

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM CHARLESTON COUNTY
COURT OF COMMON PLEAS

Kristi Lea Harrington, Circuit Court Judge

Appellate Case No. 2018- 000692
Circuit Court Case No. 2015-CP-10-06684

RECEIVED

FEB 20 2019

SC Court of Appeals

Zurich American Insurance Company of Illinois Respondent,

v.

Palmetto Contract Services, Inc. Appellant.

**RESPONDENT'S DESIGNATION OF MATTERS
TO BE INCLUDED IN THE RECORD ON APPEAL**

1. Order granting Plaintiff's Motion to Strike Defendant's Jury Trial Demand dated March 13, 2018.
2. Complaint dated December 11, 2015.
3. Defendant's Answer to Plaintiff's Complaint dated February 16, 2016.
4. Notice of Motion and Motion to Amend Answer and Assert a Counterclaim Against Plaintiff dated July 12, 2016.
5. Plaintiff's Response in Opposition to Defendant's Motion to Amend Complaint and File Counterclaim dated November 7, 2016.
6. Order granting Defendant's Motion to Amend dated September 22, 2017.

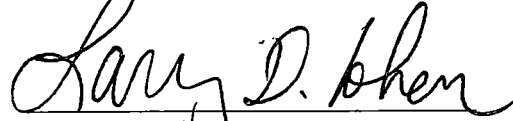
7. Defendant's Amended Answer and Counterclaim dated September 29, 2017.
8. Plaintiff Zurich American Insurance Company's Reply to Defendant's Amended Answer and Counterclaim dated October 26, 2017.
9. Plaintiff Zurich's Objection to Transfer to Jury Trial Roster and Motion to Strike Demand for Jury Trial dated October 26, 2017.
10. Plaintiff Zurich's Memo in Support of Its Objection to Transfer to Jury Trial Roster and Motion to Strike Defendant Palmetto Contract Services Inc.'s Demand for Jury Trial dated March 5, 2018.
11. Transcript of Record of Hearing on Plaintiff Zurich's Objection to Transfer to Jury Trial Roster and Motion to Strike Jury Trial Demand dated March 6, 2018.
12. Transcript of Hearing on Defendant Palmetto's Motion to Amend Answer and Assert a Counterclaim, dated January 5, 2017, before The Honorable W. Jeffrey Young.
13. Form 4 Order entered on January 6, 2017 on Defendant Palmetto's Motion to Amend and Assert a Counterclaim taken under advisement by Court and parties ordered to submit proposed Orders.
14. Letter dated August 24, 2017 from William A. Scott, attorney for Defendant Palmetto to The Honorable Roger M. Young, Sr. [sic] and Defendant Palmetto's proposed Order to Amend Answer and Assert Counterclaim [Plaintiff Zurich's proposed Order is omitted].
15. Charleston County Clerk of Court's Notice to Parties, dated March 8, 2017, that the case is on the trial court's backup non-jury trial roster for week of March 20, 2017 to March 24, 2017.
16. Transcript of Hearing on Defendant Palmetto's Motion to Amend Answer and Assert

a Counterclaim, dated September 19, 2017, before the Honorable J. C. Nicholson, Jr.

17. Charleston County Clerk of Court's Notice to Parties, dated October 5, 2017 that case is on the Jury Trial Roster for period from October 9, 2017 to October 13, 2017.

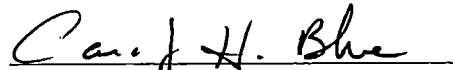
I certify that Respondent's Designation of Matters contains no matter which is irrelevant to this appeal.

Respectfully submitted,



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Charleston, South Carolina
February 15, 2019



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Attorneys for Respondent
Zurich American Insurance Company of Illinois

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM CHARLESTON COUNTY
COURT OF COMMON PLEAS

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Zurich American Insurance Company of Illinois Respondent,

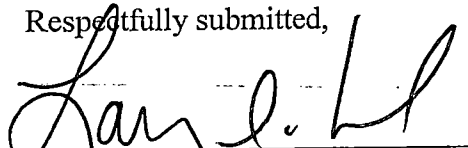
v.

Palmetto Contract Services, Inc. Appellant.

PROOF OF SERVICE

I, Larry D. Cohen, do hereby certify that I served Appellant Palmetto Contract Services, Inc., with copies of Brief of Respondent, Respondent's Designation of Matters to be Included in Record on Appeal, Certification and this Proof of Service, by placing copies of the same into a sealed wrapper with First Class Postage attached, addressed to the attorney of record for Appellant, William A. Scott, 775 St. Andrews Blvd., Charleston, South Carolina 29407.

Respectfully submitted,


Larry D. Cohen

Charleston, South Carolina

February 15, 2018

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Larry D. Cohen *▼
Debra L. Redman ♦▼
Carolyn H. Blue (Of Counsel) +

* Member SC, FL, GA & TX
▼♦ Member SC & TX Bars
+Member SC & Florida Bars

▼ TX- inactive

February 15, 2019

VIA CMRRR # 7015 3010 0001 9615 8218

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

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SC Court of Appeals

Re: Zurich American Insurance Company of Illinois, Respondent
v.
Palmetto Contract Services, Inc., Appellant
Appellate Case: 2018-000692

Dear Ms. Kitchings:

Enclosed, please find an original and one copy of the following documents filed on behalf of our client, Respondent Zurich American Insurance Company of Illinois:

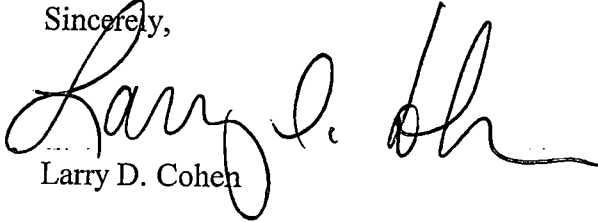
1. Brief of Respondent;
2. Respondent's Designation of Matters to be Included in Record on Appeal, with Counsel's Certification; and
3. Proof of Service.

Please return file-stamped copies of the enclosed in our self addressed stamped envelope.

Thank you for your attention to this matter. If you have any questions, please contact me.

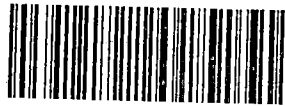
Letter to The Honorable Jenny Abbott Kitchings
February 15, 2019
Page two of two

Sincerely,


Larry D. Cohen

LDC/jmr
enclosures

cc: William A. Scott, Esquire
Pedersen & Scott, P.C.
775 St. Andrews Boulevard
Charleston, S.C. 29407
w/enclosures



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Larry D. Cohen
Larry D. Cohen, LLC
Attorneys at Law
Post Office Box 30547
Charleston, S.C. 29417

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SC Court of Appeals

**RETURN RECEIPT
REQUESTED**

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
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