

STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

L. Casey Manning, Circuit Court Judge

Case No. 2018-CP-40-2730
Appellate Case No. 2019-000456

Zachary M. Merritt, as personal representative of
the Estate of James A. Merritt, Jr.,

Respondent,

v.

Merritt, Webb, Wilson & Caruso, PLLC,

Appellant.

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

Pursuant to Rule 209 of the South Carolina Rules of Appellate Procedure, Respondent proposes the following matters to be included in the Record on Appeal:

1. Summons and Complaint, filed May 18, 2018
2. Defendant's Motion to Dismiss, Or, Alternatively, to Stay and to Compel Arbitration and Exhibits, filed July 2, 2018
3. Amended Complaint, filed October 8, 2018
4. Defendant's Motion to Dismiss, Or, Alternatively, to Stay and to Compel Arbitration, filed October 18, 2018
5. Plaintiff's Memorandum in Opposition to Defendant's Motion to Dismiss, Or, Alternatively, to Stay and to Compel Arbitration, filed January 8, 2019
6. Transcript of January 10, 2019, Hearing

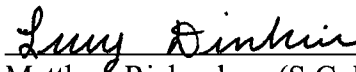
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SC Court of Appeals

7. Order Denying Defendant's Motion to Dismiss, Or, Alternatively, to Stay and to Compel Arbitration, filed January 25, 2019
8. Defendant's Notice of Motion and Motion for Reconsideration of the Court's Denial of Defendant's Motion to Dismiss, Or in the Alternative, to Stay, and Compel Arbitration, filed February 1, 2019
9. Order Denying Defendant's Motion to Reconsider, filed February 27, 2019
10. Order Denying Defendant's Motion to Reconsider, filed March 4, 2019

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



Matthew Richardson (S.C. Bar 15647)
Mary Lucille ("Lucy") Dinkins (S.C. Bar 101177)
Wyche, P.A.
801 Gervais Street, Suite B
Columbia, South Carolina 29201
Telephone: 803-254-6542
Facsimile: 803-254-6544
Email: mrichardson@wyche.com
ldinkins@wyche.com

Eric B. Amstutz (S.C. Bar No. 0363)
Wyche, P.A.
200 East Camperdown Way (29601)
P.O. Box 728
Greenville, South Carolina 29602-0728
Telephone: 864-242-8200
Facsimile: 864-235-8900
Email: eamstutz@wyche.com

June 28, 2019

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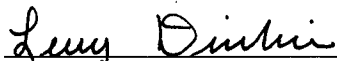
Appellant.

PROOF OF SERVICE

The undersigned hereby certifies that on June 28, 2019, she served counsel for Appellant with *Respondent's Designation of Matter and Respondent's Initial Brief* in this matter via hand-delivery to the following address:

Demetri K. Koutrakos
Ian T. Duggan
Harry A. Dixon
Callison Tighe & Robinson, LLC
1812 Lincoln Street, Suite 200
Columbia, SC 29201

Respectfully submitted,



Lucy Dinkins
Wyche, P.A.
801 Gervais Street, Suite B
Columbia, SC 29201

June 28, 2019

ATTORNEY FOR RESPONDENT

W Y C H E

Attorneys at Law

June 28, 2019

VIA HAND DELIVERY

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1015 Sumter Street
Columbia, South Carolina 29201

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Re: *Zachary M. Merritt, as personal representative of the Estate of James
A. Merritt, Jr., Respondent vs. Merritt, Wilson & Caruso, PLLC, Appellant*

Dear Ms. Kitchings:

Enclosed please find for filing with the Court the originals and three copies of each of the Initial Brief of Respondent, Respondent's Designation of Matter to be Included in the Record on Appeal, and Proof of Service in connection with the above-referenced matter. Please return a file stamped copy of each to my courier.

By copy of this letter we are serving copies of these documents on counsel for Appellant.

Thank you for your assistance.

Most respectfully,



Lucy Dinkins
ldinkins@wyche.com

Enclosures (As Referenced)

cc: Demetri K. Koutrakos
Ian T. Duggan
Harry A. Dixon

MLD/lhd

W Y C H E
PROFESSIONAL ASSOCIATION

PO Box 12247, Columbia, SC 29211-2247
p: 803.254.6542 | f: 803.254.6544
www.wyche.com