

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM Horry COUNTY  
Court of Common Pleas

The Honorable Clifton B. Newman, Circuit Court Judge

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Case No. 2014-CP-26-08136

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**RECEIVED**

AUG 20 2018

SC Court of Appeals

The Greenbriar Condominium Association, Appellant/Respondent,

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., Craftmaster Manufacturing, Inc. d/b/a CMI, Martin Masonry, Inc., Gary Hunnell d/b/a Grand Strand Roofing, Stock Building Supply, LLC f/k/a Stock Building Supply, Inc., Stock Building Supply, LLC, f/k/a Carolina Builders Corporations, Morningstar Consultants, Inc., LPM Enterprises, Inc. f/k/a Loss Prevention Management, Inc. a/k/a Loss Prevention Managed Home Inspections, Inc., Jeld-Wen, Inc., successor to and/or merger with Craftmaster Manufacturing, Inc. d/b/a CMI, Elite Exteriors, LLC, and South Strand Landscaping, Respondents,

v.

Centex Homes, a Nevada General Partnership, Respondent/Appellant,

v.

Michael Dawson d/b/a Michael Dawson Construction, Inc., General Landscape Maintenance, LLC, Universal Forest Products Shoffner, LLC, Universal Forest Products, Inc., Universal Forest Products Eastern Division, Inc. n/k/a UFP Eastern Division, Inc., Weather Protection Systems, Inc., Grand Strand Roofing & Siding, Carolina Drywall & Interiors, Inc. a/k/a Carolina Drywall Contractors, Inc., Tri-City Insulation and Building Products of Myrtle Beach, Inc., American Residential Services, LLC, Thomas Heating & Cooling, Inc., JS Elite Flooring Company a/k/a JS Elite Tile Company, John Doe, Vance Johnson Plumbing Co., Inc., RJM Plumbing, Inc., Rice Planters Carpets, Inc. n/k/a Creative Touch Interiors, Inc., Floors, Inc. successor by merger to Rice Planter Carpets, Inc., The Martin Architectural Group, P.C., The Harman Group, Inc., f/k/a Cagley Harman & Association, Inc., Sunland Fire Protection, Inc., Cohen's Drywall Company, Inc., Right Way Construction, Inc. a/k/a RWG, Inc. a/k/a Right Way Group, Inc. a/k/a RWGR,

Inc., Builders FirstSource-Southeast Group, LLC, and Georgetown Construction Services, Inc., Respondents,

Of which 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 are the Respondent/Appellants.

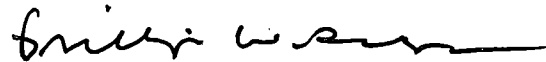
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**APPELLANT/RESPONDENT GREENBRIAR CONDOMINIUM ASSOCIATION'S  
DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL**

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Pursuant to Rule 209, SCACR, Appellant/Respondent Greenbriar 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. RTM Engineering, LLC Water Intrusion and Construction Deficiencies Investigation Report for Greenbriar at Barefoot Landing dated January 4, 2015;
2. Procon & Associates, Inc. Greenbriar at Barefoot Landing Repair Estimate dated October 19, 2015;
3. ASTM E 2128-12 Standard Guide for Evaluating Water Leakage of Building Walls;
3. Transcript of trial of Greenbriar Condominium Association v. Centex Homes, a Nevada General Partnership, et al.;
4. Judgment of February 9, 2018;
5. Post-Trial Motions of Greenbriar Condominium Association;
6. Transcript of Post-Trial Motions Hearing dated March 6, 2018.



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**THE STATE OF SOUTH CAROLINA  
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v.

Centex Homes, a Nevada General Partnership, Respondent/Appellant,

v.

