

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

J. Cordell Maddox, Circuit Court Judge

Case No. 2013-CP-23-05424

RECEIVED
NOV 27 2018
SC Court of Appeals

Shadia Hewitt, Respondent,

v.

The Shaw Corporation d/b/a Shaw's Pharmacy and
Charles Cleburn Turner, Defendants,

of whom The Shaw Corporation d/b/a Shaw's Pharmacy is the Appellant.

**APPELLANT'S DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL**

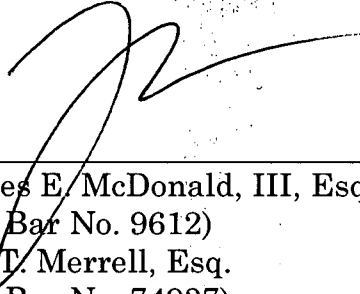
Appellant proposes that the following be included in the Record on Appeal:

1. Summons and Complaint, filed October 7, 2013.
2. Answer and Counterclaim, filed November 6, 2013.
3. Motion for Complete or Partial Summary Judgment, filed December 15, 2014.
4. Defendants' Response in Opposition to Motion for Summary Judgment, filed February 6, 2015.
5. Plaintiffs' Memorandum of Law in Support of Summary Judgment, filed February 10, 2015.
6. June 19, 2015 email from Tonya D. Hendricks, Paralegal to Judge Maddox (forwarded same day by Hendricks to John Merrell) with attached proposed Order Granting Plaintiff's Motion for Partial Summary Judgment.

7. Defendants' Objections to Plaintiff's Proposed Order Granting Motion for Summary Judgment and Supplemental Memorandum in Opposition to Plaintiff's Motion for Summary Judgment, with exhibits, filed June 30, 2015.
8. Order Granting Plaintiff's Motion for Partial Summary Judgment, filed August 28, 2015.
9. Defendants' Motion to Reconsider Award of Treble Damages, Clarify Prior Ruling, and Confrim that Wage Payment Claim Has Been Adjudicated in Its Entirety, filed September 14, 2015..
10. December 30, 2015 email from John Merrell to Judge Maddow with attached [Proposed] Order Revising and Clarifying Order for Partial Summary Judgment.
11. Transcript of Record, hearing held April 24, 2017.
12. Order Revising and Clarifying Order for Partial Summary Judgment, filed July 27, 2018.

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

November 19, 2018



Charles E. McDonald, III, Esq.
(SC Bar No. 9612)
John T. Merrell, Esq.
(SC Bar No. 74937)
OGLETREE, DEAKINS, NASH, SMOAK
& STEWART, P.C.
300 North Main Street
PO Box 2757
Greenville, SC 29602
(864) 271-1300 (telephone)
(864) 235-8806 (facsimile)
chuck.mcdonald@ogletreedeakins.com
john.merrell@ogletreedeakins.com

ATTORNEYS FOR APPELLANT, THE SHAW
CORPORATION D/B/A SHAW'S PHARMACY

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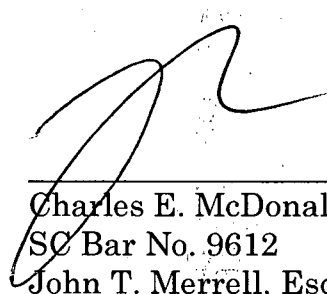
The Shaw Corporation d/b/a Shaw's Pharmacy and
Charles Cleburn Turner, Defendants,

of whom The Shaw Corporation d/b/a Shaw's Phar-
macy is the Appellant.

PROOF OF SERVICE

I certify that I have served the Appellant's Designation of Matter to be Included in the Record on Appeal by sending to Respondent's attorney of record a copy of the same via first class mail, properly addressed, postage pre-paid to the following address: W. Benjamin McClain, Jr., Esq., 300 E. Washington Street, Suite I, Greenville, SC 29607.

November 19, 2018



Charles E. McDonald, III, Esq.
SC Bar No. 9612
John T. Merrell, Esq.
SC Bar No. 74937

Ogletree Deakins

OGLETREE, DEAKINS, NASH,
SMOAK & STEWART, P.C.

Attorneys at Law

The Ogletree Building
300 North Main Street, Suite 500
Greenville, SC 29601
Telephone: 864.271.1300
Facsimile: 864.235.8806
www.ogletreedeakins.com

November 19, 2018

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

Re: *Shadia Hewitt v. The Shaw Corporation*
Case No. 2018-001603

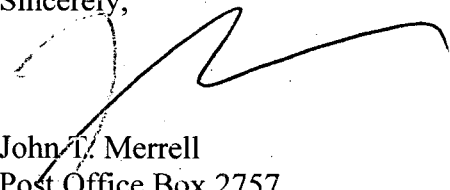
Dear Ms. Kitchings:

Please find enclosed for filing the original and one copy of (1) Initial Brief of Appellant and Proof of Service and (2) Appellant's Designation of Matter to be Included in the Record on Appeal and Proof of Service. Please file the original and return the time stamped copy in the self-addressed, stamped envelope provided.

A copy of these filings is being served on Appellee's counsel Ward Benjamin McClain, Jr.

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

Sincerely,



John T. Merrell
Post Office Box 2757
Greenville, SC 29601
864-271-1300
Attorney for Appellant

cc: Ward Benjamin McClain, Jr. (w/encl.)

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SC Court of Appeals

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**Ogletree
Deakins**
OGLETREE, DEAKINS, NASH,
SMOAK & STEWART, P.C.
The Ogletree Building
300 North Main Street
Suite 500
Greenville, SC 29601

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SC Court of Appeals

The Honorable Jenny Abbott Kitching
Clerk of Court
South Carolina Court of Appeals
Calhoun Building
226 Senate Street
Columbia, South Carolina 29201

ITEM X-RAYED BY
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ITEM X-RAYED BY
USMS

