

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

The Honorable Cynthia Graham Howe
Master-in-Equity, Fifteenth Judicial Circuit

Case No.: 2009-CP-26-620
Appellate Case No.: 2016-001075

Ellis E. Smith, individually and on behalf of A&E Constructors and Consultants, Inc., a South Carolina Corporation Plaintiffs

v.

Arthur Wayne Vereen , Park Place Properties of Myrtle Beach, LLC, Parkway Offices, LLC, Arthur Vereen Construction, Inc., Linda C. Vereen, Arthur W. Vereen, as Trustee of the Arthur W. Vereen Residence Trust, and Linda C. Vereen, as Trustee of the Linda C. Vereen Residence Trust, Defendants

And

Arthur Wayne Vereen, individually and on behalf of A&E Constructors and Consultants, Inc. and 29th Place Developers, Inc., Third-Party Plaintiffs

v.

E. Smith and Sons Construction, LLC, EES Construction and Consulting, Inc. and Ellis E. Smith, individually Third-Party Defendants

Of Whom Arthur Wayne Vereen, individually and on behalf of A&E Constructors and Consultants, Inc., Park Place Properties of Myrtle Beach, LLC, Parkway Offices, LLC, Arthur Vereen Construction Company, Inc., Linda C. Vereen, Arthur W. Vereen, as Trustee of the Arthur W. Vereen Residence Trust, Linda C. Vereen, as Trustee of the Linda C. Vereen Residence Trust and 29th Place Developers, Inc. Appellants

And

Ellis E. Smith, individually and on behalf of A&E Constructors and Consultants, Inc., a South Carolina Corporation and E. Smith and Sons Construction, LLC, EES Construction and Consulting, Inc. and Ellis E. Smith, individually Respondents.


**RESPONDENTS/THIRD-PARTY DEFENDANTS
E. SMITH AND SONS CONSTRUCTION, LLC,
EES CONSTRUCTION AND CONSULTING, INC.
AND ELLIS E. SMITH, INDIVIDUALLY'S
DESIGNATION OF MATTER TO BE INCLUDED
IN THE RECORD ON APPEAL**

Respondents/Third-Party Defendants propose the following to be included in the Record on Appeal.

1. Order of Master in Equity Cynthia Graham Howe dated March 23, 2015 – Judgment Against the Defendants Arthur W. Vereen, Individually and as Trustee of the Arthur W. Vereen Residence Trust, Linda C. Vereen, Individually, and as Trustee of the Linda C. Vereen Residence Trust, Park Place Properties of Myrtle Beach, LLC, Parkway Offices, LLC, and Arthur Vereen Construction Company, Inc., Jointly and Severally
2. Reply of Third-Party Defendants E. Smith and Sons Construction, LLC, EES Construction and Consulting, Inc. and Ellis E. Smith, Individually to Third-Party Complaint and Counterclaims dated August 24, 2009
3. Answer and Counterclaim of Defendants, Arthur Wayne Vereen, Park Place Properties of Myrtle Beach, LLC, Parkway Offices, LLC, Arthur Vereen Construction, Inc., and Linda C. Vereen dated March 12, 2009

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

August 22, 2018



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v.

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Of Whom Arthur Wayne Vereen, individually and on behalf of A&E Constructors and Consultants, Inc., Park Place Properties of Myrtle Beach, LLC, Parkway Offices, LLC, Arthur Vereen Construction Company, Inc., Linda C. Vereen, Arthur W. Vereen, as Trustee of the Arthur W. Vereen Residence Trust, Linda C. Vereen, as Trustee of the Linda C. Vereen Residence Trust and 29th Place Developers, Inc. Appellants

And

Ellis E. Smith, individually and on behalf of A&E Constructors and Consultants, Inc., a South Carolina Corporation and E. Smith and Sons Construction, LLC, EES Construction and Consulting, Inc. and Ellis E. Smith, individually Respondents.

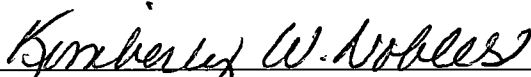
**RESPONDENTS/THIRD-PARTY DEFENDANTS
E. SMITH AND SONS CONSTRUCTION, LLC,
EES CONSTRUCTION AND CONSULTING, INC.
AND ELLIS E. SMITH, INDIVIDUALLY'S
PROOF OF SERVICE**

I, Kimberly W. Nobles, an employee of Thomas & Brittain, P.A., certify that I have served all counsel of record with a copy of the Initial Brief of Respondents/Third-Party Defendants E Smith and Sons Construction, LLC, EES Construction and Consulting, Inc. and Ellis E. Smith, Individually in the above-referenced matter by depositing a copy in the United States Mail, first class postage pre-paid on August 22, 2018.

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