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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
In the Court of Common Pleas for the Ninth Circuit

Kristi Lea Harrington, Circuit Court Judge

Appellate Case No. 2018-001158

Curtis Mills Respondent

v.

The South Carolina State Ports Authority Appellant

APPELLANT'S DESIGNATION OF MATTER FOR
INCLUSION IN THE RECORD ON APPEAL

Randolph R. Lowell, Esq.
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*Counsel for Appellant South Carolina State
Ports Authority*

Other Counsel of Record:

Ladson F. Howell, Jr., Esq.
Howell & Christmas, LLC
PO Box 1896
Mount Pleasant, SC 29465

Counsel for Respondent Curtis Mills

Pursuant to Rule 209 of the South Carolina Appellate Court Rules, Appellant The South Carolina State Ports Authority ("Ports Authority") hereby designates the following materials to be included in the Record on Appeal in this matter in connection with its Appellants' Brief. Unless otherwise expressly stated, each item designated is to include all attachments or exhibits to the original of the referenced item. The Ports Authority intends to designate each and every item from the record that it cited in its Initial Appellant's Brief in this matter. The Ports Authority expressly reserves the right to seek supplementation of the record pursuant to Rules 209 and 212, SCACR. The Ports Authority designates the following matters for inclusion in the Record on Appeal:

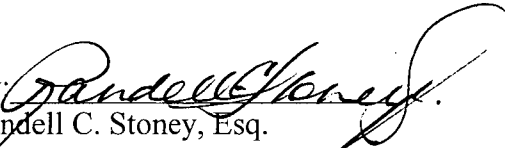
1. May 7, 2014 Summons and Complaint
2. June 20, 2014 Answer
3. April 22, 2016 Motion to Have Case Stricken from the Docket by Agreement Rule 40(j)
4. November 2, 2016 Consent Order to Restore 40(j)
5. May 25, 2018 Defendant The South Carolina State Ports Authority's Proposed Jury Instructions
6. May 29, 2018-June 1, 2018 Trial Transcript (Pages 20-21, 104-16, 120, 129-31, 139, 141-42, 145-46, 148-49, 169, 171, 173-74, 184, 187-88, 192, 239-40, 301-07, 310-11, 313-15, 344, 354-56, 362-66, 369-70, 417-19, 421-26, 434-48, 456-62, 472-91)
7. May 31, 2018 Transcript of Record Jury Charge
8. June 1, 2018 Form 4 and completed Verdict Form
9. June 8, 2018 Defendant The South Carolina State Ports Authority's Post-Trial Motions
10. June 8, 2018 Transcript of Post-Trial Motions (Pages 8-13, 20-21)
11. June 8, 2018 Form 4 Order
12. June 18, 2018 Notice of Appeal
13. Defendant The South Carolina State Ports Authority's Proposed Jury Instructions

14. Trial Court's Exhibit 9

The Ports Authority 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 it has not designated any matter that is irrelevant to the issues before the Court.

December 13, 2018

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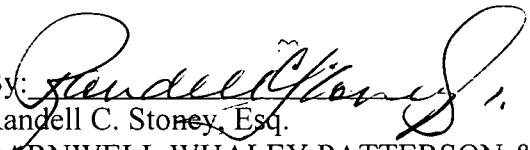
The South Carolina State Ports AuthorityAppellant

PROOF OF SERVICE

I certify that I have served the Appellant The South Carolina State Ports Authority's Designation of Matter for Inclusion in the Record on Appeal on the above-referenced Respondent by depositing a copy of it in the United States Mail, postage prepaid, on December 13, 2018, addressed to his attorneys of record:

December 13, 2018

BARNWELL WHALEY PATTERSON &
HELMS, LLC

By: 
Randell C. Stoney, Esq.
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*Counsel for Appellant South Carolina State
Ports Authority*



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REPLY TO SOUTH CAROLINA OFFICE

Randell C. Stoney, Jr., Esquire
rstoney@barnwell-whaley.com

December 13, 2018

2207.135

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

Re: Curtis Mills v. South Carolina State Ports Authority
Appellate Case No. 2018-001158

Dear Ms. Kitchings:

Enclosed for filing please find the original and one (1) copy of each of the following:

- (1) Initial Reply Appellants Brief of Appellants/Respondents;
- (2) Appellant/Respondent's Designation of Record; and
- (3) Proofs of Service.

We would appreciate if you would file the original documents and return the filed, stamped copies to us in the self-addressed, stamped envelope provided.

By copy of this letter, we are serving copies of the enclosures upon counsel of record.

Sincerely,

Randell C. Stoney, Jr.

RCSjr/jgc
Enclosures (as stated)

cc (w/enclosures): **VIA U.S. MAIL**
Ladson F. Howell, Jr., Esq.

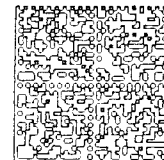
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www.barnwell-whaley.com

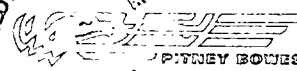
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REPRESENTING CLIENTS IN ALL COURTS IN SOUTH CAROLINA AND NORTH CAROLINA AND IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



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