

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas
The Honorable Marvin H. Dukes, III, Master in Equity

Case No. 2014-CP-07-0052
Appellate Case No. 2019-001270

Lady Beaufort, LLC & Tideland Realty, Inc.,.....*Appellants,*

v.

Hird Island Investments, Inc., Sherwood N. Fender, Addison D. Fender, Martha B. Fender,
William B. Bowen, Lady Kemmerlin, LLC, Brickyard Holdings, Inc., and A&K Holding Co.,
LLC, Defendants,

AND

William M. Bowen, Third-Party Plaintiff,

v.

James S. Kerr and Matt Trumps, Third-Party Defendants,

Of Which Hird Island Investments, Inc. and Sherwood N. Fender are the Respondents.

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APPELLANTS'
DESIGNATION OF MATTER TO BE INCLUDED
IN THE RECORD ON APPEAL

Appellants assert the following documents should be included in the Record on Appeal:


1. Order Granting Motion to Post Bond filed July 30, 2019;
2. Consent Order Regarding Extension of Restriction on Transfers of Assets filed March 20, 2019;
3. Order Amending Judgment filed October 26, 2018;

4. Judgment and Order filed May 11, 2017;
5. Defendants' Motion to Post Bond in Satisfaction of Judgments filed June 20, 2019;
6. Notice of Appeal filed July 31, 2019;
7. July 9, 2019 Hearing Transcript;
8. Contract between Lady Beaufort, LLC and Hird Island Investments, Inc. dated August 19, 2013.
9. Deed filed in Beaufort County RMC Book 3558, Page 2031 dated March 1, 2017;
10. Deed filed in the Beaufort County RMC Book 3580, Page 2295 dated May 30, 2017.

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

Respectfully Submitted by:

ANDREW K. EPTING, JR., LLC



Andrew K. Epting, Jr.

Jaan G. Rannik

46A State Street, Charleston, SC 29401

Phone: 843-377-1871; Fax: 843-377-1310

ake@epting-law.com; jgr@epting-law.com

ATTORNEYS FOR RESPONDENTS/APPELLANTS

Dated this 27th day of August, 2019
Charleston, South Carolina

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PROOF OF SERVICE

I certify that I have served the Initial Brief of Appellants and Appellants' Designation of Matter to be Included in the Record on Appeal by depositing a copy in the United States Mail, Postage prepaid, on August 27, 2019, and via email, addressed to Respondents' attorneys of record as follows:

H. Fred Kuhn, Jr., Esquire
P.O. Drawer 507
Beaufort, SC 29901
fred@mossandkuhn.com

[signature on following page]

By

Angela Gross

Legal Assistant to Jaan G. Rannik, Esq.

ANDREW K. EPTING, JR., LLC

46A State Street, Charleston, SC 29401

Attorneys for Appellants

ANDREW K. EPTING, JR., LLC

ATTORNEYS AT LAW

ANDREW K. EPTING, JR. · AKE@EPTING-LAW.COM

JAAN G. RANNIK · JGR@EPTING-LAW.COM

August 27, 2019

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

RE: *Lady Beaufort, LLC & Tidelands Realty, Inc. v. Hird Island Investments, Inc. and
Sherwood Fender*
Case No.: 2014-CP-07-0052
Appellate Case No.: 2019-001270

Dear Ms. Kitchings:

Enclosed please find the original and one copy of the Initial Brief of Appellants and Appellants' Designation of Matter to be Included in the Record on Appeal together with a Proof of Service in the above-referenced matter. I would greatly appreciate your filing the originals and returning the file-stamped copies to me in the envelope provided.

With kind regards,

ANDREW K. EPTING, JR., LLC

Angela Gross
Legal Assistant to Jaan G. Rannik

/agg

Enclosures – as stated

cc: William M. Bowen, Esquire (w/enc.)
Fred H. Kuhn, Jr., Esquire (w/enc.)

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