

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

The Honorable Mark J. Hayes, II

Case No. 2015-CP-07-02047

Appellant Case No. 2019-000200

RECEIVED
SEP 19 2019 -
SC Court of Appeals

James R. Brady.....Respondent.

v.

Hilton Head Homes at Allenwood, LLC,
Village Square Development Company, LLC,
Lancaster Redevelopment Corp. and
Gary GrossmanAppellants.

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

The Appellant proposes the following items to be included in the Record on Appeal:

ORDERS

1. Form 4 Order Granting Summary Judgment, February 8, 2019;
2. Order Granting Summary Judgment, March 1, 2019;
3. Order Denying Motion to Refer to Special Referee, June 16, 2015.
4. Consent Order of Continuance, September 19, 2018;
5. Memorandum in Support of Motion for Summary Judgment with Exhibits;
February 4, 2019;
6. Memorandum in Opposition for Motion for Summary Judgment with Exhibits,
February 4, 2019;

PLEADINGS

1. Summons and Complaint, August, 25, 2015;
2. Answer and Counterclaim, Sept. 14, 2015;
3. Reply to Counterclaim, July 27, 2016;
4. Motion for Summary Judgment, January 15, 2017;
5. Consent Motion for an Order of Protection and for a Status Conference and to Set a Trial Date Certain, January 23, 2019
6. Notice of Appeal.

TRANSCRIPTS

1. Transcript of Hearing held Feb. 6, 2019, in the Circuit Court for Beaufort County;
2. Transcript of Ginger Griffith, December 20, 2018.

CORPORATE DOCUMENTS

1. Operating Agreement for Hilton Head Homes at Allenwood, LLC;
2. Operating Agreement for Village Square Development, LLC.

EXHIBITS

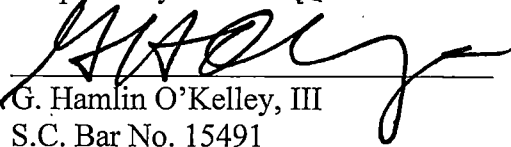
1. Letter to James Brady, February 4, 2004, from Gary Grossman;
2. Letter to James Brady, September 13, 2007, from Ginger Griffith.

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

Mt. Pleasant, South Carolina

Sept. 18, 2019

Respectfully submitted



G. Hamlin O'Kelley, III

S.C. Bar No. 15491

Buist, Byars & Taylor, LLC

652 Coleman Blvd., Suite 200

Mt. Pleasant, SC 29464

(843) 856-4488

Attorneys for the Appellants

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

The Honorable Mark J. Hayes, II

Case No. 2015-CP-07-02047

Appellant Case No. 2019-000200

RECEIVED
SEP 19 2019
SC Court of Appeals

Hilton Head Homes at Allenwood, LLC,
Village Square Development Company, LLC,
Lancaster Redevelopment Corp. and
Gary GrossmanAppellants,

v.

James R. Brady.....Respondent.

PROOF OF SERVICE

I certify that I have served the Appellants' Initial Brief and Designation of Matters to be Included in the Record on Appeal by depositing a copy of same via overnight delivery, postage prepaid, addressed to Charles W. Thomson, Esquire, and Glynn L. Capell, Esquire, 321 East Bay Street, Charleston, SC 29401.

Mt. Pleasant, South Carolina

Sept. 18, 2019



G. Hamlin O'Kelley, III
S.C. Bar No. 15491
Buist, Byars & Taylor, LLC
652 Coleman Blvd., Suite 200
Mt. Pleasant, SC 29464
(843) 856-4488
Attorneys for the Appellants

September 18, 2019

G. HAMLIN O'KELLEY, III
ATTORNEY AT LAW
Hamlin.okelley@buistbyars.com

VIA OVERNIGHT DELIVERY

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
1220 Senate Street
P.O. Box 11629
Columbia, SC 29211

