

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Roger Young, Circuit Court Judge
Ninth Judicial Circuit

Appellate Case No. 2017-001766

RECEIVED

MAR 28 2018

SC Court of Appeals

Tracy Smith,.....Appellant,

v.

Jonathon KesslerRespondent.

PROOF OF SERVICE

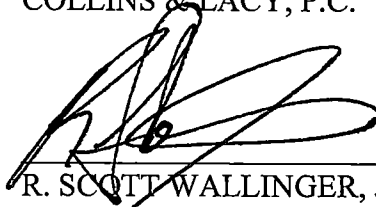
I hereby certify that I served Respondent's Initial Brief and Designation of Matter by placing a copy in the United States mail, postage prepaid, to Appellant Tracy Smith on March 28, 2018, addressed to the following:

SERVED:
Tracy Smith
4351 Park Island Road
Hollywood, SC 29449
Pro Se Appellant

[SIGNATURE PAGE FOLLOWS]

Respectfully submitted,

COLLINS & LACY, P.C.



R. SCOTT WALLINGER, JR.

swallinger@collinsandlacy.com

AMY L. NEUSCHAFER

aneuschafer@collinsandlacy.com

Post Office Box 12487

Columbia, SC 29211

(803) 256-2660 (voice)

(803) 771-4484 (fax)

ATTORNEYS FOR RESPONDENT

**PROOF OF SERVICE-RESPONDENT'S
INITIAL BRIEF AND DESIGNATION OF
MATTER**

Columbia, South Carolina
March 28, 2018

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**RESPONDENT'S
DESIGNATION OF MATTER**

Pursuant to Rule 209, SCACR, Respondent Jonathon Kessler designates the following items for inclusion in the Record on Appeal:

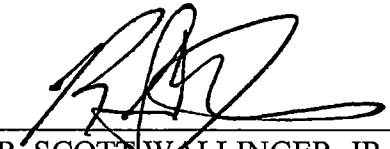
1. Complaint;
2. Motion for Jury Trial dated May 31, 2017;
3. Motion to Compel filed June 2, 2017;
4. Motion in Limine dated June 5, 2017;
5. Order dated August 10, 2017;
6. Transcript of trial held June 5-8, 2017;
7. Defendant's Trial Exhibit 1 (Application for Employment);
8. Defendant's Trial Exhibit 2 (Smith Cover Letter & CV);

9. Defendant's Trial Exhibit 4 (Positive Discipline Procedure dated September 4, 2012);
10. Defendant's Trial Exhibit 5 (Dismissal with Prejudice);
11. Defendant's Trial Exhibit 6 (SAVE file);
12. Defendant's Trial Exhibit 7 (Krasilovsky CV);
13. Defendant's Trial Exhibit 8 (Krasilovsky Report);
14. Defendant's Trial Exhibit 17 (Wing Affidavit);
15. Defendant's Trial Exhibit 18 (Positive Discipline Procedure dated December 18, 2012);
16. Plaintiff's Trial Exhibit 1 (Confidential Work Product in Response to Litigation);
17. Plaintiff's Trial Exhibit 2 (Profile XT Placement Report); and
18. Plaintiff's Trial Exhibits 6 & 6a (Authorizations for Release of Protected Health Information).

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

Respectfully submitted,

COLLINS & LACY, P.C.



R. SCOTT WALLINGER, JR.
swallinger@collinsandlacy.com
AMY L. NEUSCHAFER
aneuschafer@collinsandlacy.com
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