

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

J.C. Nicholson, Jr., Circuit Court Judge

Case No. 2015-CP-10-3325 & Case No. 2017-CP-10-05055
Appellate Case No. 2018-001413

Phillip DeClemente, a/k/a Alex Rochford, Appellant,

v.

Assistive Technology Medical Equipment
Services, LLC; Jeffrey Reed; Murrell G. Smith, Respondents,

and

Phillip DeClemente, a/k/a Phillip Goodpaster, Appellant,

v.

Assistive Technology Medical Equipment
Services, LLC (ATMES); Jeffrey Reed; Murrell G. Smith, Respondents.

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

Respondents propose the following be included in the Record on Appeal:

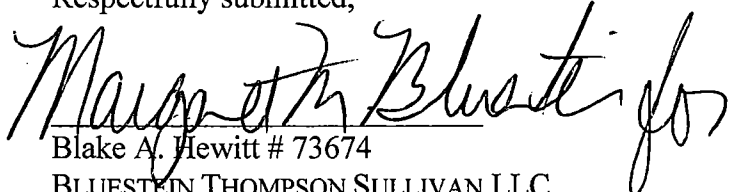
1. Plaintiff's Memo in Opposition of January 7, 2016;
2. Plaintiff's Motion to Amend Judgment and Pleadings of January 25, 2016 with Exhibit 2;
3. Affidavit of Martha Jo Johnson with Exhibit 4;
4. Affidavit of DeClemente;
5. Deposition Transcript of DeClemente, pp.44-45;
6. Hearing Transcript of January 7, 2016.

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MAR 08 2019
SC Court of Appeals

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

March 8, 2019

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Margaret Bluestein". The signature is written in black ink and is positioned above the printed name and contact information.

Blake A. Hewitt # 73674

BLUESTEIN THOMPSON SULLIVAN LLC

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Attorney for Respondents

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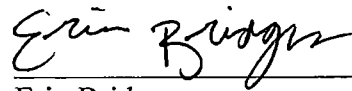
Assistive Technology Medical Equipment
Services, LLC (ATMES); Jeffrey Reed; Murrell G. Smith, Respondents.

PROOF OF SERVICE

The undersigned hereby certifies that on the date indicated below she served counsel for the Appellant with a copy of the *Initial Brief of Respondents and Designation of Matter to be Included in the Record on Appeal* by mailing copies of the same by United States Mail with first class postage prepaid to the following address:

Cameron L. Marshall
7 Gamecock Ave, Ste 707
Charleston, SC 29407-3379

March 8, 2019

A handwritten signature in cursive script that reads "Erin Bridges". The signature is written in black ink and is positioned above a horizontal line.

Erin Bridges

March 8, 2019

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SC Court of Appeals

VIA HAND DELIVERY

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

Re: Phillip DeClemente v. Assistive Technology Medical
Case Tracking No. 2018-001413

Dear Ms. Kitchings:

Please find enclosed for filing the original and one (1) copy of the Initial Brief of Respondents and Designation of Matter to be Included in the Record on Appeal in regards to this matter. I have also enclosed a Proof of Service upon counsel for the Appellant. Please return the additional filed copies to me via our courier.

Thank you for your attention to this matter. If you have any questions or need any additional information, please do not hesitate to contact me.

Sincerely,



Erin Bridges
Paralegal to Blake A. Hewitt
Bluestein Thompson Sullivan, LLC

/emb

Enclosures

cc: James E. Smith, Jr., Esquire
Cameron L. Marshall, Esquire