

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

Marvin H. Dukes, III, Master-in-Equity

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JUN 25 2018

SC Court of Appeals

Lower Court Case No. 2011-CP-07-2994
Appellate Case No.: 2016-001789

The Edgewater on Broad Creek
Owners Association, Inc. Respondent,

v.

Ephesian Ventures, LLC Appellant.

APPELLANT EPHESIAN VENTURES, LLC'S DESIGNATION OF MATTER
FOR INCLUSION IN THE RECORD ON APPEAL

Pursuant to Rule 209 of the South Carolina Appellate Court Rules, Appellant Ephesian Ventures, LLC hereby designates the following materials to be included in the Record on Appeal in this matter in connection with its Appellant's Brief. Unless otherwise expressly stated, each item designated is to include all attachments or exhibits to the original of the referenced item. Ephesian Ventures, LLC expressly reserves the right to seek supplementation of the record pursuant to Rules 209 and 212, SCACR. Ephesian Ventures, LLC designates the following matters for inclusion in the Record on Appeal:

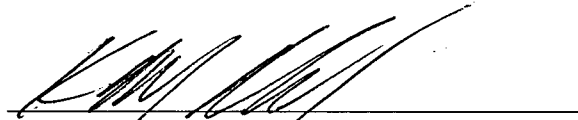
1. Respondent's Complaint with all Exhibits, filed July 19, 2011.
2. Appellants Answer, Motions to Dismiss, and Counterclaim with all Exhibits, filed September 15, 2011.
3. Respondent's Notice of Motion and Motion for Partial Summary Judgment, filed February 26, 2015.

4. Respondent's Memorandum of Points and Authorities in Support of Motion for Summary Judgment and all Exhibits, filed September 21, 2015.
5. Affidavit of William J. Eisenman, dated September 11, 2015.
6. Transcript of Hearing on Motion for Partial Summary Judgment before the Honorable Marvin H. Dukes, III, on September 21, 2015.
7. Order Granting Plaintiff's Motion for Partial Summary Judgment, entered February 26, 2016.
8. Appellant's Motion to Alter or Amend Judgment Pursuant to SCRCP 59(e), filed March 8, 2016.
9. Transcript of Hearing on Motion to Alter or Amend Judgment Pursuant to SCRCP 59(e) before the Honorable Marvin H. Dukes, III, on July 11, 2016.
10. Order Denying Appellant's Motion to Alter or Amend Judgment, entered July 12, 2016.

Appellant certifies, pursuant to S.C.A.C.R., Rule 209(c), that the designations set forth above are relevant to the appeal in this matter, and that she has not designated any matter that is irrelevant to the issues before the Court.

June 22, 2018

BARNWELL WHALEY PATTERSON & HELMS,
LLC



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reply to Charleston office

June 22, 2018

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3017.196
The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

RE: *The Edgewater on Broad Creek Owners Association, Inc. v. Ephesian Ventures, LLC*
Appellate Case No.: 2016-001789

Dear Madam Clerk:

Please find enclosed Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal in the above-referenced matter. As evidenced by the enclosed Proof of Service, I am serving copies of same on counsel for Respondent. We would greatly appreciate your returning recorded copies in the enclosed, self-addressed envelope.

With regards,

A handwritten signature in black ink, appearing to read "Janet Segell", is written over the typed name below.

Janet Segell, Legal Assistant to
K. Michael Barfield

/jas
enclosures

c: Michael W. Mogil, Esq.
Wm. Weston J. Newton, Esq.
F. Ward Borden, Esq.

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REPRESENTING CLIENTS IN ALL COURTS IN SOUTH CAROLINA AND NORTH CAROLINA AND IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BARNWELL
WHALEY

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YEARS ■ 1938-2013

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