

THE STATE OF SOUTH CAROLINA
In the Supreme Court

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APPEAL FROM HORRY COUNTY
Court of Common Pleas

S.C. SUPREME COURT

The Honorable Clifton B. Newman, Circuit Court Judge

Trial Court Case No. 2014CP2606573
Trial Court Case No. 2014CP2607634
Appellate Case No. 2017-02146

In Re Motions to Intervene in:

The Harbour Cove Condominium Association, Plaintiff,
v.

Centex Homes, a Nevada General Partnership, Centex Construction Company, Inc., Centex Construction, LLC, Centex-Rooney Construction Co., Inc., Centex-Rodgers, Inc., Balfour Beatty Construction, LLC f/k/a Centex Construction, LLC, Right Way Construction, Inc., Right Way Group, Inc., RWG, Inc., RWGR, Inc., South Carolina State Plastering, LLC, Georgia State Plastering, LLC, Florida State Plastering, LLC, Coastal Drywall, Inc., d/b/a Coastal Plaster Systems, Lundy Dowell d/b/a Coastal Plaster Systems, Martin Masonry, Inc., Roof Doctor of the Carolinas, Inc., Richard Blackwell d/b/a Synthetic Designs, Ferst Plastering, Inc., a/k/a Ferst Exteriors, Inc., Coastal Tinting, Inc., BR Brick & Masonry, Inc., Model Home Interiors, Inc., Gary Hunnell d/b/a Grand Strand Roofing, Steven Bosch d/b/a The Roofer Man, Frank Harris d/b/a Frank Harris Construction, Carl Williamson d/b/a Williamson Construction & Waterproofing, Stock Building Supply, LLC, f/k/a Stock Building Supply, Inc., and Morningstar Consultants, Inc., Defendants,

And

Beach Villas at Ocean Keyes Property Owners Association, Inc., Plaintiff,
v.

Ocean Keyes Development, LLC, Keye Construction Co., Inc., Russell P. Baltzer, First Exteriors, LLC, CareFree Exteriors, Inc., Coastal Stucco, Inc., Richard H. Construction, LLC a/k/a Ricardo Hernandez d/b/a Richard Framing Con., Inc., Builders FirstSource-Southeast Group, LLC, Steel Homes International, Inc., Renaissance Steel Installation, LLC n/k/a Renaissance Steel, LLC, Benchmark Steel Service, LLC, and Dietrich Building Systems n/k/a Clark Western Dietrich Building Systems, LLC, Defendants,

And

Ocean Keyes Development, LLC and Keye Construction Co., Inc., Third-Party Plaintiffs,
v.
Renaissance Steel Installation, LLC f/k/a Renaissance Steel, LLC n/k/a Innovative Steel
Technologies, Benchmark Steel Erectors, and Total Construction, LLC, Third-Party
Defendants.

Of whom Hartford Fire Insurance Company, Hartford Casualty Insurance Company,
Hartford Underwriters Insurance Company, Clarendon National Insurance Company as
successor in interest to Clarendon America Insurance Company, National Fire & Marine
Insurance Company, Bitco General Insurance Corporation, Selective Insurance Company
of South Carolina, Nationwide Mutual Insurance Company f/k/a Harleysville Insurance
Company, Canopus US Insurance, Inc., and American Empire Surplus Lines Company
are the Appellants.

AND

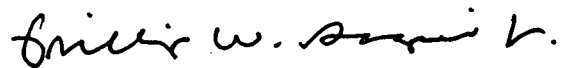
The Harbour Cove Condominium Association, Beach Villas at Ocean Keyes Property
Owners Association, Inc., Ocean Keyes Development, LLC, Keye Construction Co., Inc.,
and Russell P. Baltzer are the Respondents.

**RESPONDENT HARBOUR COVE CONDOMINIUM ASSOCIATION'S
DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON
APPEAL**

Pursuant to Rule 209, SCACR, Respondent Harbour Cove Condominium
Association designates the following material for inclusion in the record on appeal.
Undersigned counsel certifies, pursuant to Rule 209(c), SCACR, that the designation
contains no matter which is irrelevant to this appeal.

