

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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AUG 07 2019
SC Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas
The Honorable Roger M. Young, Sr., Circuit Court Judge

Appellate Case No. 2018-000906

Sea Island Food Group, LLC, d/b/a Squeeze..... Plaintiff,

v.

Yaschik Development Company, Inc., d/b/a Yaschik Enterprises, Hilton Smith,
East Bay Company, Ltd., Michael J. Quillen Family Limited Partnership Defendants,

Michael J. Quillen Family Limited Partnership..... Third-Party Plaintiff,

v.

Top of the Bay, LLC..... Third-Party Defendant

Top of the Bay, LLC d/b/a Club Light Fourth-Party Plaintiff, Respondent,

v.

Yaschik Development Company, Inc.,
d/b/a Yaschik Enterprises Fourth-Party Defendant, Appellant.

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

Appellant Yaschik Development Company, Inc. designates the following to be included
in the Record on Appeal:

1. Order on Post-Trial Motions filed May 7, 2018;
2. Order on Directed Verdict, Trial Tr. Vol. II, pp. 737-835;
3. Jury Verdict, February 5, 2018;
4. Sea Island Food Group, LLC d/b/a Squeeze Complaint filed December 5, 2013;

5. Michael J. Quillen Family limited Partnership (“FLP”). Crossclaim filed September 10, 2014;
6. Sea Island Food Group, LLC d/b/a Squeeze Amended Complaint filed May 13, 2015;
7. Top of the Bay, Inc. d/b/a Club Light (“TOTB”) Cross-claim filed August 21, 2015;
8. Yaschik’s Post-Trial Motions filed February 12, 2018;
9. Yaschik’s Notice of Appeal filed May 11, 2018;
10. Yaschik’s Amended Notice of Appeal filed June 1, 2018;
11. Trial Transcript Volume I, pp. 285, 409-412, 457-458, 470, 471, 481, 490-492, 499-500, 501, 504, 523-524, 535, 537, 569, 588, 596, 616-617, 620, 621, 623-625, 632-634, 636-637, 639-641, 647, 652-653, 685, 706-707, 721, 722, 724-725, 753, 793, 841, 846;
12. Trial Transcript Volume II, pp. 53-54, 72, 74, 106-107, 184-185, 209, 234, 250-251, 258-260, 263-264, 352-356, 358, 370, 387, 388, 494, 666, 723;
13. Yaschik’s Exhibits 26, 78, 79, 84, 98, 105, 205;
14. FLP’s Exhibits 93, 116, 150;
15. Squeeze’s Exhibits 1, 2, 4, 7, 20, 23, 35, 38;
16. TOTB’s Exhibit 2.

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



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*Attorney for Appellant Yaschik Development
Company, Inc., d/b/a Yaschik Enterprises*

August 5, 2019

Charleston, SC

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Yaschik Development Company, Inc., d/b/a Yaschik Enterprises, Hilton Smith,
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v.

Top of the Bay, LLC Third-Party Defendant

Top of the Bay, LLC d/b/a Club Light Fourth-Party Plaintiff, Respondent,

v.

Yaschik Development Company, Inc.,
d/b/a Yaschik Enterprises Fourth-Party Defendant, Appellant.

PROOF OF SERVICE

This is to certify that I have this day served counsel for the Respondent in the foregoing matter with a copy of the foregoing **REPLY BRIEF OF APPELLANT** and **AMENDED DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL** by depositing the same in the United States Mail with adequate postage affixed thereon to ensure delivery, addressed as follows:

William K. Swope, Esquire
The Swope Law Firm, PA
1525 Sam Rittenburg Blvd., Ste. 208
Charleston, SC 29407

W. Tracy Brown, Esquire
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Summerville, SC 29483

Attorneys for Respondent/Appellant Top of the Bay, Inc. d/b/a Club Light



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*Attorney for Appellant Yaschik Development
Company, Inc., d/b/a Yaschik Enterprises*

August 5, 2019

Charleston, SC

Moore & Van Allen

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**Re: Sea Island Food Group, LLC doing business as SQUEEZE v. Yaschik
Development Company, Inc., doing business as Yaschik Enterprises, et al.
Case No.: 2013-CP-10-7107
Appellate Case No.: 2018-000906
MVA File No.: 029018.23**

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Dear Madame Clerk:

Enclosed for filing, please find an original and one (1) copy of each of the following:

1. Appellant's Initial Reply Brief;
2. Appellant's Amended Designation of Matter to be Included in the Record on Appeal; and
3. Proof of Service.

Please return a filed copy of each to this office in the enclosed stamped, self-addressed envelope.

Thank you for your assistance in this matter and please call me with any questions.

Sincerely,

Moore & Van Allen PLLC



E. Brandon Gaskins

EBG/ws

Enclosures as stated.

cc w/enc.: W. Tracy Brown, Esquire
William K. Swope, Esquire

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