

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

**RECEIVED**

APPEAL FROM PICKENS COUNTY  
Court of Common Pleas

JUL 01 2019

**SC Court of Appeals**

The Honorable Perry H. Gravely, Circuit Judge

Case No. 2016-CP-39-00103

Appellate Case No. 2019-00235

Scott E. Arbet.....Respondent,

v.

Riverstone Development Group .....Appellant.

DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL

Pursuant to Rule 209, SCACR, Appellant Riverstone Development Group designates the following items for inclusion in the record on appeal. Undersigned counsel certifies, pursuant to Rule 209(c), SCACR, that the designation contains no matter that is irrelevant to the appeal:

1. Plaintiff's Summons and Complaint, February 1, 2016
2. Plaintiff's Amended Summons and Complaint, August 16, 2016
3. Defendant's Answer and Counterclaims, September 15, 2016
4. Plaintiff's Motion for Partial Summary Judgment, November 28, 2017
5. Defendant's Opposition to Plaintiff's Motion for Partial Summary Judgment,  
November 30, 2018
6. Plaintiff's Amended Motion for Partial Summary Judgment, December 2, 2017
7. Affidavit of Scott E. Arbet, December 5, 2018

8. Affidavit of Courtney Macke, November 30, 2018
9. Supplemental Affidavit of Courtney Macke, December 14, 2018
10. Order Granting Plaintiff's Amended Motion for Partial Summary Judgment,  
January 7, 2019
11. Defendant's Motion to Alter or Amend Judgment, January 11, 2019
12. Plaintiff's Memorandum in Opposition of Defendant's Motion to Alter or Amend  
Judgment, January 22, 2019
13. Order Denying Motion to Reconsider, February 6, 2019
14. Plaintiff's Motion to Dismiss Appeal, February 26, 2019
15. Order Denying Plaintiff's Motion to Dismiss Appeal, May 2, 2019
16. Transcript of Record December 6, 2018

Respectfully Submitted,



R. Mills Ariail, Jr., S.C. Bar 15584  
Law Office of R. Mills Ariail, Jr.  
11 North Irvine Street, Suite 11  
Greenville, SC 29601  
Attorney for Appellant Riverstone  
Development Group

June 28, 2019  
Greenville, South Carolina

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PROOF OF SERVICE

I, Denise Tanner LaBeck, paralegal to R. Mills Ariail, Jr., do hereby certify that on this 28th day of June, 2019, I served upon the below named Respondents copies of the **Initial Brief of Appellant Riverstone Development Group, Inc. and Designation of Matter to be Included in the Record on Appeal** by depositing copies of the same via U.S. Mail, postage prepaid, US Mail in an envelope addressed as set forth herein below:

Townes B. Johnson, III, Esquire  
Post Office Box 9246  
Greenville, SC 29604

*Denise Tanner LaBeck*  
Denise Tanner LaBeck

June 28, 2019

R. MILLS ARIAIL, JR.  
ATTORNEY AT LAW

11 NORTH IRVINE STREET, SUITE 11 • GREENVILLE, SC 29601  
PHONE 864.232.9390 • FAX 864.232.9392 • E-MAIL MILLS@RMALAWOFFICE.COM

June 28, 2019

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

RE: Scott E. Arbet vs. Riverstone Development Group, Inc.  
Appellate Case No. 2019-000235

Dear Ms. Kitchings:

Enclosed please find an original and a two copies of each of the following: (1) Initial Brief of Appellant Riverstone Development Group, Inc; (2) Designation of Matter to be Included in the Record on Appeal; and (3) Proof of Service.

Please return a filed copy of each to my office in the envelope provided for your convenience.

Thank you for your consideration of this letter.

Sincerely,  
LAW OFFICE OF R. MILLS ARIAIL, JR.  
Attorney at Law



R. Mills Ariail, Jr.

RMAjr/dl

RMAjr/dl  
Enclosures (as stated)

cc:

Townes B. Johnson, Attorney for Respondent

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R. MILLS ARIAIL, JR.

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GREENVILLE, SC 29601

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