1. Harbour Cove Condominium Association's Third Amended Complaint
dated November 7, 2016;
2. RTM Engineering, LLC Harbour Cove at Barefoot Landing Water
Intrusion and Construction Deficiencies Investigation dated March 22,
2016;
3. Procon & Associates, Inc. Harbour Cove at Barefoot Landing Repair
Estimate dated June 22, 2016;
4. Notice of Motion and Motion to Intervene by Bitco General Insurance
Corporation dated August 2, 2017;

5. Hartford Fire Insurance Company's and Hartford Casualty Insurance Company's Notice of Motion and Motion to Intervene dated August 7, 2017;
6. National Fire & Marine Insurance Company's Notice of Motion and Memorandum in Support of Motion for Limited Intervention Pursuant to Rule 24, SCRCF to Have Court Submit a Special Verdict Form and/or General Verdict Form Accompanied by Answer to Interrogatories Pursuant to Rule 49, SCRCF dated July 27, 2017;
7. Harleysville Insurance Company n/k/a Nationwide Insurance Company's Motion for Limited Intervention or Alternatively for Order of Protection of Rights (SCRCF 24) dated September 13, 2017;
8. Selective Insurance Company of South Carolina's Motion for Limited Intervention or Alternatively for Order of Protection of Rights (SCRCF 24) dated July 28, 2017;
9. Transcript of hearings on Motions to Intervene dated September 28, 2017;
10. Order Denying Motion of Insurers for Limited Intervention dated October 12, 2017;
11. Bitco General Insurance Corporation's Notice of Appeal dated October 13, 2017;
12. Hartford Insurance Company and Hartford Casualty Insurance Company's Notice of Appeal dated October 13, 2017;
13. National Fire & Marine Insurance Company's Notice of Appeal dated October 13, 2017;
14. Nationwide Mutual Insurance Company f/k/a Harleysville Insurance Company's Notice of Appeal dated October 13, 2017;
15. Selective Insurance Company of South Carolina's Notice of Appeal dated October 13, 2017;
16. Harbour Cove Condominium Association's Motion to Dismiss Appeal dated October 16, 2017;
17. Order Denying Harbour Cove Condominium Association's Motion to Dismiss Appeal dated January 24, 2018.



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And

Beach Villas at Ocean Keys Property Owners Association, Inc., Plaintiff,

v.

Ocean Keys Development, LLC, Keye Construction Co., Inc., Russell P. Baltzer, First Exteriors, LLC, CareFree Exteriors, Inc., Coastal Stucco, Inc., Richard H. Construction, LLC a/k/a Ricardo Hernandez d/b/a Richard Framing Con., Inc., Builders FirstSource-Southeast Group, LLC, Steel Homes International, Inc., Renaissance Steel Installation, LLC n/k/a Renaissance Steel, LLC, Benchmark Steel Service, LLC, and Dietrich Building Systems n/k/a Clark Western Dietrich Building Systems, LLC, Defendants,

And

Ocean Keys Development, LLC and Keye Construction Co., Inc., Third-Party Plaintiffs,
v.

Renaissance Steel Installation, LLC f/k/a Renaissance Steel, LLC n/k/a Innovative Steel Technologies, Benchmark Steel Erectors, and Total Construction, LLC, Third-Party Defendants.

Of whom Hartford Fire Insurance Company, Hartford Casualty Insurance Company, Hartford Underwriters Insurance Company, Clarendon National Insurance Company as successor in interest to Clarendon America Insurance Company, National Fire & Marine Insurance Company, Bitco General Insurance Corporation, Selective Insurance Company of South Carolina, Nationwide Mutual Insurance Company f/k/a Harleysville Insurance Company, Canopus US Insurance, Inc., and American Empire Surplus Lines Company are the Appellants.

AND

The Harbour Cove Condominium Association, Beach Villas at Ocean Keys Property Owners Association, Inc., Ocean Keys Development, LLC, Keye Construction Co., Inc., and Russell P. Baltzer are the Respondents.

PROOF OF SERVICE

I certify that I have served Respondent Harbour Cove Condominium Association's Designation of Matter to be Included in the Record on Appeal on all counsel of record by depositing a copy of it in the United States Mail, postage prepaid, on May 18, 2018 addressed to their attorneys of record, listed as follows:

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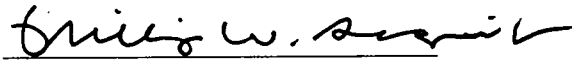
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May 18, 2018
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