Michael Dawson d/b/a Michael Dawson Construction, Inc., General Landscape Maintenance, LLC, Universal Forest Products Shoffner, LLC, Universal Forest Products, Inc., Universal Forest Products Eastern Division, Inc. n/k/a UFP Eastern Division, Inc., Weather Protection Systems, Inc., Grand Strand Roofing & Siding, Carolina Drywall & Interiors, Inc. a/k/a Carolina Drywall Contractors, Inc., Tri-City Insulation and Building Products of Myrtle Beach, Inc., American Residential Services, LLC, Thomas Heating & Cooling, Inc., JS Elite Flooring Company a/k/a JS Elite Tile Company, John Doe, Vance Johnson Plumbing Co., Inc., RJM Plumbing, Inc., Rice Planters Carpets, Inc. n/k/a Creative Touch Interiors, Inc., Floors, Inc. successor by merger to Rice Planter Carpets, Inc., The Martin Architectural Group, P.C., The Harman Group, Inc., f/k/a Cagley Harman & Association, Inc., Sunland Fire Protection, Inc., Cohen's Drywall Company, Inc., Right Way Construction, Inc. a/k/a RWG, Inc. a/k/a Right Way Group, Inc. a/k/a RWGR,

Inc., Builders FirstSource-Southeast Group, LLC, and Georgetown Construction Services, Inc., Respondents,

Of which 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 are the Respondent/Appellants.

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**PROOF OF SERVICE**

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I certify that I have served Appellant/Respondent Greenbriar Condominium Association's Designation of Matter to be Included in the Record on Appeal on all parties by depositing a copy of it in the United States Mail, postage prepaid, on August 17, 2018 addressed to their attorneys of record, listed as follows:

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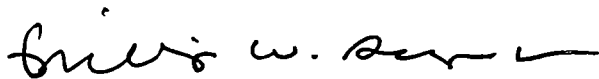
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August 17, 2018  
Charleston, South Carolina

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August 17, 2018

**Via Federal Express**

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

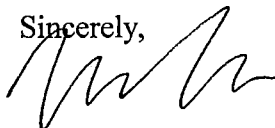
RE: The Greenbriar Condominium Association v. Centex Homes, a Nevada General Partnership, et al.  
Civil Action No.: 2014-CP-26-08136  
Appellate Case No.: 2018-000597

Dear Ms. Kitchings:

Please find enclosed the original and one (1) copy each of the Initial Brief of Appellant/Respondent Greenbriar Condominium Association and Appellant/Respondent Greenbriar Condominium Association's Designation of Matter to be Included in the Record on Appeal. If you would, please file the originals with the Court and return a file-stamped copy thereof to my office in the enclosed self-addressed, stamped envelope.

Should you have any questions or require any additional information, please do not hesitate to contact me.

Sincerely,

  
For Phillip W. Segui, Jr.

PWS/ay

Enclosures

cc: John T. Chakeris, Esquire (w/enclosure) - via electronic mail only  
Shaun W. Cranford, Esquire (w/enclosure) - via electronic mail only  
All counsel of record (w/enclosure) - via U.S. Mail

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SC Court of Appeals

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864 LOWCOUNTRY BLVD.  
SUITE A  
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UNITED STATES US

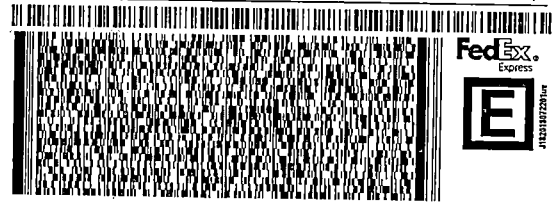
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TO HONORABLE JENNY ABBOTT KITCHINGS  
SOUTH CAROLINA COURT OF APPEALS  
CLERK OF COURT, SC COURT OF APPEALS  
1220 SENATE STREET  
COLUMBIA SC 29201

(803) 734-1890 REF: GREENBRIAR  
INV. DEPT:

552,11 030910045

Extremely Urgent

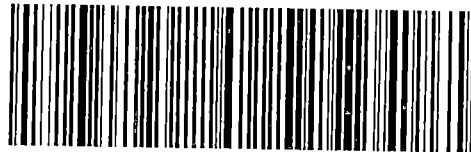


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SC Court of Appeals

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