

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

Cynthia Graham Howe, Master-In-Equity

APPELLANT CASE NO. 2018-001590

RECEIVED
DEC 17 2018
SC Court of Appeals

Andrew Waldo; Jane Zheng; and SC Coast Properties, LLC d/b/a
Keller Williams Realty..... Respondents

vs.

Michael Cousins; Founders Five, LLC d/b/a Sperry Van Ness Founders
Group; and South Carolina Association of REALTORS.....Appellants

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

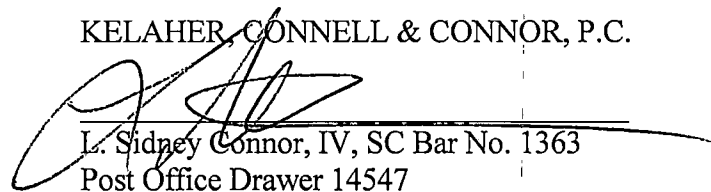
The Appellant proposes the following to be included in the Record on Appeal:

1. Appellant's original Complaint, filed March 20, 2015;
2. Order – Form 4, filed September 25, 2015, dismissing Keller Williams Realty, without prejudice;
3. Order – Filed January 11, 2016 dismissing case as to Defendant National Golf Management, LLC (Seller);
4. Request and Agreement to Arbitrate, dated September 21, 2015, submitted by Andrew F. Waldo and Keller Williams Realty;
5. Response and Agreement to Arbitrate with statement and 12 Exhibits dated November 20, 2015, submitted by Michael Cousins and Sperry Van Ness;
6. Award of Arbitrators, dated February 2, 2016 awarding \$250,000 to Michael Cousins;
7. Decision of the Procedural Review Hearing Tribunal, dated May 2, 2016, affirming arbitration decision;
8. Cousins Motion to Confirm Arbitration Award, filed May 13, 2016;
9. Waldo's Appeal, filed May 17, 2016;

10. Cousins' Response to notice of Appeal, filed May 25, 2016;
11. Consent Order of Reference to Master-In-Equity, filed April 3, 2017;
12. South Carolina Association of Realtors' Motion to Dismiss and Memorandum in Support, dated June 17, 2016, with supporting Affidavits and Exhibits;
13. Cousins' Supplemental Memorandum in Support of Defendants' Motion for Reconsideration, dated October 14, 2016 with attached Affidavit and Exhibit;
14. Order Vacating Arbitration Award filed August 16, 2018;
15. Notice of Appeal filed August 29, 2018.

Counsel for Appellants certify that this Designation contains no matter that is irrelevant to this appeal.

KELAHER, CONNELL & CONNOR, P.C.



L. Sidney Connor, IV, SC Bar No. 1363

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ATTORNEY FOR APPELLANTS

MICHAEL COUSINS; FOUNDERS FIVE, LLC D/B/A

SPERRY VAN NESS FOUNDERS GROUP

December 13, 2018

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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PROOF OF SERVICE

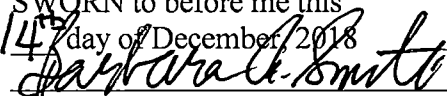
PERSONALLY appeared before me, Lynn C. Benton, who being duly sworn, deposes and says that she is an employee of KELAHER, CONNELL & CONNOR, P.C., Attorneys at Law, and that she has served **Appellants Michael Cousins; Founders Five, LLC d/b/a Sperry Van Ness Founders Group's Initial Brief and Designation of Matter To Be Included on the Record On Appeal** on the Respondents, through its attorney of record, by depositing a copy of same in the United States Mail, postage prepaid, to:

Douglas M. Zayicek, Esquire
The Bellamy Law Firm
Post Office Box 357
Myrtle Beach, SC 29578

Marcus A. Manos, Esquire
Nexsen Pruet, LLC
Post Office Box 2426
Columbia, SC 29202

Date of Mailing: December 14, 2018


Lynn C. Benton

SWORN to before me this
14 day of December, 2018

Notary Public for South Carolina
My Commission Expires: 3-12-24

KELAHER, CONNELL & CONNOR, P.C.

ATTORNEYS AT LAW

SUITE 209

THE COURTYARD

1500 U.S. HIGHWAY 17 NORTH

P.O. DRAWER 14547

SURFSIDE BEACH, SOUTH CAROLINA 29587

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December 13, 2018

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SC Court of Appeals

Jenny Abbott Kitchings
The South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

**Re: Andrew Waldo, Jane Zheng and SC Coast Properties, LLC d/b/a Keller Williams Realty v. Michael Cousins, Founders Five, LLC d/b/a Sperry Van Ness Founders Group, and South Carolina Association of REALTORS
APPELLANT CASE NO. 2018-001590**

Dear Ms. Kitchings:

Enclosed please find the following:

1. The original and a copy of Initial Brief of Appellants Michael Cousins, Founders Five, LLC d/b/a Sperry Van Ness Founders Group;
2. The original and a copy of Appellant's Designation of Matter To Be Included on the Record On Appeal;
3. The original and a copy of Proof of Service of same.

Please file the originals and return a clocked copy of each of these documents in the envelope provided for your convenience.

I am, by copy of this letter, serving the same upon counsel of record.

Very truly yours,

L. Sidney Connor, IV

LSCIV:lb

Enclosures

cc w/encl.: Douglas M. Zayicek, Esquire

cc w/ encl.: Marcus A. Manos, Esquire

KELAHER, CONNELL & CONNOR, P.C.

ATTORNEYS AT LAW

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