

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Dorchester County  
Court of Common Pleas

The Honorable Maite Murphy, Circuit Court Judge

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Case No. 2012-CP-18-02583

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**RECEIVED**

**AUG 27 2019**

**SC Court of Appeals**

Jennifer McFarland and Carlton Holcombe,

Appellants,

v.

Thomas Morris and David Hannemann,

Respondents.

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

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WALL TEMPLETON & HALDRUP, P.A.  
Morgan S. Templeton (S.C. Bar No. 15456)  
William W. Watkins, Jr. (S.C. Bar No. 73582)  
Graham P. Powell (S.C. Bar No. 68280)  
John J. Dodds, IV (S.C. Bar No. 102690)  
145 King Street, Suite 300  
Post Office Box 1200  
Charleston, South Carolina 29402  
Telephone: 843.329.9500  
Attorneys for Respondents Thomas Morris and  
David Hannemann

Pursuant to Rule 209, SCACR, Respondents Thomas Morris and David Hannemann

designate the following items for inclusion in the Record on Appeal:


1. Plaintiffs' Summons and Complaint filed November 16, 2012;
2. Answer to Complaint, Counterclaims, and Third-Party Complaint of Defendants Sofia and Michael Mazell filed December 27, 2012;
3. Answer to Complaint, Counterclaims, and Third-Party Complaint of Defendants Thomas Morris and David Hannemann filed January 16, 2013;
4. Plaintiffs' Amended Summons and Complaint filed October 31, 2014;
5. Answer to Amended Complaint, Counterclaims, and Third-Party Complaint of Defendants Thomas Morris and David Hannemann filed November 11, 2014;
6. Defendants Thomas Morris' and David Hannemann's Amended Motion for Summary Judgment filed January 16, 2015;
7. Plaintiffs' and Third-Party Defendants' Motion for Summary Judgment as to Defendant Thomas Morris' and David Hannemann's Counterclaims/Third-Party Claims filed on or about December 22, 2015;
8. Order Granting Defendants Sofia and Michael Mazell's Motion for Partial Summary Judgment filed March 3, 2015;
9. Order Granting in Part and Denying in Part Defendants Thomas Morris' and David Hannemann's Amended Motion for Summary Judgment filed March 13, 2015;
10. Order Granting Plaintiffs' and Third-Party Defendant's Motion for Summary Judgment filed March 13, 2015;
11. Notice of Appeal filed March 20, 2015;
12. *Live Oak Village Homeowners Association, Inc., et al. v. Thomas Morris, et al.*, Unpublished Opinion No. 2016-UP-519 (S.C. Ct. App. Dec. 21, 2016);
13. Remittitur filed January 25, 2018;
14. Consent Order filed March 23, 2018;
15. Trial Transcript, October 30-31, 2018;

16. Trial Exhibits 1-75, as redacted;
17. Plaintiffs' Proposed Order submitted November 13, 2018;
18. Defendants' Proposed Order submitted November 26, 2018;
19. Final Order and Judgment in Favor of Defendants filed January 14, 2019;
20. Plaintiffs' Motion to Alter, Amend, and/or Reconsider or, Alternatively, for a New Trial, filed January 24, 2019;
21. Order Granting in Part and Denying in Part Plaintiffs' Motion to Alter, Amend, and/or Reconsider or, Alternatively, for a New Trial, filed March 14, 2019;
22. Notice of Appeal filed April 12, 2019.

Respondents' counsel certifies, pursuant to Rule 209(c), SCACR, that this designation contains no matter that is irrelevant to the appeal.

Dated this 22<sup>nd</sup> day of August, 2019.

By:

  
WALL TEMPLETON & HALDRUP, P.A.  
Morgan S. Templeton (S.C. Bar No. 15456)  
Graham P. Powell (S.C. Bar No. 68280)  
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**Wall Templeton**  
ATTORNEYS

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August 22, 2019

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

Re: *Live Oak Village Homeowners' Association, Inc., et al. vs. Thomas Morris and David Hannemann, et al.*  
Case No.: 2015-000599  
Claim No.: 72-3238-2012


Dear Ms. Kitchings:

Please find enclosed an original and one copy of Initial Brief of Respondents, Thomas Morris and David Hannemann, Designation of Matter to be Included in the Record on Appeal, and Proof of Service in the above referenced matter. Please file the originals and return filed copies to me in the envelope enclosed. By copy of this letter to counsel for the Appellants, I am serving them with the enclosed.

Thank you for your time and attention to this matter.

Sincerely,

WALL TEMPLETON & HALDRUP, P.A.

  
Graham P. Powell

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SC Court of Appeals

GPP/sds  
Enclosures  
cc: Russell G. Hines

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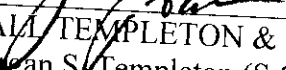
Respondents.

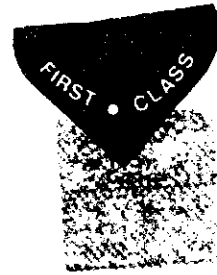
PROOF OF SERVICE

I certify that I have served Initial Brief of Respondents Thomas Morris and David Hannemann and Designation of Matter to be Included in the Record on Appeal of Respondents Thomas Morris and David Hannemann on counsel for Appellants, Russell G. Hines, Young Clement Rivers, LLP, 25 Calhoun Street, Suite 400, Charleston, South Carolina 29401 by depositing same in U.S. Mail this date.

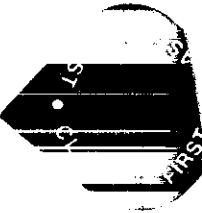
Dated this 22<sup>nd</sup> day of August, 2019.

By:

  
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