relief from Judgment under Rules 60 SCRPC & 55 SCRPC dated June 28, 2016
18. Defendant's Return to Plaintiff's Motion Relief from Judgment under Rules 60 SCRPC & 55 SCRPC filed December 8, 2016
19. Order Denying Plaintiff's Motion for Relief from Judgment filed January 17, 2017
20. April 12, 2016 Transcript pp. 1-25
21. December 12, 2016 Transcript pp. 1-28
22. September 16, 2015 Transcript pp. 1-20

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

Respectfully submitted,



David A. Wilson
Wilson & Englehardt, LLC
200 Whitsett Street, Suite B
Greenville, South Carolina 29601
(864) 232-2329
ATTORNEY FOR RESPONDENTS

January 16, 2018

THE STATE OF SOUTH CAROLINA
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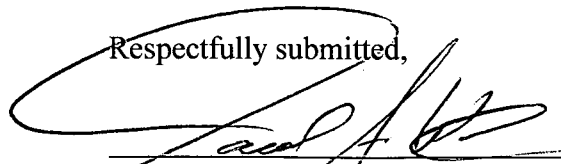
Marion R. McMillan and Synergy Spine Center, P.A.....Respondents.

PROOF OF SERVICE

I certify that I have served the Initial Brief of Respondents and Respondents' Designation of Matter to be Included in the Record on Appeal on Appellant by depositing a copy to him in the United States Mail, Postage prepaid, on January 16, 2018 addressed as follows:

Alexander Pastene
P.O. Box 22298
Hilton Head Island, SC 29925

Respectfully submitted,



David A. Wilson
Wilson & Englehardt, LLC
200 Whitsett Street, Suite B
Greenville, South Carolina 29601
(864) 232-2329

January 16, 2018

ATTORNEY FOR RESPONDENTS



WILSON & ENGLEBARDT, LLC
LITIGATION • APPEALS • DISPUTE RESOLUTION

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Eric K. Englehardt

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January 16, 2018

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

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JAN 18 2018
SC Court of Appeals

RE: Alexander Pastene, Appellant v. Marion R. McMillan and Synergy Spine Center, P.A., Respondents
Appellate Case No.: 2017-000294

Dear Ms. Kitchings:

Enclosed please find the original and one copy of the following:

1. Initial Brief of Respondents;
2. Respondents' Designation of Matter to be included in the Record on Appeal;
3. Proof of Service on Appellant.

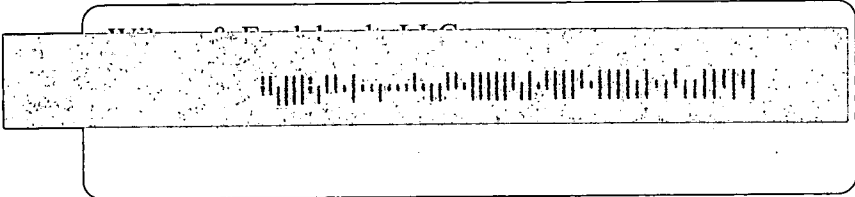
Please return a filed copy to me in the enclosed self-addressed stamped envelope.

Respectfully,

David A. Wilson

DAW/ccb
Enclosures

cc: Marion McMillan
Alexander Pastene



RECEIVED

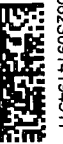
JAN 18 2018

SC Court of Appeals



The Honorable Jenny A. Kitchings
Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia SC 29211-1629

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