RECEIVED
SEP 19 2019
SC Court of Appeals

Re: *James R. Brady v. Hilton Head Homes at Allenwood, LLC, et al.*
Case No. 2015-CP-07-2047
Appellant Case No.: 2019-000200
File No.: 1115.0001

Dear Ms. Kitchings:

Enclosed for filing please find an original and one (1) copy of the following in the above-referenced matter:

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

Please file the originals and return file-stamped copies to me in the enclosed envelope. By copy of this letter, I am serving same upon all counsel. Should you have any questions, please feel free to contact me. With kindest regards, I remain

Yours very truly,


G. Hamlin O'Kelley, III

GHOIII/act

cc: (w/ Encl.)
Charles W. Thomson, Esq.
Glynn L. Capell, Esq.

ORIGIN ID:RBWA (843) 856-4488
MP ADMIN
BUJST, BYARS & TAYLOR, LLC
652 COLEMAN BLVD
SUITE 200
MT. PLEASANT, SC 29464
UNITED STATES US

SHIP DATE: 18SEP19
ACTWGT: 0.80 LB
CAD: 3444944/INET4160

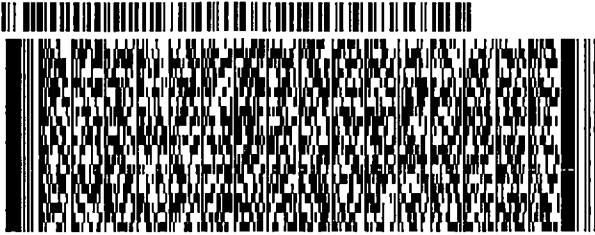
BILL SENDER

TO THE HON. JENNY ABBOTT KITCHINGS
SC COURT OF APPEALS
1220 SENATE STREET

557.116D04A05A2

COLUMBIA SC 29211

(843) 856-4488 REF: LIT GH0113603.0001
INV: PO: DEPT:

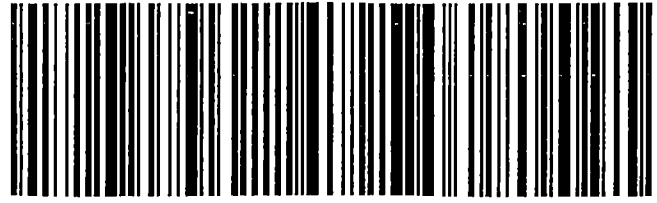


THU - 19 SEP 3:00P
STANDARD OVERNIGHT

TRK# 7762 7409 5685
0201

28 USCA

29211
SC-US CAE



RECEIVED
SEP 19 2019
SC Court of Appeals

After printing this label:

1. Use the 'Print' button on this page to print your label to your laser or inkjet printer.
2. Fold the printed page along the horizontal line.
3. Place label in shipping pouch and affix it to your shipment so that the barcode portion of the label can be read and scanned.

Warning: Use only the printed original label for shipping. Using a photocopy of this label for shipping purposes is fraudulent and could result in additional billing charges, along with the cancellation of your FedEx account number. Use of this system constitutes your agreement to the service conditions in the current FedEx Service Guide, available on fedex.com. FedEx will not be responsible for any claim in excess of \$100 per package, whether the result of loss, damage, delay, non-delivery, misdelivery, or misinformation, unless you declare a higher value, pay an additional charge, document your actual loss and file a timely claim. Limitations found in the current FedEx Service Guide apply. Your right to recover from FedEx for any loss, including intrinsic value of the package, loss of sales, income interest, profit, attorney's fees, costs, and other forms of damage whether direct, incidental, consequential, or special is limited to the greater of \$100 or the authorized declared value. Recovery cannot exceed actual documented loss. Maximum for items of extraordinary value is \$1,000, e.g. jewelry, precious metals, negotiable instruments and other items listed in our ServiceGuide. Written claims must be filed within strict time limits, see current FedEx Service Guide.