

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM ORANGEBURG COUNTY
COURT OF COMMON PLEAS

R. Knox McMahon, Circuit Court Judge
Civil Action No. 2014-CP-38-01590
Appellate Case No. 2017-000093

Price Oulla and Bonnie Oulla, Appellants,

v.

Lisa Velazques; Harbison Community
Association, Inc.; Cody Sox; and, Patten
Seed Company d/b/a Super-Sod,

Of Whom Patten Seed Company d/b/a Super-Sod is the Respondent.

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

Pursuant to Rule 209, SCACR, Appellants propose that the following be included in the
Record on Appeal:

Orders

1. Order Denying Plaintiff's Motion to Reconsider (Nov. 18, 2016)
2. Order Denying Plaintiffs' Motion for Relief from Judgment (July 14, 2017)
3. Order Granting Defendant Super-Sod's Motion for Summary Judgment (Aug. 2, 2016)

Pleadings

4. Summons and Complaint
5. Defendant Super-Sod's Motion for Summary Judgment
6. Plaintiffs' Memorandum in Opposition to Defendants' Motions for Summary Judgment

RECEIVED
FEB 01 2018
SC Court of Appeals

7. Plaintiffs' Motion to Amend Complaint
8. Plaintiffs' Motion to Reconsider
9. Plaintiffs' Motion for Relief from Judgment

Transcripts

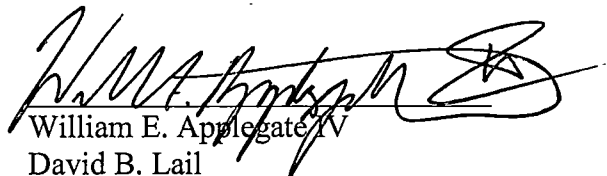
10. Super-Sod 30(b)(6) Dep., pp. 11–14, 16–23, 25–27, 30–31, 35–36, 65, 70–71,
11. Melvin Kearsse Dep., pp. 7, 15–18, 20–22, 28–29, 31–34, 40–42, 44–46, 49–50
12. Cody Sox Dep., pp. 19–25, 43, 72–73, 50, 132–133, 138

Other Materials

13. CAD Call Information
14. 911 Call Recording
15. Affidavit of Michael A. Sutton, PE

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

YARBOROUGH APPELEGATE LLC
291 East Bay Street, Floor 2
Charleston, SC 29401
843-972-0150 office
843-277-6691 fax
william@yarboroughapplegate.com
dlail@yarboroughapplegate.com
chris@yarboroughapplegate.com



William E. Applegate IV
David B. Lail
Christopher J. Bryant

January 29, 2018

Attorneys for Appellants
Price and Bonnie Oulla

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM ORANGEBURG COUNTY
COURT OF COMMON PLEAS

R. Knox McMahon, Circuit Court Judge
Civil Action No. 2014-CP-38-01590
Appellate Case No. 2017-000093

Price Oulla and Bonnie Oulla, Appellants,

v.

Lisa Velazques; Harbison Community
Association, Inc.; Cody Sox; and, Patten
Seed Company d/b/a Super-Sod,

Of Whom Patten Seed Company d/b/a Super-Sod is the Respondent.

PROOF OF SERVICE OF APPELLANTS' DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL

I certify that I have served the Appellants' Designation of Matter to be Included in the Record on Appeal on Defendants and Respondent above-named by depositing a copy of it in the United States Mail, postage prepaid, on January 29, 2018, addressed to their attorneys of record:

E. Raymond Moore, III
Murphy & Grantland, P.A.
4406-B Forest Drive
Post Office Box 6648
Columbia, SC 29260
803-782-4100 office
803-782-4140 fax
ermoore@murphygrantland.com

Attorney for Respondent
Patten Seed Company d/b/a Super-Sod

RECEIVED
FEB 01 2018
SC Court of Appeals


E. Mitchell Griffith
Kelly D. Dean
Griffith Sharp & Liipfert, LLC
600 Monson Street
Post Office Drawer 570
Beaufort, SC 29901
843-521-4242 office
843-521-4247 fax
mgriffith@griffithsharp.com
kdean@griffithsharp.com

and

Mark B. Tinsley
Gooding and Gooding, P.A.
265 Barnwell Highway
Post Office Box 1000
Allendale, SC 29810
803-584-7676 office
803-584-3614 fax
mark@goodingandgooding.com

Attorneys for Lisa Velazques

YARBOROUGH APPELLEGATE LLC
291 East Bay Street, Floor 2
Charleston, SC 29401
843-972-0150 office
843-277-6691 fax
william@yarboroughapplegate.com
dlail@yarboroughapplegate.com
chris@yarboroughapplegate.com


William E. Applegate IV
David B. Lail
Christopher J. Bryant

January 29, 2018

Attorneys for Appellants
Price and Bonnie Oulla



**YARBOROUGH
APPLEGATE**
ATTORNEYS AT LAW

William E. Applegate IV
william@yarboroughapplegate.com

January 29, 2018

Via hand delivery and regular US Mail
The Honorable Jenny Abbott Kitchings
Clerk of Court for the Court of Appeals
Post Office Box 11629
Columbia, SC 29211

RECEIVED
FEB 01 2018
SC Court of Appeals

Re: Oulla v. Patten Seed Company d/b/a Super-Sod, *et al.*
Appellate Case No. 2017-000093
YA File No. 14-057

Dear Ms. Kitchings:

Enclosed for filing please find the original and one copy each of Appellants' Initial Brief, Appellants' Designation of Matter to be Included in the Record on Appeal, Proof of Service of Initial Brief of Appellants, and Proof of Service of Appellants' Designation of Matter in the above-referenced case. I would appreciate your filing the originals. Also enclosed is an extra copy of each that I would appreciate your clocking and returning to me in the enclosed self-addressed, stamped envelope.

By copy of this letter, I am serving counsel of record for the Respondent and counsel of record for the other defendants in the underlying case.

I appreciate your assistance in this matter. Please feel free to contact me if you need additional information or I may otherwise be of assistance.

Sincerely,



William E. Applegate IV

Enclosures as stated

cc: E. Raymond Moore, III, Esquire
E. Mitchell Griffith, Esquire
Kelly D. Dean, Esquire
Mark B. Tinsley, Esquire

NEOPOST

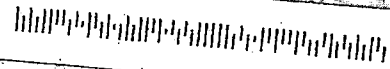
PRIORITY MAIL

01/29/2018

US POSTAGE \$006.70⁰⁰



ZIP 29401
041M11273719



RECEIVED

FEB 01 2018

SC Court of Appeals

YARBOROUGH ♦ APPLGATE

291 East Bay Street, Floor 2 | Charleston, South Carolina 29401

The Honorable Jenny Abbott Kitchings
Clerk of Court for the Court of Appeals
Post Office Box 11629
Columbia, SC 29211